

(The following is not a verbatim transcript of comments or discussion that occurred during the meeting, but rather a summarization intended for general informational purposes. All motions and votes are the official records).

REGULAR MEETING – CITY COUNCIL

-FEBRUARY 27, 2012-

Regular meeting of the City Council was held on Monday, February 27, 2012 in the Council Chambers, City Hall, Cranston, Rhode Island.

The meeting was called to order at 7:05 P.M. by the Council President.

Roll call showed the following members present: Councilwoman Luciano, Councilmen Donahue, Stycos, Navarro, Archetto, Santamaria, Favicchio and Council President Lupino -8.

Also Present: Gerald Cordy, Director of Administration; Mark Capuano, Deputy Director of Administration; Robert Strom, Director of Finance; Evan Kirshenbaum, Assistant City Solicitor; Patrick Quinlan, City Council Legal Counsel; Steve Woerner, City Council Internal Auditor; Carlos Lopez, Director of Constituent and Government Affairs

On motion by Councilman Navarro, seconded by Councilman Donahue, it was voted to dispense with the reading of the minutes of the last meeting and they stand approved as recorded. Motion passed on a vote of 8-0. The following being recorded as voting “aye”: Councilwoman Luciano, Councilmen Donahue, Stycos, Navarro, Archetto, Santamaria, Favicchio and Council President Lupino -8.

Council President Lupino indicated that proposed Ordinances 1-12-4 and 1-12-5 regarding Tobacco Licenses are being withdrawn this evening.

I. PUBLIC ACKNOWLEDGEMENTS AND COMMENDATIONS

CITATION HONORING BENJAMIN JOHN MARCOTTE OF CRANSTON BOY SCOUTS IN ACHIEVING THE RANK OF EAGLE SCOUT

Councilman Santamaria presented Citation to Benjamin John Marcotte.

Mr. Lopez presented Proclamation to Benjamin John Marcotte on behalf of the Mayor.

-FEBRUARY 27, 2012-

CITY COUNCIL BUSINESS

WARD 4 Vacancy – Council Appointment
(Resignation of Robert J. Pelletier, Ward 4, democrat Feb. 6, 2012)
[\[click here to view\]](#)

Council President Lupino asked for any nominations to fill vacancy for Ward 4.

Councilman Navarro nominated Maria A. Bucci to fill the vacancy for Ward 4.

Councilman Donahue asked at what point the City Council can discuss the nomination. He stated that it was his understanding that the Board of Canvassing was going to determine if the complaint made against former Councilman Pelletier was valid and if there was going to be a special election or not. He asked if there is a complaint still pending before the Board of Canvassing. Council President Lupino stated that what is before the City Council is the resignation of former Councilman Pelletier and the need to fill the vacancy.

Solicitor Kirshenbaum stated that Section 2.07 of the Charter gives rise to Councilman Donahue's question. He thinks a determination of former Councilman Pelletier's vacating his Ward should be made. The Board of Canvassers should continue to make a finding. He is not suggesting that there should be a special election.

Council President Lupino stated that we are just dealing with the reality that former Councilman Pelletier resigned.

Council President Lupino asked if there were any other nominations. No other nominations were made.

Councilman Navarro stated that based on what Solicitor Kirshenbaum stated, he asked for the City Council's Legal Counsel's opinion. **Mr. Quinlan** stated that under Section 2.06 of the Charter, it is clear that there is a vacancy.

On motion by Councilman Santamaria, seconded by Councilman Navarro, it was voted to move the question. Motion failed on a vote of 2-6. The following being recorded as voting "aye": Councilmen Navarro and Santamaria -2. The following being recorded as voting "nay": Councilwoman Luciano, Councilmen Donahue, Stycos, Archetto, Favicchio and Council President Lupino -6.

On motion by Councilman Navarro, seconded by Councilman Santamaria, it was voted to appoint Maria A. Bucci to fill the vacancy of Ward 4.

Under Discussion:

Councilwoman Luciano questioned what happens to the complaint that was filed and has it been acted on. **Mr. Quinlan** stated that there has been no declaration by the Board of Canvassing of a vacancy, but that does not mean this Council can't appoint a replacement. The only thing that is before the Council is to fill the vacancy due to the resignation.

Councilman Favicchio stated that he has a problem with the process and not the person.

Council President Lupino recognized Democratic Chair Sepe and the members of the Democratic Committee in the audience.

Roll call was taken on motion to appoint Maria A. Bucci to fill the vacancy of Ward 4 and motion passed on a vote of 5-3. The following being recorded as voting "aye": Councilmen Stycos, Navarro, Archetto, Santamaria and Council President Lupino -5. The following being recorded as voting "nay": Councilwoman Luciano, Councilmen Donahue and Favicchio -3.

The City Clerk, Maria Wall, administered the Oath of Office to Councilwoman Bucci.

It is with deep regret that I am informing you that I have decided to resign my elected position of City Councilman as of today.

As you all know I've been an active and responsive member of the City Council for 3 years representing Ward 4.

During that time I've accomplished many great things in the Ward and for the city. I have pushed for the new Natick Ave Bridge which will re-open soon. I have continually lobbied for repaving of many roads in western Cranston. I fought several proposed developments that would have drastically impaired the character of western Cranston. I've been an advocate to many civic organizations in Cranston; I helped people during the historic floods and Hurricane Irene. I continuously upheld my elected official duties and responded to every constituent concern over the last 3 years. I've created numerous ordinances that have made the city a better place to live. I have repeatedly scoured the city budget to find savings and to generate additional revenue to ease the burden on the tax payers. I have attended every meeting that was scheduled and I took my job very seriously. For all my constituents & supporters, you have been well served and it has been a pleasure working for you and along side you. Thank you for allowing me the opportunity and privilege to serve you.

But now due to an impending hearing with the Board of Canvassers, to determine my residency while I was at the lowest point in my personal life, I do not want to continue to let my own personal, financial hardships played out in the media any longer. Also, I do not want to waste any taxpayer's time and money fighting something as trivial as where I slept after my home was sold at a short sale. It has always been my intent to remain in the ward and to continue to serve my constituents while I got back on my feet again. It is a sad commentary that anyone would have to suffer this turmoil while we have bigger and more urgent issues facing this City, this truly undermines why we are elected in the first place. Even though I have been residing in the ward for some time now, I no longer want to fight this battle. I truly believe I could win in a court of law. But the emotional and physical toll this whole situation has taken on me has been unbearable to my health. However, I will still remain an active member in the community and volunteer my time to charitable organizations within the city, while focusing on my personal life outside of politics.

Again, thank you all who have supported me and those who continue to support me.

Robert J. Pelletier



2/6/12

Rosalba Zanni
ROSALBA ZANNI
Notary Public

Received 2/6/2012 @ 8:50 pm:
Maura Wall, City Clerk.

-FEBRUARY 27, 2012-

Election of Council Vice President

Council President Lupino asked for any nominations for Council Vice-President.

Councilman Archetto nominated Councilman Navarro as Council Vice-President. Councilman Santamaria seconded the nomination.

Council President Lupino asked if there were any other nominations for Vice-President.

Councilman Donahue nominated Councilman Favicchio as Council Vice-President. Councilwoman Luciano seconded the nomination.

Roll call was taken on nominations for Council Vice-President. The following votes were cast: Councilwoman Luciano voted for Councilman Favicchio, Councilman Donahue voted for Councilman Favicchio, Councilman Stycos voted for Councilman Navarro, Councilman Navarro voted for Councilman Navarro, Councilman Archetto voted for Councilman Navarro, Councilwoman Bucci voted for Councilman Navarro, Councilman Santamaria voted for Councilman Navarro, Councilman Favicchio voted for Councilman Favicchio and Council President Lupino voted for Councilman Navarro. Councilman Navarro was elected as Council Vice-President on a vote of 6-3.

Council President Appointment of Finance Committee Chair

Council President Lupino appointed Councilman Archetto as Chair of Finance Committee.

II. PUBLIC HEARINGS

Proposed City Redistricting Plan of City's Six Wards [[click for map](#)] [[click for Redistricting Report](#)]

Presentation by Joseph DeLorenzo, Chair Board of Canvassers

Public Comment on Proposed City Redistricting Plan

(limited to docketed matters including)

Ord. 1-12-7 amending Title 15 of the Code of the City of Cranston, entitled "Buildings and Construction" - Overnight Camping Ban for Retail Properties)

Ord. 1-12-5 Ordinance in amendment of Title 8, Chapter 44 of the Code of the City of Cranston, 2010, entitled "Health and Safety" (Tobacco Flavored Ban). As amended in Committee.

John DeGenova, Phenix Ave., appeared to speak and asked if there is going to be a presentation regarding the Redistricting. Council President Lupino stated that there was already a public hearing by the Board of Canvassing and no one from the public attended. It will be introduced as new business this evening and will be referred to the March 15th Ordinance Committee meeting. Mr. DeGenova indicated that this Council appointed him a few months ago as an Alternate member of the Board of Canvassing and he has not been notified of any meetings. He also indicated that there is no posting on the calendar and no schedule of meetings.

Janice Ruggieri, School Committee Member, appeared to speak and stated that she is concerned that there was no posting of the meeting of the Board of Canvassing to discuss the redistricting. She is concerned because she would have attended, since her District will be changed.

-FEBRUARY 27, 2012-

Jackie Caruolo, City Registrar, appeared to speak and stated that the Board of Canvassing meeting was posted on the Secretary of State website. The Board voted on a map, which will be presented to the City Council.

Robert Muksian, member of the Board of Canvassing, appeared to speak and stated that the map being presented to the City Council can be modified by the Council if they wish.

III. RESOLUTIONS

None.

IV. REPORT OF COMMITTEES

SAFETY SERVICES & LICENSES COMMITTEE
(Richard D. Santamaria, Jr., Chair)

1-12-2 Ordinance in amendment of Title 10, Chapter 32 of the Code of the City of Cranston, 2010, entitled "Motor Vehicles and Traffic" (Burr St. Southbound at Macbeth St.)

On motion by Councilman Archetto, seconded by Councilman Stycos, the above Ordinance was adopted on a vote of 7-0. The following being recorded as voting "aye": Councilmen Donahue, Stycos, Archetto, Councilwoman Bucci, Councilmen Santamaria, Favicchio and Council President Lupino -7. Councilwoman Luciano and Council Vice-President Navarro were not present for roll call vote.

1-12-4 Ordinance in amendment of Title 8, Chapter 44 of the Code of the City of Cranston, 2010, entitled "Health and Safety" (Tobacco Discount Ban).

Withdrawn.

1-12-5 Ordinance in amendment of Title 8, Chapter 44 of the Code of the City of Cranston, 2010, entitled "Health and Safety" (Tobacco Flavored Ban). As amended in Committee.

Withdrawn.

FINANCE COMMITTEE
(Vice-President Robert J. Pelletier, Chair)

RESOLUTION AUTHORIZING REAL ESTATE TAX ABATEMENTS

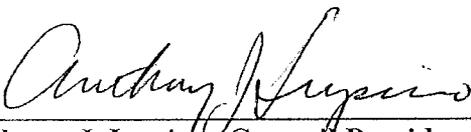
On motion by Councilman Stycos, seconded by Councilman Favicchio, the above Resolution was adopted on a vote of 7-0. The following being recorded as voting "aye": Councilmen Donahue, Stycos, Archetto, Councilwoman Bucci, Councilmen Santamaria, Favicchio and Council President Lupino -7. Councilwoman Luciano and Council Vice-President Navarro were not present for roll call vote.

THE CITY OF CRANSTON

ORDINANCE OF THE CITY COUNCIL
IN AMENDMENT OF TITLE 10, CHAPTER 32 OF THE CODE OF THE CITY
OF CRANSTON, 2005 , ENTITLED "MOTOR VEHICLES AND TRAFFIC"
(Burr Street Southbound at Macbeth)

No. 2012-6

Passed:
February 27, 2012



Anthony J. Lupino, Council President

Approved:
March 8, 2012 pursuant to Sect. 3.14 of the City Charter.

Allan W. Fung, Mayor

It is ordained by the City Council of the City of Cranston as follows:

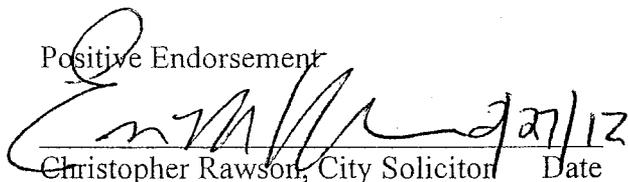
Section 1. Chapter 10.32, Section .020 entitled "Stop Intersections-Enumerated"
is hereby amended by adding the following:

Burr Street, southbound approach, at its intersection with Macbeth Street

Section 2. This Ordinance shall take effect upon its final adoption.

Positive Endorsement

Negative Endorsement (attach reasons)



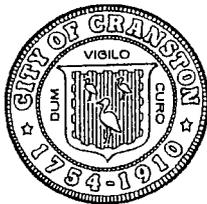
Christopher Rawson, City Solicitor Date

Christopher Rawson, City Solicitor Date

Sponsored by: Councilman Santamaria

Referred to Safety Services and Licenses Committee February 6, 2012

ALLAN W. FUNG
MAYOR



DAVID VENTETUOLO
ACTING DIRECTOR

DEPARTMENT OF PUBLIC WORKS

Inter-Office Memorandum

TO: Anthony J. Lupino, Council President

FROM: Dave Ferguson, Public Safety Manager/Traffic Engr. 

SUBJ: Traffic Engineers Report on Ordinance proposal – **Burr Street southbound leg stop condition (10.32.020)**

DATE: January 3, 2012

In keeping with Section 9.06 of the Charter, as contained in the Cranston Municipal Code, dated 2005, I have reviewed the ordinance proposal, sponsored by Councilman Santamaria.

As with all ordinance proposals, this office undertakes an in-house and field investigation to determine what factors lead to and potentially support the request. These investigations were completed and the following applies.

The data reviewed included, our currently codified Code Book, all approved traffic related ordinances subsequent to December 20, 2010, accident data, existing roadway geometry, sight lines and other data specific to stop sign criteria as defined and delineated in the Manual on Uniform Traffic Control Devices (MUTCD), 2009 and the latest amendments. There is currently no approved stop condition for Burr Street at its intersection with Macbeth Street.

This three-legged "T" intersection services two (2) low volume, 25 MPH, 2-lane residential roadways. The approach legs of the intersection are at right angles to each other. Although the northerly leg has a negative vertical change in grade from the intersection, it does not appear to lend itself to difficulty for eastbound Macbeth Street motorists to immediately recognize southbound Burr Street motorists as they approach the intersection. The remaining two legs were also noted as being free of any physical elements that would restrict sight lines of motorists approaching the intersection.

Accident data was obtained for the period covering 12/08 to 12/11. During the 3 year period zero (0) accidents were recorded at the intersection. The lack of accidents at the intersection would appear to support the absence of sight distance issues noted during the field review.

It is important to note there are two (2) safety related concerns that, if approved, would result from the ordinance proposal before you.

Of primary concern is the fact that the current proposal will leave 2 of the 3 legs of this "T" intersection uncontrolled. The practice of making a leg(s) of any intersection uncontrolled, while the opposing leg(s) is (are) controlled, is both unsafe and undesirable. The incorporation of this condition at an intersection creates driver confusion and indecision at the controlled leg(s) when motorists encounter opposing traffic flow from the uncontrolled leg(s).

The secondary safety concern develops during periods of adverse weather and in this case is relative to the negative grade of the southbound Burr Street approach. Specifically, when vehicles are required to come to a full stop on an incline while experiencing challenging roadway environmental conditions, they will have varying levels of difficulty to either hold grade or proceed ahead from the stop condition.

It is the findings of this office, upon consideration of the safety concerns and in applying the above noted data collected to criteria specific to warrants contained in the MUTCD, the proposed stop condition is not only unsafe, but, does not meet warrants that would support the proposed ordinance.

CC: Cordy, Lopez, Wall; file

Cranston R.I.

Mapping Cranston's Future

Interactive



Find Layers



Scale 1: 1148

Active layer: Parcels

Press the 'Create a PDF' button to generate a printable map in a PDF file.

NOTE: To maintain proper print the PDF files at the proportions which they were generated, a dialog option in the Adobe Reader is to view the PDF in a window.

Enter a Title (50 characters)

Burr-Macbeth stop cond...

Enter a Scale

1148

Page Orientation

Landscape Portrait

Page Dimension

8.5x11 11x8.5

Create a PDF Map

City of Cranston**Department of Public Works/ Public Safety Division****Interoffice Memorandum**

To: Maria Wall
From: Dave Ferguson 
Subject: Traffic Ordinance proposal –Burr Street southbound leg stop condition
(10.32.020)

Date: January 3, 2012

CC: Cordy, Capuano, Lopez, Giarrusso; file

This ordinance proposal has been prepared for introduction at the January 23, 2012 City Council Meeting.

SPONSOR: Councilman Santamaria

Section .020, located in Chapter 10.32 of Title 10 of the Code of the City of Cranston, 2005, entitled “Stop intersections – Enumerated.” should be amended to **ADD:**

Burr Street, southbound approach, at its intersection with Macbeth Street.

Attachment: Staff Report

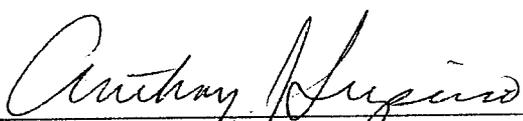
THE CITY OF CRANSTON

RESOLUTION OF THE CITY COUNCIL
AUTHORIZING REAL ESTATE/TANGIBLE TAX ABATEMENTS AS RECOMMENDED
BY CITY ASSESSOR

No. 2012-6

Passed:

February 27, 2012



Anthony J. Lupino, Council President**Resolved, That**

The request of the City Assessor for the following abatements for manifest errors and reasons therein stated be granted and that a certified copy of this Resolution be for the respective amounts a sufficient voucher for the City Treasurer.

(See attached list of Abatements)

U/RES.RE ABATE



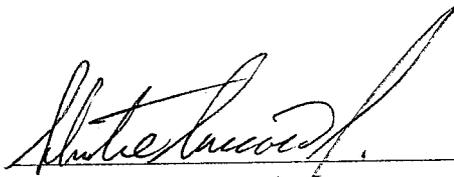
DIVISION OF ASSESSMENT
869 PARK AVE
CRANSTON, RI 02910

MEMO

DATE: February 8, 2012
TO: His Honor the Mayor and the Honorable City Council
FROM: City Assessor
RE: Real Estate and Tangible Abatements

The following assessments are recommended for abatement in the amounts and for the reasons hereinafter set forth:

<u>Assessment Date</u>	<u>Value</u>	<u>Tax</u>
December 31, 2010	448,881	9,094.33



Salvatore Saccoccio Jr.
City Assessor

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Page 1

City of Cranston
2011 Abatement List

1	1504290001 018-1282	2	1916120503 007-1837	3	1916120505 016-1112-012
	Location 23 SEARLE AV		Location 133 CRESCENT AV		Location 132/112 HOFFMAN AV
	NOTTELL GRACE C LIFE ESTATE		RHODE ISLAND HOUSING & MORTGAG		RHODE ISLAND HOUSING & MORTGAG
	23 SEARLE AVE		44 WASHINGTON STREET		44 WASHINGTON STREET
	CRANSTON RI 02920		PROVIDENCE RI 02903		PROVIDENCE RI 02903

Original	:	112406	Value	:	162300	Value	:	108500	Value
Exemption Omit	:	6381	Tax	:	3288.18	Tax	:	2198.20	Tax
Adjusted	:	106025	Adjusted	:	3288.20	Adjusted	:	108500	Adjusted
					-.02				-.01

4 1916120504 007-3331
 Location 100 FOUNTAIN AV
 RHODE ISLAND HOUSING & MORTGAG
 44 WASHINGTON STREET
 PROVIDENCE RI 02903

0000000000
Location

0000000000
Location

Original	:	171700	Value	:	3478.63	Original	:	171700	Value
Exemption Omit	:	171700	Tax	:	3478.64	Adjusted	:	171700	Tax
Adjusted	:		Adjusted	:	-.01	Adjusted	:		Adjusted

Original	554906	Tax	11242.35
Abatements	448881	on	4
Adjusted	106025	Accounts	

-FEBRUARY 27, 2012-

RESOLUTION AUTHORIZING MOTOR VEHICLE TAX ABATEMENTS

On motion by Councilman Stycos, seconded by Councilman Favicchio, the above Resolution was adopted on a vote of 7-0. The following being recorded as voting "aye": Councilmen Donahue, Stycos, Archetto, Councilwoman Bucci, Councilmen Santamaria, Favicchio and Council President Lupino -7. Councilwoman Luciano and Council Vice-President Navarro were not present for roll call vote.

TAX INTEREST WAIVER APPROVALS – AS RECOMMENDED BY CITY TREASURER.

On motion by Councilman Stycos, seconded by Councilman Donahue, it was voted to approve the above list of Tax Interest Waiver Approvals on a vote of 7-0. The following being recorded as voting "aye": Councilmen Donahue, Stycos, Archetto, Councilwoman Bucci, Councilmen Santamaria, Favicchio and Council President Lupino -7. Councilwoman Luciano and Council Vice-President Navarro were not present for roll call vote.

TAX INTEREST WAIVER DENIALS – AS RECOMMENDED BY CITY TREASURER.

On motion by Councilman Stycos, seconded by Councilman Favicchio, it was voted to approve the above list of Tax Interest Waiver Denials on a vote of 8-0. The following being recorded as voting "aye": Councilmen Donahue, Stycos, Archetto, Councilwoman Bucci, Councilmen Santamaria, Favicchio, Council Vice-President Navarro and Council President Lupino -8. Councilwoman Luciano was not present for roll call vote.

RESOLUTION LOAN ORDER AUTHORIZING THE ISSUE OF \$530,000 BONDS OF THE CITY TO FINANCE THE PURCHASE OF PUBLIC WORKS AND HIGHWAY EQUIPMENT AND CONSTRUCTION OF A SALT STORAGE FACILITY; AUTHORIZING THE CITY TO APPLY FOR FEDERAL AND STATE ADVANCES FOR THAT PURPOSE; AUTHORIZING THE ISSUE OF \$530,000 TEMPORARY NOTES FOR THAT PURPOSE; AND AUTHORIZING ADVANCES FROM THE GENERAL TREASURY FOR THAT PURPOSE

On motion by Councilman Stycos, seconded by Councilman Donahue, the above Resolution was adopted on a vote of 8-0. The following being recorded as voting "aye": Councilmen Donahue, Stycos, Archetto, Councilwoman Bucci, Councilmen Santamaria, Favicchio, Council Vice-President Navarro and Council President Lupino -8. Councilwoman Luciano was not present for roll call vote.

RESOLUTION LOAN ORDER AUTHORIZING THE ISSUE OF \$4,335,000 BONDS OF THE CITY TO FINANCE THE ACQUISITION, CONSTRUCTION AND REHABILITATION OF FIRE STATIONS AND FACILITIES AND THE PURCHASE OF EQUIPMENT FOR THE FIRE DEPARTMENT; AUTHORIZING THE CITY TO APPLY FOR FEDERAL AND STATE ADVANCES FOR THAT PURPOSE; AUTHORIZING THE ISSUE OF \$4,335,000 TEMPORARY NOTES FOR THAT PURPOSE; AND AUTHORIZING ADVANCES FROM THE GENERAL TREASURY FOR THAT PURPOSE

On motion by Councilman Stycos, seconded by Councilman Donahue, the above Resolution was adopted on a vote of 8-1. The following being recorded as voting "aye": Councilwoman Luciano, Councilmen Donahue, Stycos, Archetto, Santamaria, Favicchio, Council Vice-President Navarro and Council President Lupino -8. The following being recorded as voting "nay": Councilwoman Bucci -1.

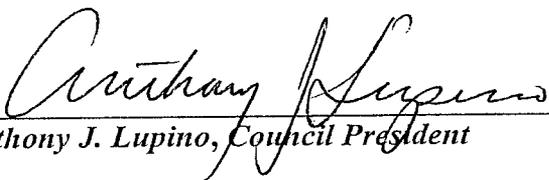
THE CITY OF CRANSTON

RESOLUTION OF THE CITY COUNCIL
AUTHORIZING MOTOR VEHICLE TAX ABATEMENTS AS RECOMMENDED BY CITY
ASSESSOR

No. 2012-7

Passed:

February 27, 2012



*Anthony J. Lupino, Council President***Resolved, That**

The request of the City Assessor for the following abatements for manifest errors and reasons therein stated be granted and that a certified copy of this Resolution be for the respective amounts a sufficient voucher for the City Treasurer.

(See attached list of Abatements)

U/RES.MV ABATE



DIVISION OF ASSESSMENT
869 PARK AVE
CRANSTON, RI 02910

MEMO

DATE: February 8, 2012
TO: His Honor the Mayor and the Honorable City Council
FROM: City Assessor
RE: Motor Vehicle Abatements

The following assessments are recommended for abatement in the amounts and for the reasons hereinafter set forth:

<u>Assessment Date</u>	<u>Value</u>	<u>Tax</u>
December 31, 2009	8,396	356.31
December 31, 2010	<u>210,777</u>	<u>8,945.39</u>
Totals:	219,173	9,301.70


Salvatore Saccoccio Jr.
City Assessor

City of Cranston
2010 Motor Vehicle
Abatement List

Abatement #	Vehicle ID	Year	Make	Model	Value	Original Tax	STOLEN/SOLD/JUNK/TOT	Adjusted Tax
1	36000830	2001	ACURA	ZZ 118	000056025	150.75	STOLEN/SOLD/JUNK/TOT	72.99
2	42012680	2002	INFI	PV 537	0000084266	695.38	STOLEN/SOLD/JUNK/TOTA	604.67
3	44003690	1999	FORD	JU 709	0000104813	30265.42	STOLEN/SOLD/JUNK/TO	2.03
4	48017400	1991	CHEV	199376	0000126776	199376	STOLEN/SOLD/JUNK/TOT	72.99
5	49000720	2004	CHEV	092905	0000129853	306.50	STOLEN/SOLD/JUNK/TOTA	259.48
6	50008300	2001	VOLV	095961	0000145193	1749	STOLEN/SOLD/JUNK/TO	30265.39

For Tax Year: 2010

Value	Tax	Accounts
Original : 39413	53038.33	on 6
Adjusted Tax : 52682.02	356.31	

City of Cranston
2011 Motor Vehicle
Abatement List

Vehicle ID	Year	Make	Model	Address	City	State	Zip	Original Value	Adjusted Value	Original Tax	Adjusted Tax
38013580	2011	HOND						500,487.16	500,487.16	818.46	818.46
42012510	2002	INFI						5159	5159	197.73	197.73
43026470	2007	TOYT						13750	13750	281.17	281.17
43038300	2005	NISS						654987	654987	919.07	919.07
44003670	2003	INTL						019638	019638	21185.96	21185.96
48017690	1991	CHEV						0000125737	0000125737	199376	199376
48022720	2001	DODG						934130	934130	321.76	321.76
49000690	2004	CHEV						082905	082905	1022.88	1022.88
50008240	2001	VOLV						0000144018	0000144018	653.87	653.87
50009640	2007	DODG						2,375	2,375	79.58	79.58
50011550	2007	TOYT						7108	7108	287.06	287.06
500144430	2007	BT						156	156	31.18	31.18
500145456	2007	TOYT						759664	759664	280.44	280.44
500144430	2007	DODG						2,375	2,375	79.58	79.58
500144430	2007	DODG						156	156	31.18	31.18
500144430	2007	DODG						2,375	2,375	79.58	79.58
500144430	2007	DODG						156	156	31.18	31.18
500144430	2007	DODG						2,375	2,375	79.58	79.58
500144430	2007	DODG						156	156	31.18	31.18
500144430	2007	DODG						2,375	2,375	79.58	79.58
500144430	2007	DODG						156	156	31.18	31.18
500144430	2007	DODG						2,375	2,375	79.58	79.58
500144430	2007	DODG						156	156	31.18	31.18
500144430	2007	DODG						2,375	2,375	79.58	79.58
500144430	2007	DODG						156	156	31.18	31.18
500144430	2007	DODG						2,375	2,375	79.58	79.58
500144430	2007	DODG						156	156	31.18	31.18
500144430	2007	DODG						2,375	2,375	79.58	79.58
500144430	2007	DODG						156	156	31.18	31.18
500144430	2007	DODG						2,375	2,375	79.58	79.58
500144430	2007	DODG						156	156	31.18	31.18
500144430	2007	DODG						2,375	2,375	79.58	79.58
500144430	2007	DODG						156	156	31.18	31.18
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Page 3

City of Cranston
2011 Motor Vehicle
Abatement List

For Tax Year: 2011

	Value	Tax		Accounts
Original	:	247222	1003224.6	
Adjusted Tax	:		8945.39	on 23
			994279.30	

Recommend To Approve:

<u>NAME</u>	<u>ADDRESS</u>	<u>TAX AMT</u>	<u>INTEREST</u>	<u>REASON</u>
Benevides Tina	83 Valente Dr	1,051.45	\$63.09	death
Burtill, Tina	22 Beechcrest Dr	285.20	\$19.96	city interest
Dovidio, Lillian	40 Midland Dr	916.36	\$134.96	illness
Hawkins, Laura	78 Pawtuxet Rd	370.69	\$55.00	illness
Martin, Jeffrey	11 Tricia Cir	6,126.20	\$357.36	death
Pasquazzi, Bernice	408 Princess Ave	17,387.10	\$1,825.64	death

Recommend To Deny:

Alga Realty Associates	21 Amflex Dr	21,496.36	\$3,009.49	business
Brown, Susan	650 East Greenwich Ave	455.00	\$138.13	no bill
Simonelli, Paul	385 Tunk Hill Rd	1986.46	278.11	business

THE CITY OF CRANSTON

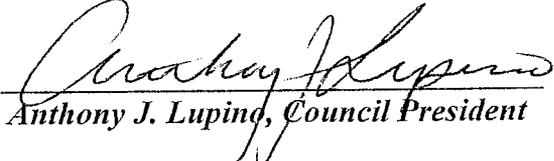
RESOLUTION OF THE CITY COUNCIL

LOAN ORDER AUTHORIZING THE ISSUE OF \$530,000 BONDS OF THE CITY TO FINANCE THE PURCHASE OF PUBLIC WORKS AND HIGHWAY EQUIPMENT AND CONSTRUCTION OF A SALT STORAGE FACILITY; AUTHORIZING THE CITY TO APPLY FOR FEDERAL AND STATE ADVANCES FOR THAT PURPOSE; AUTHORIZING THE ISSUE OF \$530,000 TEMPORARY NOTES FOR THAT PURPOSE; AND AUTHORIZING ADVANCES FROM THE GENERAL TREASURY FOR THAT PURPOSE

No. 2012-8

Passed:

February 27, 2012


Anthony J. Lupino, Council President

SECTION 1. The sum of \$530,000 is appropriated to finance the purchase of public works and highway equipment and construction of a salt storage facility (the "Project").

SECTION 2. The Mayor and the Director of Finance are authorized to issue \$530,000 bonds of the City at one time or from time to time under Chapter 392/522 of the Public Laws of 2006, approved by the electors of the City at the general election held on November 7, 2006, in order to meet the foregoing appropriation.

SECTION 3. The said officers from time to time may, subject to and pursuant to Section 9 of Chapter 392/522 of the Public Laws of 2006, apply for, contract for and expend any federal or state advances or other grants or assistance which may be available for the purpose specified in Section 1 hereof.

SECTION 4. The said officers from time to time may issue and refund not exceeding \$530,000 interest bearing or discounted notes under Section 3 of Chapter 392/522 of the Public Laws of 2006 in anticipation of the issue of said bonds or in anticipation of the receipt of federal or state aid for the purpose specified in Section 1 hereof.

SECTION 5. The manner of sale and the forms, denominations, maturities, interest rates and other details of the bonds and notes shall be fixed by the said officers.

U/Resolutions/Loan Order/Highway Salt Storage (\$530,000)

SECTION 6. Pending the issue of bonds under Section 2 hereof or pending or in lieu of the issue of notes under Section 4 hereof, the City Treasurer at the written direction of the Mayor may, pursuant to Section 4 of Chapter 392/522 of the Public Laws of 2006, expend funds from the general treasury of the City for the purposes specified in Section 1 hereof. Any advances made under this section shall be repaid without interest from the proceeds of bonds or notes issued hereunder or from the proceeds of applicable federal or state assistance or from other available funds.

SECTION 7. The Director of Finance and the Mayor are also authorized, empowered and directed, on behalf of the City, to: (i) execute, acknowledge and deliver any and all other documents, certificates or instruments necessary to effectuate such borrowing, including, without limitation, a Preliminary Official Statement, a final Official Statement, all in such form and with such provisions as such officers shall deem advisable; (ii) amend, modify or supplement the bonds or notes any and all other documents, certificates or instruments at any time and from time to time, in such manner and for such purposes as officers shall deem necessary, desirable or advisable; (iii) do and perform all such other acts and things deemed by such officers to be necessary, desirable or advisable with respect to any matters contemplated by this loan order in order to effectuate said borrowing and the intent hereof.

SECTION 8. The Director of Finance and the Mayor are hereby authorized to take all lawful action necessary under the Internal Revenue Code of 1986, as amended (the "Code") to insure that the interest on the bonds and the notes will be and continue to be excluded from gross income for federal income tax purposes to the extent provided in Section 103 of the Code, and to refrain from taking any action which will cause interest on the bonds or the notes to lose the benefit of exclusion from gross income provided by Section 103(a) of the Code. The Director of Finance and the Mayor are further authorized to take all lawful action necessary or desirable to designate the bonds and the notes as "qualified tax-exempt obligations" within the meaning of Section 265(b)(3) of the Internal Revenue Code.

SECTION 9. This loan order is an affirmative action of the City Council of the City toward the issuance of bonds or notes in accordance with the purposes of the laws of the State. This loan order constitutes the City's declaration of official intent, pursuant to Treasury Regulation §1.150(2), to reimburse the City for certain capital expenditures for the Project paid on or after the date which is sixty (60) days prior to the date of this resolution but prior to the issuance of the additional bonds or notes. Such amounts to be reimbursed shall not exceed \$530,000 and shall be reimbursed not later than eighteen (18) months after (a) the date on which the expenditure is paid or (b) the date the Project is placed in service or abandoned but in no event later than three (3) years after the date the expenditure is paid.

U/Resolutions/Loan Order/Highway Salt Storage (\$530,000)

SECTION 10. The Director of Finance and the Mayor are authorized to take all actions necessary to comply with federal tax and securities laws including Rule 15c2-12 of the Securities and Exchange Commission (the "SEC Rule") and to execute and deliver a Disclosure Certificate in connection with the bonds or notes in the form as shall be deemed advisable by the Director of Finance and the Mayor in order to comply with the SEC Rule. The City hereby covenants and agrees that it will comply with and carry out all of the provisions of the Disclosure Certificate, as it may be amended from time to time. Notwithstanding any other provision of this loan order or the bonds or notes, failure of the City to comply with the Disclosure Certificate shall not be considered an event of default; however, any bondholder or noteholder may take such actions as may be necessary and appropriate, including seeking mandate or specific performance by court order, to cause the City to comply with its obligations under this Section and under the Disclosure Certificate.

SECTION 11. This loan order shall take effect upon its approval by the Mayor after its passage.

Sponsored by:

Referred to Finance Committee February 16, 2012

U/Resolutions/Loan Order/Highway Salt Storage (\$530,000)

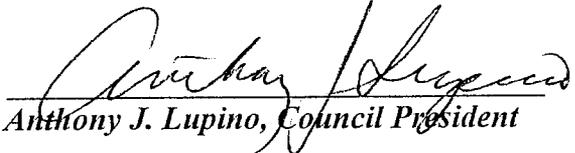
THE CITY OF CRANSTON

RESOLUTION OF THE CITY COUNCIL

LOAN ORDER AUTHORIZING THE ISSUE OF \$4,335,000 BONDS OF THE CITY TO FINANCE THE ACQUISITION, CONSTRUCTION AND REHABILITATION OF FIRE STATIONS AND FACILITIES AND THE PURCHASE OF EQUIPMENT FOR THE FIRE DEPARTMENT; AUTHORIZING THE CITY TO APPLY FOR FEDERAL AND STATE ADVANCES FOR THAT PURPOSE; AUTHORIZING THE ISSUE OF \$4,335,000 TEMPORARY NOTES FOR THAT PURPOSE; AND AUTHORIZING ADVANCES FROM THE GENERAL TREASURY FOR THAT PURPOSE

No. 2012-9

Passed:
February 27, 2012


Anthony J. Lupino, Council President

SECTION 1. The sum of \$4,335,000 is appropriated to finance acquisition, construction and rehabilitation of fire stations and facilities and the purchase of equipment for the fire department (the "Project").

SECTION 2. The Mayor and the Director of Finance are authorized to issue \$4,335,000 bonds of the City at one time or from time to time under Chapter 396/525 of the Public Laws of 2006, approved by the electors of the City at the general election held on November 7, 2006, in order to meet the foregoing appropriation.

SECTION 3. The said officers from time to time may, subject to and pursuant to Section 9 of Chapter 396/525 of the Public Laws of 2006, apply for, contract for and expend any federal or state advances or other grants or assistance which may be available for the purpose specified in Section 1 hereof.

SECTION 4. The said officers from time to time may issue and refund not exceeding \$4,335,000 interest bearing or discounted notes under Section 3 of Chapter 396/525 of the Public Laws of 2006 in anticipation of the issue of said bonds or in anticipation of the receipt of federal or state aid for the purpose specified in Section 1 hereof.

SECTION 5. The manner of sale and the forms, denominations, maturities, interest rates and other details of the bonds and notes shall be fixed by the said officers.

U/Resolutions/Loan Order/Fire Stations Equipment (\$4,335,000)

SECTION 10. The Director of Finance and the Mayor are authorized to take all actions necessary to comply with federal tax and securities laws including Rule 15c2-12 of the Securities and Exchange Commission (the "SEC Rule") and to execute and deliver a Disclosure Certificate in connection with the bonds or notes in the form as shall be deemed advisable by the Director of Finance and the Mayor in order to comply with the SEC Rule. The City hereby covenants and agrees that it will comply with and carry out all of the provisions of the Disclosure Certificate, as it may be amended from time to time. Notwithstanding any other provision of this loan order or the bonds or notes, failure of the City to comply with the Disclosure Certificate shall not be considered an event of default; however, any bondholder or noteholder may take such actions as may be necessary and appropriate, including seeking mandate or specific performance by court order, to cause the City to comply with its obligations under this Section and under the Disclosure Certificate.

SECTION 11. This loan order shall take effect upon its approval by the Mayor after its passage.

Sponsored by:

Referred to Finance Committee February 16, 2012

U/Resolutions/Loan Order/Fire Stations Equipment (\$4,335,000)

THE CITY OF CRANSTON

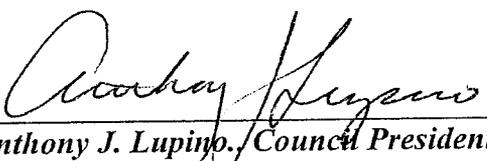
RESOLUTION OF THE CITY COUNCIL

LOAN ORDER AUTHORIZING THE ISSUE OF \$6,300,000 BONDS OF THE CITY TO FINANCE THE CONSTRUCTION AND EQUIPPING OF A NEW FIRE STATION IN THE WESTERN PART OF THE CITY OF CRANSTON AND THE REPAIR, RENOVATION AND IMPROVEMENT OF EXISTING FIRE STATIONS THROUGHOUT THE CITY OF CRANSTON; AUTHORIZING THE CITY TO APPLY FOR FEDERAL AND STATE ADVANCES FOR THAT PURPOSE; AUTHORIZING THE ISSUE OF \$6,300,000 TEMPORARY NOTES FOR THAT PURPOSE; AND AUTHORIZING ADVANCES FROM THE GENERAL TREASURY FOR THAT PURPOSE

No. 2012-10

Passed:

February 27, 2012



Anthony J. Lupino, Council President

SECTION 1. The sum of \$6,300,000 is appropriated to finance the construction and equipping of a new fire station in the western part of the City of Cranston and the repair, renovation and improvement of existing fire stations throughout the City of Cranston (the "Project").

SECTION 2. The Mayor and the Director of Finance are authorized to issue \$6,300,000 bonds of the City at one time or from time to time under Chapter 336/397 of the Public Laws of 2008, approved by the electors of the City at the general election held on November 4, 2008, in order to meet the foregoing appropriation.

SECTION 3. The said officers from time to time may, subject to and pursuant to Section 9 of Chapter 336/397 of the Public Laws of 2008, apply for, contract for and expend any federal or state advances or other grants or assistance which may be available for the purpose specified in Section 1 hereof.

SECTION 4. The said officers from time to time may issue and refund not exceeding \$6,300,000 interest bearing or discounted notes under Section 3 of Chapter 336/397 of the Public Laws of 2008 in anticipation of the issue of said bonds or in anticipation of the receipt of federal or state aid for the purpose specified in Section 1 hereof.

SECTION 5. The manner of sale and the forms, denominations, maturities, interest rates and other details of the bonds and notes shall be fixed by the said officers.

U/Resolutions/Loan Order/Fire Stations (\$6,300,000)

SECTION 6. Pending the issue of bonds under Section 2 hereof or pending or in lieu of the issue of notes under Section 4 hereof, the City Treasurer at the written direction of the Mayor may, pursuant to Section 4 of Chapter 336/397 of the Public Laws of 2008, expend funds from the general treasury of the City for the purposes specified in Section 1 hereof. Any advances made under this section shall be repaid without interest from the proceeds of bonds or notes issued hereunder or from the proceeds of applicable federal or state assistance or from other available funds.

SECTION 7. The Director of Finance and the Mayor are also authorized, empowered and directed, on behalf of the City, to: (i) execute, acknowledge and deliver any and all other documents, certificates or instruments necessary to effectuate such borrowing, including, without limitation, a Preliminary Official Statement, a final Official Statement, all in such form and with such provisions as such officers shall deem advisable; (ii) amend, modify or supplement the bonds or notes any and all other documents, certificates or instruments at any time and from time to time, in such manner and for such purposes as officers shall deem necessary, desirable or advisable; (iii) do and perform all such other acts and things deemed by such officers to be necessary, desirable or advisable with respect to any matters contemplated by this loan order in order to effectuate said borrowing and the intent hereof.

SECTION 8. The Director of Finance and the Mayor are hereby authorized to take all lawful action necessary under the Internal Revenue Code of 1986, as amended (the "Code") to insure that the interest on the bonds and the notes will be and continue to be excluded from gross income for federal income tax purposes to the extent provided in Section 103 of the Code, and to refrain from taking any action which will cause interest on the bonds or the notes to lose the benefit of exclusion from gross income provided by Section 103(a) of the Code. The Director of Finance and the Mayor are further authorized to take all lawful action necessary or desirable to designate the bonds and the notes as "qualified tax-exempt obligations" within the meaning of Section 265(b)(3) of the Internal Revenue Code.

SECTION 9. This loan order is an affirmative action of the City Council of the City toward the issuance of bonds or notes in accordance with the purposes of the laws of the State. This loan order constitutes the City's declaration of official intent, pursuant to Treasury Regulation §1.150(2), to reimburse the City for certain capital expenditures for the Project paid on or after the date which is sixty (60) days prior to the date of this resolution but prior to the issuance of the additional bonds or notes. Such amounts to be reimbursed shall not exceed \$6,300,000 and shall be reimbursed not later than eighteen (18) months after (a) the date on which the expenditure is paid or (b) the date the Project is placed in service or abandoned but in no event later than three (3) years after the date the expenditure is paid.

U/Resolutions/Loan Order/Fire Stations (\$6,300,000)

SECTION 10. The Director of Finance and the Mayor are authorized to take all actions necessary to comply with federal tax and securities laws including Rule 15c2-12 of the Securities and Exchange Commission (the "SEC Rule") and to execute and deliver a Disclosure Certificate in connection with the bonds or notes in the form as shall be deemed advisable by the Director of Finance and the Mayor in order to comply with the SEC Rule. The City hereby covenants and agrees that it will comply with and carry out all of the provisions of the Disclosure Certificate, as it may be amended from time to time. Notwithstanding any other provision of this loan order or the bonds or notes, failure of the City to comply with the Disclosure Certificate shall not be considered an event of default; however, any bondholder or noteholder may take such actions as may be necessary and appropriate, including seeking mandate or specific performance by court order, to cause the City to comply with its obligations under this Section and under the Disclosure Certificate.

SECTION 11. This loan order shall take effect upon its approval by the Mayor after its passage.

Sponsored by:

Referred to Finance Committee February 16, 2012

U/Resolutions/Loan Order/Fire Stations (\$6,300,000)

THE CITY OF CRANSTON

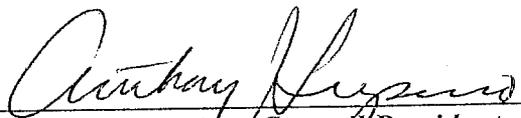
RESOLUTION OF THE CITY COUNCIL

LOAN ORDER AUTHORIZING THE ISSUE OF \$6,000,000 BONDS OF THE CITY TO FINANCE THE REPAIR, CONSTRUCTION AND REHABILITATION OF DRAINAGE IMPROVEMENTS, AND THE REMEDIATION AND MITIGATION OF DRAINAGE AND FLOODING PROBLEMS, THROUGHOUT THE CITY OF CRANSTON; AUTHORIZING THE CITY TO APPLY FOR FEDERAL AND STATE ADVANCES FOR THAT PURPOSE; AUTHORIZING THE ISSUE OF \$6,000,000 TEMPORARY NOTES FOR THAT PURPOSE; AND AUTHORIZING ADVANCES FROM THE GENERAL TREASURY FOR THAT PURPOSE

No. 2012-11

Passed:

February 27, 2012



Anthony J. Lupino, Council President

Resolved, That

SECTION 1. The sum of \$6,000,000 is appropriated to finance the repair, construction and rehabilitation of drainage improvements, and the remediation and mitigation of drainage and flooding problems, throughout the City of Cranston (the "Project").

SECTION 2. The Mayor and the Director of Finance are authorized to issue \$6,000,000 bonds of the City at one time or from time to time under Chapter 332/439 of the Public Laws of 2008, approved by the electors of the City at the general election held on November 4, 2008, in order to meet the foregoing appropriation.

SECTION 3. The said officers from time to time may, subject to and pursuant to Section 9 of Chapter 332/439 of the Public Laws of 2008, apply for, contract for and expend any federal or state advances or other grants or assistance which may be available for the purpose specified in Section 1 hereof.

SECTION 4. The said officers from time to time may issue and refund not exceeding \$6,000,000 interest bearing or discounted notes under Section 3 of Chapter 332/439 of the Public Laws of 2008 in anticipation of the issue of said bonds or in anticipation of the receipt of federal or state aid for the purpose specified in Section 1 hereof.

U/Resolutions/Loan Order/Drainage and Flooding (\$6,000,000)

SECTION 5. The manner of sale and the forms, denominations, maturities, interest rates and other details of the bonds and notes shall be fixed by the said officers.

SECTION 6. Pending the issue of bonds under Section 2 hereof or pending or in lieu of the issue of notes under Section 4 hereof, the City Treasurer at the written direction of the Mayor may, pursuant to Section 4 of Chapter 332/439 of the Public Laws of 2008, expend funds from the general treasury of the City for the purposes specified in Section 1 hereof. Any advances made under this section shall be repaid without interest from the proceeds of bonds or notes issued hereunder or from the proceeds of applicable federal or state assistance or from other available funds.

SECTION 7. The Director of Finance and the Mayor are also authorized, empowered and directed, on behalf of the City, to: (i) execute, acknowledge and deliver any and all other documents, certificates or instruments necessary to effectuate such borrowing, including, without limitation, a Preliminary Official Statement, a final Official Statement, all in such form and with such provisions as such officers shall deem advisable; (ii) amend, modify or supplement the bonds or notes any and all other documents, certificates or instruments at any time and from time to time, in such manner and for such purposes as officers shall deem necessary, desirable or advisable; (iii) do and perform all such other acts and things deemed by such officers to be necessary, desirable or advisable with respect to any matters contemplated by this loan order in order to effectuate said borrowing and the intent hereof.

SECTION 8. The Director of Finance and the Mayor are hereby authorized to take all lawful action necessary under the Internal Revenue Code of 1986, as amended (the "Code") to insure that the interest on the bonds and the notes will be and continue to be excluded from gross income for federal income tax purposes to the extent provided in Section 103 of the Code, and to refrain from taking any action which will cause interest on the bonds or the notes to lose the benefit of exclusion from gross income provided by Section 103(a) of the Code. The Director of Finance and the Mayor are further authorized to take all lawful action necessary or desirable to designate the bonds and the notes as "qualified tax-exempt obligations" within the meaning of Section 265(b)(3) of the Internal Revenue Code.

SECTION 9. This loan order is an affirmative action of the City Council of the City toward the issuance of bonds or notes in accordance with the purposes of the laws of the State. This loan order constitutes the City's declaration of official intent, pursuant to Treasury Regulation §1.150(2), to reimburse the City for certain capital expenditures for the Project paid on or after the date which is sixty (60) days prior to the date of this resolution but prior to the issuance of the additional bonds or notes. Such amounts to be reimbursed shall not exceed \$6,000,000 and shall be reimbursed not later than eighteen (18) months after (a) the date on which the expenditure is paid or (b) the date the Project is placed in service or abandoned but in no event later than three (3) years after the date the expenditure is paid.

U/Resolutions/Loan Order/Drainage and Flooding (\$6,000,000)

SECTION 10. The Director of Finance and the Mayor are authorized to take all actions necessary to comply with federal tax and securities laws including Rule 15c2-12 of the Securities and Exchange Commission (the "SEC Rule") and to execute and deliver a Disclosure Certificate in connection with the bonds or notes in the form as shall be deemed advisable by the Director of Finance and the Mayor in order to comply with the SEC Rule. The City hereby covenants and agrees that it will comply with and carry out all of the provisions of the Disclosure Certificate, as it may be amended from time to time. Notwithstanding any other provision of this loan order or the bonds or notes, failure of the City to comply with the Disclosure Certificate shall not be considered an event of default; however, any bondholder or noteholder may take such actions as may be necessary and appropriate, including seeking mandate or specific performance by court order, to cause the City to comply with its obligations under this Section and under the Disclosure Certificate.

SECTION 11. This loan order shall take effect upon its approval by the Mayor after its passage.

Sponsored by:

Referred to Finance Committee February 16, 2012

U/Resolutions/Loan Order/Drainage and Flooding (\$6,000,000)

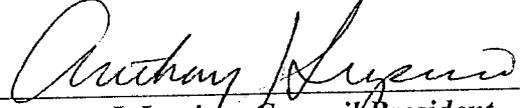
THE CITY OF CRANSTON

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RESOLUTION OF THE CITY COUNCIL
URGING THE MUNICIPAL COURT TO VIGOUROUSLY ENFORCE
EXISTING MINIMUM HOUSING LAWS AND IMPOSE PENALTIES
FOR VIOLATIONS

No. 2012-12

Passed:
February 27, 2012



Anthony J. Lupino, Council President

Resolved, That

WHEREAS, There exists in the City numerous dwellings, commercial real estate and vacant land which are in substandard condition due to various reasons; and

WHEREAS, The Director of Minimum Housing and his staff have been burdened by the increase in substandard housing due to foreclosures, short sales, abandonment of property and neglect; and

WHEREAS, the State of Rhode Island Property Maintenance Code requires the enforcement of said standards within the City; and

WHEREAS, the City Council has received numerous complaints of substandard housing, abandoned structures and neglect of property;

NOW, THEREFORE, BE IT RESOLVED THAT,

The City Council of the City of Cranston urges its Municipal Court to vigorously enforce Articles 8.28, and 15.12 of the Municipal Code of The City Of Cranston. This resolution shall be effective immediately upon its passage by the Cranston City Council.

Sponsored by Councilman Michael W. Favicchio
Co-Sponsored by Councilman Paul H. Archetto
Referred to Ordinance Committee February 16, 2012

1-12-6 ORDINANCE IN AMENDMENT OF CHAPTER 16 OF THE CODE OF THE CITY OF CRANSTON, 2010, ENTITLED 'ZONING' (Fletcher Ave. – Zone Change)

On motion by Councilman Archetto, seconded by Councilman Donahue, the above Ordinance was adopted on a vote of 9-0. The following being recorded as voting "aye": Councilwoman Luciano, Councilmen Donahue, Stycos, Archetto, Councilwoman Bucci, Councilmen Santamaria, Favicchio, Council Vice-President Navarro and Council President Lupino -9.

1-12-7 ORDINANCE IN AMENDMENT OF TITLE 15 OF THE CODE OF THE CITY OF CRANSTON, 2010, ENTITLED 'BUILDING AND CONSTRUCTION' (Overnight Camping Ban for Retail Properties)

On motion by Councilman Archetto, seconded by Councilman Santamaria, the above Ordinance was adopted on a vote of 9-0. The following being recorded as voting "aye": Councilwoman Luciano, Councilmen Donahue, Stycos, Archetto, Councilwoman Bucci, Councilmen Santamaria, Favicchio, Council Vice-President Navarro and Council President Lupino -9.

CLAIMS COMMITTEE

(Steven A. Stycos, Chair)

RATIFICATION OF SETTLED CLAIMS: Janet L. Gamba \$87.78 tire damage; Linda Markelewicz \$133.12 tire damage.

On motion by Councilman Stycos, seconded by Councilman Donahue, it was voted to approve the above Ratified Settled claim. Motion passed on a vote of 9-0. The following being recorded as voting "aye": Councilwoman Luciano, Councilmen Donahue, Stycos, Archetto, Councilwoman Bucci, Councilmen Santamaria, Favicchio, Council Vice-President Navarro and Council President Lupino -9.

V. PUBLIC HEARINGS

(open to any matters)

Diana Gordon, 363 Pontiac Ave., appeared to speak as Coordinator of Cranston Crime Watch for the Auburn area and local business owner. She stated that there are three halfway houses and three methadone clinics in the Auburn area. More Police detail is needed in the area. There has been increase in crimes in the area. Graffiti is everywhere down the Auburn streets area. Ms. Gordon read a list of questions she would like answers to. Council President Lupino asked Ms. Gordon to provide this list to Mr. Lopez and the City Solicitor because a lot of the questions deal with legality and the City Council could not answer them.

Richard Tomlins, 400 Farmington Ave., appeared to speak regarding the recent vote by the School Committee to not appeal Judge's ruling to remove the School Banner at Cranston High School West. He stated that he will be starting an organization called "Process Against America".

Stan Craig, Pastor of Local Church in the Auburn area, appeared to speak and stated that the Crime Watch asks for continued help from the City and law enforcement.

Jeff Gale, 44 Paine Ave., member of BASICS, appeared to speak and stated that Pinkberry sponsored a fundraiser for BASICS and they raised \$7,500 and no one from the City Council attended. They need the Council's support.

-FEBRUARY 27, 2012-

Candice Gauvin, Auburn area Crime Watch Captain of her street, appeared to speak and stated that crime in the Auburn area is getting really bad and graffiti is awful. She also stated that she had a personal experience with vandalism to her vehicle in her driveway.

Joseph Maraia appeared to speak and thanked the City Council for appointing his granddaughter, Maria Bucci to the City Council and stated that he knows she will do a great job.

VI. ELECTION OF CITY OFFICIALS

Board of Contract and Purchase: Tim Poulin, Reappointment (Councilman Navarro)

On motion by Council Vice-President Navarro, seconded by Councilman Santamaria, it was voted to re-appoint Tim Poulin as a member of the Board of Contract and Purchase. Motion passed on a vote of 8-0. The following being recorded as voting "aye": Councilmen Donahue, Stycos, Archetto, Councilwoman Bucci, Councilmen Santamaria, Favicchio, Council Vice-President Navarro and Council President Lupino -8. Councilwoman Luciano was not present for roll call vote.

Personnel Appeal Board: John Lanni (Councilman Santamaria)

On motion by Councilman Santamaria, seconded by Councilman Archetto, it was voted to appoint John Lanni as a member of the Personnel Appeal Board. Motion passed on a vote of 8-0. The following being recorded as voting "aye": Councilmen Donahue, Stycos, Archetto, Councilwoman Bucci, Councilmen Santamaria, Favicchio, Council Vice-President Navarro and Council President Lupino -8. Councilwoman Luciano was not present for roll call vote.

Cranston Historical Cemeteries Commission:

John W. Baxter, Council President Appointment
Dawn Lancellotti, Council President Reappointment

No vote needed.

VII. REPORT OF CITY OFFICERS

None.

VIII. EXECUTIVE COMMUNICATIONS

Report on hiring of special counsel, consultants, etc., pursuant to Charter Section 15.05.

None.

Request to be continued in service for one year: Peter Fournier, Cranston Fire Dept.

On motion by Councilman Favicchio, seconded by Councilman Santamaria, it was voted to approve the above request. Motion passed on a vote of 8-0. The following being recorded as voting "aye": Councilmen Donahue, Stycos, Archetto, Councilwoman Bucci, Councilmen Santamaria, Favicchio, Council Vice-President Navarro and Council President Lupino -8. Councilwoman Luciano was not present for roll call vote.



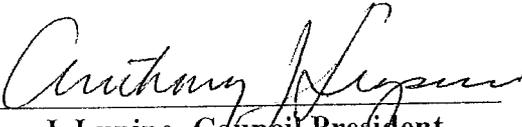
1-12-06

THE CITY OF CRANSTON

ORDINANCE OF THE CITY COUNCIL
IN AMENDMENT OF CHAPTER 17 OF THE CODE OF THE CITY OF
CRANSTON, 2005, ENTITLED "ZONING"
(Fletcher Avenue- Zone Change)

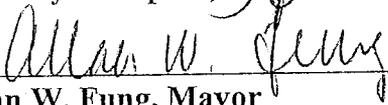
No. 2012-4

Passed:
February 27, 2012



Anthony J. Lupino, Council President

Approved:
February 28, 2012



Allan W. Fung, Mayor

It is ordained by the City Council of the City of Cranston as follows:

Section 1. That the Zoning Map accompanying and made a part of Chapter 17 of the Code of the City of Cranston, Rhode Island, 2005, entitled, "Zoning", as adopted January 24, 1966, as amended, is hereby deleting :

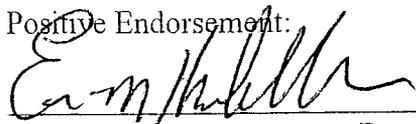
[from an S-1 Zone, Lot 3194 and a portion of Lot 1 located on Zoning Plat 12-1, located on the northerly side of Fletcher Avenue between State Street and Tabor Street (see Metes and Bounds description attached hereto as Exhibit "A" made a part hereof)]

And by adding thereto the following:

M-1. Lot 3194 and a portion of Lot 1 located on Zoning Plat 12-1, on the northerly side of Fletcher Avenue between State Street and Tabor Street (see Metes and Bounds description attached hereto as Exhibit "A" made a part hereof).

Section 2. This ordinance shall take effect upon its final adoption.

Positive Endorsement:



Christopher M. Rawson Date 2/27/12
City Solicitor

Negative Endorsement: (Attach reasons)

Christopher M. Rawson Date
City Solicitor

Petition filed by: Joseph Piti

Referred to Ordinance Committee February 16, 2012
U/Ordinance/Zone Change/Fletcher Avenue



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02/28/2012 02:25:22 PM ZONE CHG ORD

Exhibit "A"

That certain tract or parcel of land located on the northerly side of Fletcher Avenue, situated in the City of Cranston, County of Providence and State of Rhode Island bounded and described as follows;

Beginning at a point on the center-line of Fletcher Avenue, said point being identified as Station 6+08.63 on the State of Rhode Island Highway Plat # 760, said Plat on record with the State of Rhode Islands Department of Transportation and said point also being the most southerly corner of the parcel described herein;

Thence running in a northwesterly direction along the center-line of Fletcher Avenue a distance of two-hundred feet (200.0') to a point;

Thence turning an interior angle of 90° and running in a northeasterly direction bounded westerly partly by land now or formerly of Park Avenue Realty and in part by now or formerly of Nicholas and John Deraimo a distance of five-hundred twenty-five feet (525.0') to a point;

Thence turning an interior angle of 90° and running in an easterly direction a distance of two-hundred ninety-eight and 57/100 feet (298.57') to a point, said point being a point located on the most easterly lot line of said land now or formerly of Joseph Piti;

Thence turning an interior angle of 96°49'30" and running in southwesterly direction bounded easterly by land now or formerly of Catholic Cemeteries a distance of three-hundred seventy and 97/100 feet (370.97') to a point;

Thence turning an interior angle of 81°44' and running in a northwesterly direction bounded southerly by land now or formerly of said Catholic Cemeteries a distance of one-hundred forty-two and 7/10 feet (142.70') to a point;

Thence turning an interior angle of 271°26'30" and running in a southerly direction bounded easterly by land now or formerly of said Catholic Cemeteries a distance of one-hundred sixty and 25/100 feet (160.25') to the center-line of Fletcher Avenue and the point and place of beginning.

The last described line forms an interior angle of 90° with the first described line.

Allan W. Fung
Mayor

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CRANSTON
CITY CLERK

Charles Rossi
Chairman

Michael Smith
Vice Chairman

Mark Motte
Gene Nadeau
James Moran
Robert Strom
David Ventetuolo
Acting Director
Public Works

Peter S. Lapolla
Planning Director

CITY PLAN COMMISSION
Cranston City Hall
869 Park Avenue, Cranston, RI 02910

February 8, 2012

Councilman Paul Archetto
Ordinance Committee Chair
Cranston City Hall
869 Park Avenue
Cranston, RI 02910

RE: Ordinance 1-12-06 – In amendment of Chapter 17 of the Code of the City of Cranston, 2005, Entitled "Zoning" (Fletcher Avenue – Zone Change)

Dear Councilman Archetto:

On February 7, 2012, the above referenced ordinance was reviewed by the City Plan Commission for the purpose of providing the Council with an advisory recommendation, as required by Section 45-24-52 of the Rhode Island General Laws and Section 17.120.030 of the Cranston Zoning Code.

The subject ordinance proposes to amend the zoning designation of Assessors Plat 12/1, Lots 3194 located along Fletcher Avenue. The subject property has three separate industrial buildings and is currently zoned **S-1 Open Space**. The applicant has proposed to change the zoning from S-1 to M-1 (General Industry) for the majority of the property, minus 1 +/- acre of wetland located in the northern portion of the lot which is exclusively riverbank wetland and effectively useless.

The property has been utilized for industrial purposes for decades the same as all the other abutting M-1 Industrial properties along Fletcher Avenue. The question of why this property was zoned S-1 while hosting multiple industrial buildings does not have an answer. It even assumed incorrectly on one occasion before the Zoning Board of Review in the early 1980's that the parcel was indeed zoned M-1, not S-1.

The Department of Planning discovered this glaring discrepancy between the Comprehensive Plan and Zoning Code when drafting the 2010 Future Land Use Map. The Comp Plan now correctly designates this parcel as Industrial and Open Space (northern portion). The applicants rezoning proposal is thus entirely consistent with the 2010 Comprehensive Plan Future Land Use Map and, therefore, this request is justified and also obligatory on the part of the city.

Upon motion made by Mr. Moran and seconded by Mr. Smith, the Planning Commission unanimously voted to recommend approval of Ordinance 1-12-06.

Ayes: Chairman Rossi, Mr. Moran, Mr. Smith, Mr. Strom, Mr. Motte and Mr. Nadeau. Nays: none.

Respectfully submitted,

Jason M. Pezzullo, AICP
Principal Planner/Secretary

Telephone: (401) 461-1000 ext 3136

Fax: (401) 780-3171



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RECORDED Cranston, RI 4/4
02/28/2012 02:25:22 PM ZONE CHG ORD

**CITY OF CRANSTON
DEPARTMENT OF RECORDS - CITY CLERK'S OFFICE**

APPLICATION FOR CHANGE OF ZONE

Name(s) and address(es) of
owner(s) of property

JOSEPH PITI

14 JOYCE ANN DRIVE

SMITHFIELD, RI 02917

Zoning Plat Number

Lot No. 3194 and portion of
12-1 Lot No(s)*Lot No. 1 (*see Metes and
Bounds description attached hereto as Exhibit "A"*)

Street Address or
Location on Street

127, 131 and 133 Fletcher Avenue.

Located on the northerly side of Fletcher Avenue
between State Street and Tabor Street.

*If only a portion of a lot, attach a full metes and bounds description.

Present Zoning:

S-1

Zoning Requested:

M-1

Property to be used for:

Uses permitted in an M-1 Industrial Zone

Date:

1/5/12

Joseph Piti
Owner, JOSEPH PITI

Owner

Joseph Piti
Applicant, JOSEPH PITI

Applicant

The City of Cranston

ORDINANCE OF THE CITY COUNCIL
IN AMENDMENT OF TITLE 15 OF THE CODE OF THE CITY OF CRANSTON,
ENTITLED "BUILDING AND CONSTRUCTION"
(Overnight Camping Ban for Retail Properties)

No. 2012-5

*AS AMENDED IN COMMITTEE 2/16/2012

Passed:
February 27, 2012

Anthony J. Lupino
Anthony J. Lupino, Council President

Approved:
February 28, 2012

Allan H. Fung
Allan Fung, Mayor

It is ordained by the City Council of the City of Cranston as follows:

Section 1. Title 15, Article 32, Section .010 of the Code of Ordinances is hereby amended by adding thereto:

For the purposes of this chapter, the following words and phrases shall have the meanings respectively ascribed to them by this section:

"Tent" or "trailer" means any tent, temporary structure, house car, automobile, truck or automobile trailer used for or adaptable for use as living quarters.

"Tourist camp" or "trailer grounds" means any place where two or more tents or trailers are located, or any premises designed or intended for the purpose of supplying the public with locations for two or more tents or trailers.

"Retail Establishment" means any shop, store or other place of trade or entertainment located within the city.

"Unit" means any section of ground in any tourist camp or trailer grounds used or designed for use as the location of a single tent or trailer.

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Section 2. Title 15, Article 28, Section .020 of the Code of Ordinances is hereby amended by adding thereto:

15.28.32.020 - Permit for establishment of camps or grounds required—Application.

It shall be unlawful for any person to establish or maintain or to permit the establishment or maintenance of a tourist camp or trailer grounds upon any property owned or controlled by him or her in the city, unless there exists a valid permit therefore, granted by the police committee of the city council and existing in compliance with the provisions of this chapter. The application for such permit shall be accompanied by plans of the proposed or existing tourist camp or trailer grounds, showing the location of all buildings, driveways, unit layouts, toilet facilities, bath, laundry facilities, slop sinks and other improvements, and such permit may be granted to anyone meeting the requirements in a complete and proper manner in the discretion of the police committee of the city council.

Section 3. Title 15, Article 32 of the Code of Ordinances is hereby amended by adding thereto:

15.32.021 – Retail Establishments banned from allowing overnight camping.

It shall be unlawful for any retail establishment to establish, maintain, or allow any kind of overnight camping in a tent or a trailer, as defined by this section, upon any property owned or controlled by him or her in the city. If a retail establishment *or owner knows or should know that their property will be used as an ad hoc camp ground, they must take affirmative steps to dissuade said activity. Affirmative steps include, but are not limited to, posting visible signs with specific reference to this ordinance or taking steps to dissuade trespassers *and causing the violator to be towed.

Section 4. Title 15, Article 32 of the Code of Ordinances is hereby amended by adding thereto:

15.32.041 – Penalties for violating this chapter.

If any section of this chapter, entitled Tourists Camps and Trailer Grounds, is violated, the following fines shall be assessed against the property owner:

\$100 for the first offense.

\$250 for the second offense.

\$500 for each subsequent offense.

In the case of a retail establishment being assessed a fine under this chapter, if the establishment posted adequate, visible signage upon their premises with reference to this ordinance which states camping is not allowed, the retail establishment will be exempt from the fine, and a \$100 fine will be assessed to the violators on the retail establishment's premises.

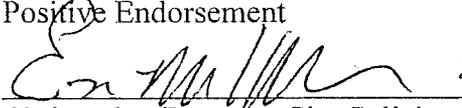
*Any violation of this chapter shall be enforced by the Cranston Police Department. All fines assessed shall be made payable to the city treasurer, and deposited within the City's general fund.

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Section 5. This Ordinance shall take effect upon its final adoption.

Positive Endorsement

Negative Endorsement (attach reasons)

 2/27/12

Christopher Rawson, City Solicitor Date

Christopher Rawson, City Solicitor Date

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100 Sponsored by: Councilman Santamaria
101 Co-Sponsored by Council President Lupino
102 Referred to Safety Services Committee February 6, 2012

103

-FEBRUARY 27, 2012-

Claims settled by Law Department: Melissa Marfeo as Parent & Guardian of Joseph Marfeo and their Attorney Henry Monti \$6,750.00 personal injury.

No vote needed.

IX. COUNCIL PRESIDENT COMMUNICATIONS

Landfill Odor Issue Administrative Update (cont'd 12/19/2011)

Mr. Lopez stated that he has no report at this time. Since the last meeting, he has not received any constituent complaints.

This item will be continued for further update.

X. COUNCIL MEMBER COMMUNICATIONS

Councilman Favicchio:

- Dean parkway and Budlong Road – Truck signage. [[click here to view](#)]

Councilman Favicchio thanked Colonel Palombo and Mr. Lopez in helping with the new signage on Budlong Rd. and Meshanticut Valley Parkway. He stated that Colonel Palombo has assured him that the Police will be enforcing the Ordinances now.

Council President Lupino questioned, since Mr. Ferguson, former Traffic Engineer, left, what the protocol is regarding traffic or signs. Mr. Cordy stated that Steve Mulcahy is working on this in the interim basis with the Chief Engineer along with he and the Deputy Director. Council President Lupino asked that Mr. Mulcahy introduce himself electronically to the City Council.

Councilman Santamaria:

- Hurricane Clean UP - State Bid on Debris Removal (Cont'd 12/19/2011)

Councilman Santamaria asked where the City is financially regarding this. Mr. Cordy stated that last week, we received first payment of approximately \$26,000.

- Wal-Mart – Administration report: lighting, trailer park on lot, trash.

Councilman Santamaria stated that now that an Ordinance has been passed to address this issue, we can move to Phase II of enforcement.

Mr. Lopez stated that the Administration has been in contact with project management as to the trailers on the former Rojack's side.

Councilman Santamaria asked that this item be continued.

- Legal Fees

Councilman Santamaria questioned page 6 of the legal fees – “Rice & Dolan” for Independence Way, LLC. Solicitor Kirshenbaum stated that this is for a claim by a property owner who filed a claim against the City for flood damage. Councilman Santamaria asked if this is for a retention pond, because Wal-Mart was supposed to maintain it. Solicitor Kirshenbaum stated that he is not sure.

Council President Lupino asked that this item be continued to next month.

-FEBRUARY 27, 2012-

Councilman Stycos:

- Fire Pension Fund. Status of Union request to meet with the Mayor.

Councilman Stycos asked that this item be removed.

- Halfway Houses in the Auburn Area

Councilman Stycos stated that he has asked Mr. Cordy in the past if there have been any arrests of people in the halfway houses. He has asked this twice and this is the third time and he has not received an answer.

Mr. Lopez stated that he has been working on this.

Lt. Antonucci appeared to speak and stated that he is the Officer assigned to District 1, which is the Eastern side of the City. He has attended the Safety Services and Licenses Committee meeting to address halfway houses, one of which is on Orchard St. and this issue was discussed at that Committee. Colonel Palombo has asked him to look into arrests at halfway houses and there was one arrest at Flint Ave., which is outside of his District. Lt. Antonucci also stated that a lot of the statements made by Ms. Gordon earlier are not true and issues she addressed have been addressed already by the Police Department.

Councilman Stycos asked that this item be placed on next month's docket for report from the Police Department.

Councilman Archetto:

- Former Councilman Pelletier's Letter of Resignation

Councilman Archetto asked that this letter be read into the record officially. Solicitor Kirshenbaum stated that this can be submitted to the City Clerk as a letter that was received by the Council. Councilman Archetto stated that he wants it submitted into the record as evidence received. City Clerk indicated that she was the one who received it and provided copies to the Council so it does not need to be submitted to her.

XI. OLD BUSINESS

None.

XII. INTRODUCTION OF NEW BUSINESS

Council President Lupino asked that the following be discussed in Committees at the next meetings:

- Discussion by the Safety Services & Licenses Committee and Claims Committee regarding possibly changing the time of the meetings and Public Works Committee possibly moving to the night of Safety Services. Reason for this is because Finance Committee and Ordinance Committee meetings have been running late and for the interest of the public, by moving Public Works, it may make it more convenient for the public.

Council President Lupino indicated that Councilwoman Bucci will replace former Councilman Pelletier on the Committees that he served on with the exception of Finance Committee, since former Councilman Pelletier was Chair of Finance Committee, Councilman Archetto will now serve as Chair of Finance Committee.

-FEBRUARY 27, 2012-

Clerk read the following introduced items and the Committees and the date referred for public hearing:

Safety Services & Licenses Committee – March 5, 2012

Resolution authorizing the Mayor to undertake a Local Community Development Disaster Recovery Program. [\[click here to view\]](#)

Public Works Committee – March 15, 2012

Resolution supporting the creation and expansion of outdoor space, recreation and City parks. [\[click here to view\]](#)

Finance Committee – March 15, 2012

Resolution requesting the General Assembly provide adequate funding for Rhode Island Public Transit Authority. [\[click here to view\]](#)

Resolution requesting the General Assembly to delay implementation of action taken on Bills S2100 and H7098 until Fiscal Year 2014 and to make all changes revenue neutral for municipalities. [\[click here to view\]](#)

Claim from Falvey Linen, Inc. regarding Modification to Industrial Wastewater Discharge Permit #0601. [\[click here to view\]](#)

Ordinance Committee – March 15, 2012

Resolution requesting the Zoning Board of Review to review to hearing procedures which further the intent of open meetings, and promote transparency in City government. [\[click here to view\]](#)

Resolution to support passage of Senate Bill 2012 – S2489, an Act relating to Elections. [\[click here to view\]](#)

Resolution adopting a Redistricting Plan for the City's Six Wards. [\[click here to view\]](#)

Claims Committee

- *Shawn Baist, property damage claim from alleged incident on January 21, 2012.
- *John Calvino, Esq., attorney for Siena Coppolino, personal injury claim from alleged incident on February 1, 2009.
- *Danielle Palombo, property damage claim from alleged incident on January 23, 2012.
- *Paula Peters, personal injury claim from alleged incident on January 21, 2012.
- *Carl Levin, Esq., attorney for Joseph Saccoccio, personal injury claim from alleged accident on November 16, 2009.
- *Dora Altieri, property damage claim from alleged incident on January 21, 2012.
- *James Prior, property damage claim from alleged incident on January 20, 2012.
- *Daniel Hogberg, property damage claim from alleged incident on January 20, 2012.
- *Earle & Janet Robinson, property damage claim from alleged incident on January 21, 2012.
- *Lola Wright, property damage claim from alleged incident on December 14, 2011.
- *Alan Shawn Feinstein, property damage claim from alleged incident on August 28, 2011.
- *Eileen Strowd, property damage claim from alleged incident on February 15, 2012.
- *Jennifer Sylvia, Esq., attorney for Carmella Mace, for personal injury claim from alleged incident on January 31, 2012.

*forwarded only to City Council, Solicitor and Anna Marino

On motion by Councilwoman Bucci, seconded by Councilman Santamaria, it was voted to refer the above new business to the respective Committees. Motion passed on a vote of 9-0. The following being recorded as voting "aye": Councilwoman Luciano, Councilmen Donahue, Stycos, Archetto, Councilwoman Bucci, Councilmen Santamaria, Favicchio, Council Vice-President Navarro and Council President Lupino -9.

THE CITY OF CRANSTON

RESOLUTION OF THE CITY COUNCIL
AUTHORIZING THE MAYOR TO UNDERTAKE A LOCAL COMMUNITY
DEVELOPMENT DISASTER RECOVERY PROGRAM

No.

Passed:

Anthony J. Lupino, Council President

Resolved, That

WHEREAS, funds are available under the Rhode Island Community Development Block Grant Disaster Recovery Program, administered by the Department of Administration, Division of Planning, Office of Housing and Community Development, and

WHEREAS, the Governor of the State of Rhode Island has authorized the Director of said department to disburse such funds, and

WHEREAS, it is in the interest of the citizens of the City of Cranston that application be made to undertake a local Community Development Disaster Recovery Program.

NOW, THEREFORE, BE IT RESOLVED THAT, the filing of this application for the amount of \$2,200,000 to implement the activities proposed herein hereby authorized and that the Mayor is hereby authorized and directed to file this application with the Rhode Island Office of Housing and Community Development, to provide any additional information or documents required by said office, to make any assurances required in connection with this program, to execute an agreement with the State of Rhode Island and to otherwise act as the Representative of the City of Cranston in all matters relating to this application and any award which may be based upon this application.

Sponsored by Councilman Donahue

Referred to Safety Services March 5, 2012

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THE CITY OF CRANSTON

RESOLUTION OF THE CITY COUNCIL
SUPPORTING THE CREATION AND EXPANSION OF OUTDOOR SPACE,
RECREATION AND CITY PARKS

No.

Passed:

Anthony J. Lupino, Council President

Resolved that

Whereas, the Cranston City Council supports the expansion of city parks,

Whereas, planning for new recreation areas will position Cranston to win competitive grants when they become available,

Be it resolved, that the City Council supports pursuit of the following projects as priorities to make more outdoor space and recreation available to Cranston citizens.

Be it further resolved, that the mayor’s office shall report monthly to the Public Works Committee on the progress of the following projects.

Ward One: Acquire Bellefont Pond property to create a park. The 14.8 acre property, which includes the entire shoreline of Bellefont Pond, is owned by BASF. Fishing, walking and picnicking would be possible around the pond. The park could also enable a walking path to connect Roger Williams Park to the Pawtuxet River and city owned land at the end of Park View Boulevard. The city once received a state open space grant to purchase the property, but used the money for the Cullion property. The city must be sure all contamination issues are resolved before it acquires the land. First steps: Formally notify BASF of the city’s interest in the property and wait for the company to complete contamination survey by end of 2012.

Ward One: Acquire trail easements and land to improve and protect the Pawtuxet River Trail. The three mile trail currently runs from Rhodes on the Pawtuxet to Warwick Avenue and then back to Pawtuxet Village on the Warwick side of the river. DEM has abandoned the Pawtuxet River Supply Depot on Warwick Avenue which is a key part of the trail. The city should acquire all or part of this property to insure trail access. The city should also explore acquiring an easement from Yardworks to extend the trail from Warwick Avenue to Mayflower Drive. At Mayflower Drive, a short walk along quiet residential streets would bring walkers to the Bellefont Pond property. The easement would require that the chain link fence surrounding the Yardworks property be set back 10-15 feet. First steps: Contact DEM regarding the abandoned depot and contact Yardworks concerning acquisition of an easement and fence relocation. RIDEM has small trail grants up to \$3000 available which could help on this project.

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Ward Two & Six: Build Pontiac Spur bike path. This abandoned rail bed could potentially connect Wellington Avenue to Knight Street at the Warwick/Cranston line, creating a three mile path. First steps: Start the procedure to get the project placed on the RI Department of Transportation's Transportation Improvement Program lists and investigate whether the path could be extended by way of the South Elmwood line to Bellefont Pond.

Ward Three: Calise Field: This recreational facility in a densely populated section of Cranston could be improved to serve more people. The city should devise a park redevelopment plan to better utilize the non-ball field section on the park's southern end. Possible improvements include a trail along Print Works Pond, canoe and fishing access, community garden, improved pond views, reconfigured parking areas, possible shared parking with abutter RIARC. First steps: Talk with Cranston Print Works about the transfer of the pond shoreline adjacent to Calise Field to the city, discuss cooperation with RIARC and develop a draft plan.

Ward Four: Acquire land or easements to develop a trail network on the Cranston Historic Farm Route. By connecting city owned conservation land and Audubon Society land with Curran State Park near the right angle turn of Laten Knight Road, a several mile trail system can be built. This would allow establishment of a trail from Burlingame Road to Laten Knight Road to Seven Mile Road. The plan should include better signs and parking. Contact landowners to explore making the connection and contact the Pagliarini family about possible acquisition of 67 acre Hope Farm, perhaps in conjunction with the federal government's National Resources Conservation Service.

Ward Four: Extend the Meshanticut Park walking path a quarter mile north along Meshanticut Brook to Angell's Pond. The State of Rhode Island, the city and the Providence Water Supply Board own the entire western bank of the brook between the two ponds. The city, through the Western Hills Middle School property, also owns the southern shoreline of Angell's Pond. The removal of 31 parking spaces would allow a tree lined trail along the brook. Fishing and boating access should be established on Angell's Pond. First steps: Contact the school department and Providence Water Supply Board to explore their support for the project.

Ward Four, Five & Six: Establish a bike path or walking trail along the Providence Water Supply Board easement that runs from Pontiac Avenue to Midway Road and beyond. First steps: Secure the water supply board endorsement of the concept and talk with the Wilders Companies about coordinating this project with their redesign of Garden City.

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96 Ward Five: Improve Knightsville gazebo and park to include old DPW garage
97 property. The vacated DPW property adjoining the gazebo was intended to expand the
98 park, but it has not been incorporated into it. First step: Develop a design to incorporate
99 the DPW lot into the existing park.

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103 Referred to Public Works Committee March 15, 2012
104 Sponsored by Councilman Stycos

1 THE CITY OF CRANSTON

2
3 **RESOLUTION OF THE CITY COUNCIL**
4 **REQUESTING THE GENERAL ASSEMBLY PROVIDE ADEQUATE FUNDING FOR**
5 **RHODE ISLAND PUBLIC TRANSIT AUTHORITY**

6 *No.*

7 *Passed:*

8
9 *Anthony J. Lupino, Council President*

10
11 *Resolved that*

12
13 *WHEREAS*, The Rhode Island Public Transit Authority’s (RIPTA) mission is to provide
14 safe, reliable, cost-effective transit service with a skilled team of professionals responsive to its
15 customers and the environment.

16 *WHEREAS*, RIGL 39-18-3 establishes that RIPTA’s purpose includes providing public
17 transit services that meet mobility needs of the people of the state, including the elderly and
18 disabled, increasing access to employment opportunities, facilitating energy efficient
19 transportation, reducing traffic congestion, and enhancing air quality.

20 *WHEREAS*, In fiscal year 2011, RIPTA’s ridership increased by 1.5% to nearly 50,000
21 riders per day.

22 *WHEREAS*, In the FY 2012 budget, RIPTA’s funding was reduced by more than \$1.3
23 million.

24 *WHEREAS*, The state subsidy for RIPTA is appropriated annually by the General
25 Assembly from proceeds of the motor fuel tax (31-36-20).

26 *WHEREAS*, This method of funding is both unsustainable and unreliable since fuel tax
27 revenue will decrease as more citizens use public transportation and as vehicle fuel efficiency
28 increases.

29 *WHEREAS*, Since 2003, the RIPTA fare has increased from \$1.25 to \$2, a 60% increase
30 in less than a decade.

31 **WHEREAS**, RIPTA's fare is higher than fares in Boston, Hartford, New Haven and
32 Worcester.

33 **WHEREAS**, New fare increases would place a significant burden on RIPTA's riders,
34 who, on average, earn below the state median income.

35 **WHEREAS**, many Cranston residents rely on RIPTA bus service to travel between
36 home, work, and school.

37 **NOW, THEREFORE BE IT RESOLVED**, That the Cranston City Council requests that
38 the General Assembly address the RIPTA funding crisis.

39 **BE IT FURTHER RESOLVED**, That the City Council respectfully requests that the
40 General Assembly amend the State budget to provide adequate funding for a sustainable and
41 efficient RIPTA system.

42 **BE IT FURTHER RESOLVED**, That, upon passage, copies of this resolution be sent to
43 House Speaker Gordon Fox, Senate President Teresa Paiva Weed, Representative Helio Melo,
44 Senator Daniel DaPonte, Representative Agostinho Silva, and the entire Cranston General
45 Assembly delegation.

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47 Sponsored by Councilman Stycos

48 Referred to Finance Committee March 15, 2012

1 THE CITY OF CRANSTON

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3 **RESOLUTION OF THE CITY COUNCIL**
4 **REQUESTING THE GENERAL ASSEMBLY TO DELAY IMPLEMENTATION OF**
5 **ANY ACTION TAKEN ON BILLS S2100 AND H7098 UNTIL FISCAL YEAR 2014 AND**
6 **TO MAKE ALL CHANGES REVENUE NEUTRAL FOR MUNICIPALITIES**

7
8 *No.*

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10 *Passed:*

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Anthony J. Lupino, Council President

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14 **Resolved, That**

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16 **Whereas**, the General Assembly is considering changing the valuation of motor vehicles
17 from an average retail basis to an average trade-in price basis, and

18 **Whereas**, any changes in the valuation will affect the City of Cranston’s tax levy, and

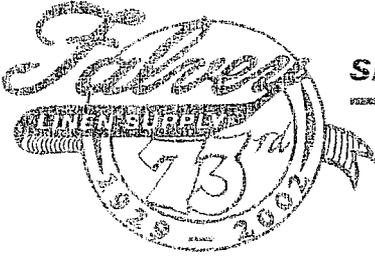
19 **Whereas**, current law does not allow municipalities to increase the tax rate on motor
20 vehicles, and

21 **Whereas**, the State legislative process frequently extends beyond the tax levy
22 determination date of many municipalities,

23 **Therefore**, it is requested that the General Assembly not implement any actions from
24 pending bills S 2100 and H 7098 until fiscal year 2013 and to make all changes revenue neutral
25 for municipalities

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27 Referred to Finance Committee March 15, 2012

28 Sponsored by Council President Lupino and Councilman Archetto



SERVING YOUR LINEN AND UNIFORM NEEDS SINCE 1929

February 8, 2012

Mr. David Ventetuolo
Acting Director, Department of Public Works
City Hall, Room 109
869 Park Avenue
Cranston, RI 02910

RE: Modification to Industrial Wastewater Discharge Permit #0601

Dear Mr. Ventetuolo:

The purpose of this letter is to respond to the recent correspondence received by Falvey Linen Supply, Inc. (Falvey) from your office, regarding the proposed modifications of our Industrial Wastewater Discharge Permit #0601. These modifications specifically require Falvey to conduct 3-day per week monitoring of Biochemical Oxygen Demand (BOD₅) and Carbonaceous Biochemical Oxygen Demand (CBOD₅) from February 13, 2012 to May 18, 2012. Additionally, the City of Cranston is requiring an expansion of the monthly monitoring to include oil & grease, TSS, pH and temperature, in addition to BOD₅ and CBOD₅.

While Falvey is not opposed to working with the City of Cranston to assess the strength of our wastewater discharge, we believe the wastewater characterization demonstrated on our historical monthly monitoring reports is appropriately representative of that discharged from our facility on a day to day basis. We believe the requested monitoring program remains substantially unreasonable and that the objectives of the City can be met with a reduced scope of monitoring, in conjunction with our historical monitoring data base.

In accordance with the Section 13.08.510 of the Cranston Sewer Use, Falvey is appealing this ruling to the Cranston City Council and requests a fair hearing to review the proposed modifications of our permit, our reasons for requesting a reduced scope of additional monitoring, and to develop an alternative schedule of monitoring.

Falvey Linen Supply, Inc.
Corporate Office
50 Burnham Avenue
Cranston, RI 02910-1410
401-942-8900
800-338-4334

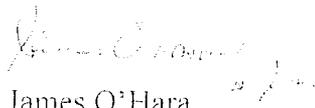
**Falvey Linen &
Uniform Supply of CT**
88 Tolland Street
East Hartford, CT 06108-3437
860-290-1000
800-963-0313

Mr. David Ventetuolo
February 8, 2012
Page 2

Please contact this office with any questions or comments. I look forward to meeting with the City in the near future to review our request.

Sincerely,

Falvey Linen Supply, Inc.



James O'Hara
President

cc: J. Davis – Cranston DPW
A.J. Tutela – Tutela Engineering Associates, Inc.
City Council President Anthony J. Lupino
Cranston City Council Members ✓

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4 THE CITY OF CRANSTON
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6 **RESOLUTION OF THE CITY COUNCIL**

7 **REQUESTING THE ZONING BOARD OF REVIEW TO HEARING**
8 **PROCEDURES WHICH FURTHER THE INTENT OF OPEN MEETINGS, AND**
9 **PROMOTE TRANSPARANCENY IN C ITY GOVERNMENT**

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11
12 *No.*

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14 *Passed:*

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Anthony J. Lupino, Council President

18
19 ***Resolved that***

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21 ***Whereas*** government institutions must operate in a fair and open manner to
22 maintain the trust of citizens,

23
24 ***Whereas*** the Cranston Zoning Board of Review listens to the presentation of all
25 cases before discussing and deciding any,

26
27 ***Whereas*** this procedure leaves the decision making process until late in the
28 evening when most citizens have gone home, hiding it from public view,

29
30 ***Whereas*** the Cranston Chamber of Commerce testified before the City Council
31 that this procedure unnecessarily increases legal fees for small business because attorneys
32 collecting hourly fees must stay at zoning board meetings until late at night.

33
34 ***Whereas*** the city solicitor for the Zoning Board of Review, Stephen Marsella, told
35 the City Council that he has recommended that the zoning board change its procedure to
36 hear and decide one case at a time, like most democratic institutions,

37
38 ***Whereas*** the Cranston City Council wishes to encourage public participation in
39 government and small business,

40
41 ***Be it resolved that*** Cranston City Council strongly urges the Cranston Zoning
42 Board of Review immediately change its procedures to assist small business and
43 encourage public participation by hearing each zoning case and deciding upon it before
44 proceeding to the next case.
45

46 *And be it further resolved* that a copy of this resolution be sent by certified mail
47 to Zoning Board Chairwoman Joy Montanaro and by regular mail to the other zoning
48 board members and alternates.
49

50 *And be it finally resolved* that the Zoning Board report to the City Council at the
51 April City Council meeting whether it will change its procedures to assist small business
52 and encourage public participation.
53

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56 Sponsored by Councilman Steven Stycos

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58 Referred to Ordinance Committee: March 15, 2012

RESOLUTION OF THE CITY COUNCIL
TO SUPPORT PASSAGE OF SENATE BILL 2012 – S 2489, AN ACT RELATING TO
ELECTIONS

No.

Passed:

Anthony J. Lupino, Council President

WHEREAS, there is currently a bill pending in the State Senate, Senate Bill 2012 – S 2489, titled “An Act Relating to Elections,” which if approved will amend §17-11-1 to increase the maximum number of voters per precinct, thereby allowing Rhode Island cities and towns and their local boards of canvassers to create precincts best suited in size to the geographic location and voter demographics, as well as to each voting location’s capacity and accessibility, and with consideration to safety issues and the particular needs of the city or town and its voters; and

WHEREAS, due to cuts in state aid to cities and towns and economic conditions generally, it is incumbent upon city officials to examine areas of potential savings to taxpayers which will not impact negatively on city services; and

WHEREAS, the City of Cranston is currently in the process of redistricting and passage of this legislation will allow the City to create larger voting districts where suitable, resulting in the need for fewer poll workers, fewer custodians, fewer buildings, and fewer overtime hours, thereby providing a significant cost savings to the City of Cranston, as well as allowing the City to more strategically allocate limited personnel and resources to each polling location, thereby providing more efficient service to voters on election day; and

WHEREAS, the legislation has been endorsed and supported by election officials statewide, including the Rhode Island Board of Elections, the Rhode Island Town and City Clerks Association, the Cranston Board of Canvassers and local boards of canvassers throughout the state; and

WHEREAS, an identical bill, 2012 – H 7055, has already passed in the State House of Representatives by unanimous vote;

NOW THEREFORE BE IT RESOLVED: That the Cranston City Council supports and urges passage of S 2489 by the State Senate;

BE IT FURTHER RESOLVED, that upon passage the City Clerk is hereby directed to forward a copy of this Resolution to the President and Majority Leader of the Rhode Island State Senate; the Senate Judiciary Chairman; and each Cranston Representative and Senator.

Sponsored by Council President Lupino
 Referred to Ordinance Committee: March 15, 2012

EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
A N A C T
RELATING TO ELECTIONS

1 This act would increase the maximum number of active voters served by the same polling
2 place from 1,000 voters to 4,000 voters or the local election board can increase the number of
3 voters at a single voting place above the 4,000 voter limit as long as the effect would not result in
4 a voting place serving less than 1,000 voters.

5 This act would take effect upon passage.

=====
LC01472
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2012 -- S 2489

LC01472

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2012

A N A C T

RELATING TO ELECTIONS

Introduced By: Senators Doyle, Bates, Crowley, and NesselbushDate Introduced: February 16, 2012Referred To: Senate Judiciary

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 17-11-1 of the General Laws in Chapter 17-11 entitled "Voting
2 Districts and Officials" is hereby amended to read as follows:

3 17-11-1. Division of towns and representative district into voting districts. -- The
4 local board of any city or town may, on or before the sixtieth (60th) day preceding any election,
5 divide or redivide the city or town, or any representative district in the city or town, into voting
6 districts. The local board of each city or town shall determine voting districts by geographical
7 boundaries and by no other means. No voting district shall at any time comprise parts of two (2)
8 or more wards. It shall be the duty of the board to divide the town, representative district, or ward,
9 which shall be limited to four thousand (4,000) voters in the same voting district and approved by
10 the state board, excepting that the state board may approve a voting district serving more than
11 four thousand (4,000) voters if so that substantially not more than nineteen hundred (1,900) voters
12 shall be served by the same polling place; provided, that subject to the approval of the state board,
13 a local board may provide for serving more than nineteen hundred (1,900) voters in the same
14 polling place where the effect to the contrary would be of creating a polling place serving less
15 than one hundred fifty (150) one thousand (1,000) voters. A polling place may be located either
16 within or without the voting district for which it is established; provided, that a polling place may
17 be located outside the district only upon unanimous determination of the local board and subject
18 to the approval of the state board that a suitable place is not available within the voting district. In
19 making the calculation required by this section, voters whose names are on the inactive list of

1 voters shall not be included.

2 SECTION 2. This act shall take effect upon passage.

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LC01472
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THE CITY OF CRANSTON

**RESOLUTION OF THE CITY COUNCIL
ADOPTING A REDISTRING PLAN FOR THE CITIES'S SIX WARDS**

No.

Passed:

Anthony J. Lupino, Council President

WHEREAS, United States Supreme Court decisions handed down during the 1960s clarified the Constitution's intention to provide equality of representation for all Americans; and

WHEREAS, section 141 of title 13, United States Code provides for transmittal to each of the several States of the tabulation of population of that State, obtained in each decennial census; and

WHEREAS, State and Federal law requires that if the differences in populations between the various districts are too large, then a redrawing of the district boundaries must take place; and

WHEREAS, State redistricting of legislative lines directly impacts on the City of Cranston's Six Wards; and

WHEREAS, the 2010 Census also shows changes to the City's population figures;

NOW THEREFORE BE IT RESOLVED: That the Cranston City Council, to ensure all Cranston residents have a fair and equal share in the way they are governed, hereby adopts the Redistricting Plan attached hereto and made a part hereof.

Sponsored by Council President Lupino

Referred to Ordinance Committee: March 15, 2012

-FEBRUARY 27, 2012-

XIII. MISCELLANEOUS BUSINESS ON CLERK'S DESK

Cranston School Committee Response Feb. 23, 2012 to Resolution 2012-2 [[click here to view](#)]

Councilman Stycos suggested having two Council members meet with School Committee to have an overview discussion regarding this issue or refer this issue to the Finance Committee to see what should be done.

Council President Lupino asked that the above item with the suggestions made by Councilman Stycos be placed on the next Finance Committee agenda.

Conservation Easement for 684 Natick Ave. (Awaiting Executed Copy) [[click here to view](#)]

Mr. Cordy stated that the City has retained a Real Estate Attorney to represent the City at the closing, which has not been scheduled yet.

This item will be continued.

The meeting adjourned at 10:00 P.M.


Maria Medeiros Wall, JD
City Clerk


Rosalba Zanni
Assistant City Clerk/Clerk of Committees

(See Stenographic Notes of Ron Ronzio, Stenotypist)