

(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).

SPECIAL MEETING – CITY COUNCIL

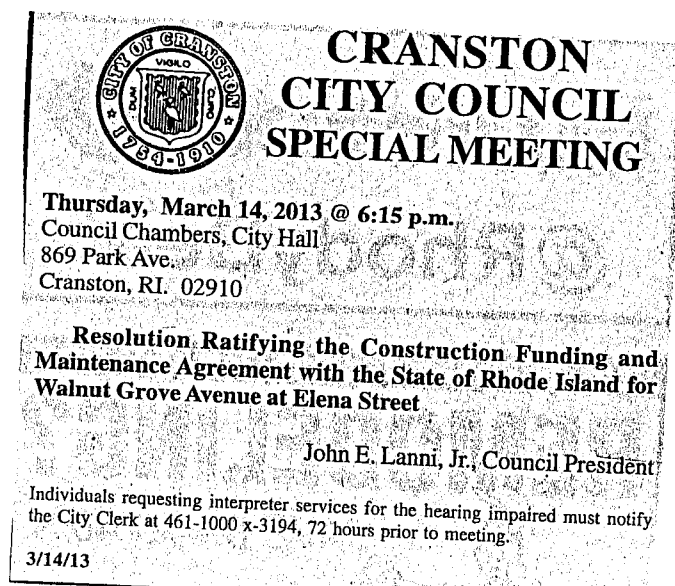
-MARCH 14, 2013-

A Special meeting of the City Council was held on Thursday, February 14, 2013 in the Council Chambers, City Hall, Cranston, Rhode Island.

The meeting was called to order at 7:35 P.M. by the Council President.

Roll call showed the following members present: Councilwoman Lee, Councilmen Stycos, Botts, Archetto, Aceto, Santamaria, Favicchio, Council Vice-President Farina and Council President Lanni -9.

Also Present: Gerald Cordy, Director of Administration; Evan Kirshenbaum, Assistant City Solicitor; Robert Strom, Director of Finance.



-MARCH 14, 2013-

The City Clerk read the following:

**CALL OF SPECIAL MEETING
OF THE CITY COUNCIL**

In Accordance with Section 3.07 and 14.17 of the Home Rule Charter and, Section 2.04.060 of the City Code, I hereby call a special meeting of the City Council to be held on

Thursday, March 14, 2013 @ 6:15 p.m. in the Council Chambers, City Hall, 869 Park Ave., Cranston, RI.

- **Resolution Ratifying the Construction Funding and Maintenance Agreement with the State of Rhode Island for Walnut Grove Avenue at Elena Street.**
[\[click here to view\]](#)

And I hereby request the City Clerk to notify all Council members of the Call of the special meeting.

Executed at Cranston, Rhode Island, this 11th day of March, 2013.

/s/ John E. Lanni, Jr., Council President

Individuals requesting interpreter services for the hearing-impaired must notify the Office of the City Clerk at 461-1000 Ext. 3197 seventy-two (72) hours in advance of the hearing date."

-MARCH 14, 2013-

CERTIFICATION

I hereby certify that a true copy of the attached Call of a special meeting of the City Council to be held on Thursday, March 14, 2013 at 6:15 P.M. in the Council Chambers, City Hall, 869 Park Ave., Cranston, R.I. was delivered via electronic mail on the 11th day of March, 2013 to the addresses listed below.

Council President John E. Lanni, Jr.
111 Woodview Dr.
Cranston, RI 02920
John.lanni@yahoo.com

Councilman Richard D. Santamaria, Jr.
20 Burr St.
Cranston, RI 02920
Ritaj10@yahoo.com

Councilman Paul Archetto
359 Princess Ave.
Cranston, RI 02920
Parchetto@ccri.edu

Councilman Michael W. Favicchio
152 Belvedere Dr.
Cranston, RI 02920
mike@favilaw.com

Councilman Steven A. Stycos
37 Ferncrest Ave.
Cranston, RI 02905
steven@stycos.com

Councilwoman Sarah Kales Lee
131 Shaw Ave.
Cranston, RI 02905
Sklee02905@gmail.com

Councilman Donald Botts, Jr.
65 Tennyson Rd.
Cranston, RI 02910
Donald.botts@gmail.com

Mario Aceto
152 Locust Glen Avenue
Cranston, RI 02921
Macetoward4@gmail.com

Council Vice-President Michael J Farina
15 Berry Circle
Cranston, RI 02921
dukefarina@cs.com

/s/ Rosalba Zanni

-MARCH 14, 2013-

RESOLUTION RATIFYING THE CONSTRUCTION FUNDING AND MAINTENANCE AGREEMENT WITH THE STATE OF RHODE ISLAND FOR WALNUT GROVE AVENUE AT ELENA STREET [\[click here to view\]](#)

On motion by Councilman Aceto, seconded by Council Vice-President Farina, it was voted to suspend Council Rule 34B in order to consider and vote on the above Resolution. Motion passed on a vote of 9-0. The following being recorded as voting "aye": Councilwoman Lee, Councilmen Stycos, Botts, Archetto, Aceto, Santamaria, Favicchio, Council Vice-President Farina and Council President Lanni -9.

On motion by Council Vice-President Farina, seconded by Councilman Favicchio, the above Resolution was adopted on a vote of 9-0. The following being recorded as voting "aye": Councilwoman Lee, Councilmen Stycos, Botts, Archetto, Aceto, Santamaria, Favicchio, Council Vice-President Farina and Council President Lanni -9.

Councilman Santamaria stated that construction should start this Summer. He thanked the City Administration and past and current State Legislatures for supporting this.

The meeting adjourned at 7:40 P.M.



Maria Medeiros Wall, JD
City Clerk



Rosalba Zanni
Assistant City Clerk/Clerk of Committees

(See Stenographic Notes of Meredith Mahoney, Stenotypist)

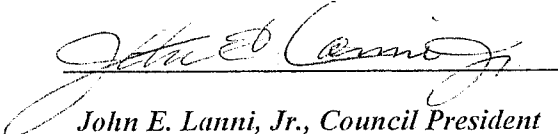
THE CITY OF CRANSTON

RESOLUTION OF THE CITY COUNCIL**RATIFYING THE CONSTRUCTION FUNDING AND MAINTENANCE
AGREEMENT WITH THE STATE OF RHODE ISLAND FOR WALNUT
GROVE AVENUE AT ELENA STREET**

No. 2013-7

Passed:

March 14, 2013



John E. Lanni, Jr., Council President

Resolved that,

Whereas, the City of Cranston has reached an Agreement with the State of Rhode Island concerning the Construction Funding and Maintenance of Walnut Grove Avenue at Elena Street in the City of Cranston ("Agreement").

Whereas, that the Agreement in writing between the City of Cranston and the State of Rhode Island, a copy of which is attached is hereby ratified, confirmed and approved by the City Council.

Now Therefore, Bet It Resolved, that the Cranston City Council hereby ratifies and affirms said agreement, in the form attached hereto and made a part hereof.

Sponsored by Councilman Richard D. Santamaria, Jr.

CONTRACT 3 - STATE TRAFFIC COMMISSION

Rhode Island Contract No. 2013-CT-060

**CONSTRUCTION FUNDING AND MAINTENANCE AGREEMENT
Walnut Grove Avenue at Elena Street**

By and Between the

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

And the

CITY OF CRANSTON

AGREEMENT entered into by and between the STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS (hereinafter called the **STATE**), through its Department of Transportation and the CITY OF CRANSTON (hereinafter called the **MUNICIPALITY**).

WHEREAS, the **STATE** has identified the above-referenced Project, 2013 State Traffic Commission Contract 3 (hereinafter called the Project), for improvements under the provisions established in the Federal-Aid Policy Guide (FAPG), of the United States Department of Transportation, Federal Highway Administration; and

WHEREAS, the State Traffic Commission approved the installation of a traffic signal at the intersection of Atwood Avenue and Walnut Grove Avenue contingent upon the **MUNICIPALITY** re-configuring the intersection of Walnut Grove Avenue and Elena Street, which is under the jurisdiction of the **MUNICIPALITY**;

WHEREAS, the **MUNICIPALITY** has requested that the State design and construct the proposed improvements at the intersection of Walnut Grove Avenue and Elena Street in conjunction with the design of the traffic signal at Atwood Avenue and Walnut Grove Avenue and agrees to be responsible for a portion of the cost of construction of said intersection in the amount of Twenty Five Thousand and 00/100 (\$25,000.00) dollars; and

WHEREAS, the **STATE** has agreed to fund the design of the improvements associated with the Project.

WHEREAS, the **STATE** will accomplish said improvements with funds apportioned to the **STATE** under the Federal-Aid Highway Act, as amended and supplemented, and from other sources available for the purpose;

NOW THEREFORE, in consideration of the foregoing premises and the mutual obligations contained herein, the **STATE** and the **MUNICIPALITY** hereby agree as follows:

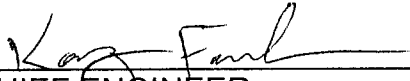
1. The **STATE** will fund the design of the intersection of Walnut Grove Avenue and Elena Street for final design and inclusion in the Project.
2. The **MUNICIPALITY** shall reimburse the **STATE** in the amount of Twenty Five Thousand and 00/100 (\$25,000.00) dollars for a portion of the construction costs associated with adding the Walnut Grove Avenue and Elena Street intersection to the Project.
3. The **STATE** will advertise and award the Project in conformance with 23 CFR Part 635 and the provisions of Title 37, Chapter 2 of the Rhode Island General Laws. Thereafter, the **STATE** shall issue a Notice to Proceed to its contractor (the "Contractor"), who will construct the improvements in accordance with the Plans and Specifications for the Project.
4. After issuance of the Notice to Proceed to the Contractor, the **MUNICIPALITY** will allow the Contractor to enter onto its property, where applicable, for purposes of constructing the Project.
5. The **STATE** shall be responsible for the design, construction, and maintenance of the Project in accordance with the plans and specifications.
6. Upon completion of construction, the **MUNICIPALITY** will:
 - (a) regulate the parking, standing, moving and guiding operations of vehicles and pedestrians in conformance with the specifications of the approved plans for the intersection of Walnut Grove Avenue and Elena Street and chapters 12 through 27 of Title 31 of Rhode Island General Laws;
 - (b) conform to the latest edition of the Manual on Uniform Traffic Control Devices and Standards relative to all regulatory or warning signs, pavement markings, or other traffic control devices;
 - (c) enforce traffic regulations established in accordance with this Agreement and for the traffic devices installed in connection therewith;
 - (d) enact any further regulations necessary to assure the preferential, safe and efficient movement of traffic in keeping with the through traffic service to be provided by this Project. Dated and attested copies of amendments to the Municipal Ordinance necessary for the enforcement of any specific provisions will be forwarded by the **MUNICIPALITY** to the **STATE**. All necessary Municipal Ordinances applicable to this Project shall be in effect prior to completion of construction; and
 - (e) maintain all portions of the intersection of Walnut Grove Avenue and Elena Street that have been previously maintained by the **MUNICIPALITY** prior to construction, at its own cost and expense and will make ample provision each year for such maintenance

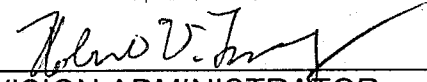
7. All work performed under this Project is subject to the approval and inspection of the State and Federal authorities in accordance with the provisions of the Federal-Aid Highway Act and the regulations, including the Federal-Aid Policy Guide (FAPG), as aforementioned, which are hereby made a part of this Agreement by reference. The Design of the Project will conform to all **STATE** and Federal design standards and policies.
8. The Mayor shall take all necessary steps to receive authority from the City Council to enter into and execute this Agreement including but not limited to submission of this Agreement to the City Council for ratification and submission of proof of such authority to the **STATE**.
9. This Agreement may not be altered or amended except by written agreement signed by all the parties.

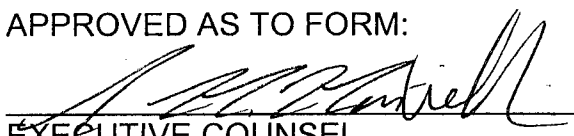
IN WITNESS WHEREOF, The Rhode Island Department of Transportation and the City of Cranston have caused this Agreement to be executed by duly authorized officials as of the date last written below.

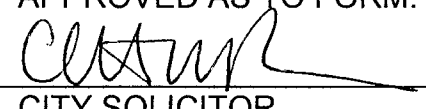
DEPARTMENT OF TRANSPORTATION

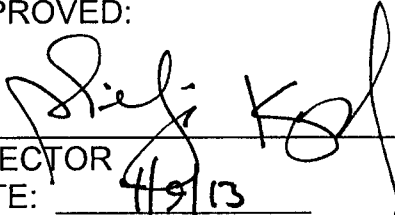
RECOMMENDED FOR APPROVAL:

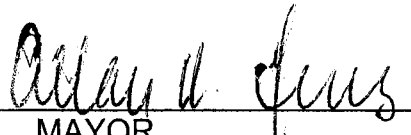

 CHIEF ENGINEER
 DATE: 4/3/13


 DIVISION ADMINISTRATOR
 FINANCIAL MANAGEMENT
 DATE: 4-4-13

APPROVED AS TO FORM:

 EXECUTIVE COUNSEL
 DATE: 4/8/13

APPROVED AS TO FORM:

 CITY SOLICITOR
 DATE: 3/6/13

APPROVED:

 DIRECTOR
 DATE: 4/9/13

APPROVED:

 MAYOR
 DATE: 3/6/13