

(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).

ORDINANCE COMMITTEE

Regular meeting of the Ordinance Committee was held on Thursday, August 13, 2015, in the Council Chambers, City Hall, Cranston, Rhode Island.

CALL MEETING TO ORDER:

The meeting was called to order at 6:05 P.M. by the Chair.

Present: Council Majority Leader Archetto, Chair
Councilman Mario Aceto, Vice-Chair
Councilman Steven A. Stycos
Councilman Michael J Farina
Councilman Donald Botts, Jr. (appeared at 6:30 p.m.)
Council President John E. Lanni, Jr.

Also Present: Council Minority Leader Michael W. Favicchio
Carlos Lopez, Chief of Staff
Jeffrey Barone, Director of Constituent Affairs
Christopher Rawson, City Solicitor
Robert Strom, Director of Finance
Anthony Moretti, City Council Internal Auditor
Maria Medeiros Wall, City Clerk
Rosalba Zanni, Assistant City Clerk/Clerk of Committee
Heather Finger, Stenographer

MINUTES OF THE LAST MEETING:

On motion by Councilman Aceto, seconded by Councilman Farina, it was voted to dispense with the reading of the last meeting and they stand approved as recorded. Motion passed unanimously

CORRESPONDENCE/COMMUNICATIONS

OLD BUSINESS:

4-15-02 Ordinance in amendment of Title 10, Ch. 32 of the Code of the City of Cranston, 2005, entitled "Motor Vehicles and Traffic" (Stop, Park Ave. westbound at Gansett Ave.). Sponsored by Councilman Archetto.
[\[click to view\]](#) (Cont. 5/14/2015 and 7/16/2015).

Ordinance is continued to September meeting. On agenda in error.

PUBLIC HEARINGS/NEW BUSINESS:

Resolution calling upon the Rhode Island General Assembly to modify provisions of the Law Enforcement Officers Bill of Rights to provide transparency and reduce costs for cities and towns. Sponsored by Council Minority Leader Favicchio and Councilmen Botts and Paplauskas. Referred from City Council 7/27/2015. [\[click to view\]](#)

On motion by Councilman Stycos, seconded by Council Majority Leader Archetto, it was voted to recommend approval of this Resolution.

Under Discussion:

Council Minority Leader Favicchio stated that he looked at other states and their time limitations. Some states, it is 180 days to make disposition.

Councilman Stycos motioned to add the following to line #38: "Cranston City Council recommends that the charged Officer receive full pay while the case is pending but the neutral be empowered to grant full back pay". Council Majority Leader Archetto seconded the motion for discussion purposes.

Under Discussion:

Councilman Aceto and Councilman Farina both stated their concerns that if a less severe incident or allegation occurs that does not warrant termination of the person, that person does not receive pay during the time of the hearing.

Council President Lanni stated that we can take the termination issue out of the equation because there has never been anyone terminated. We need to send the General Assembly a message that the process needs to be fixed.

Council Minority Leader Favicchio stated that the LEOBOR process right now provides with 180 days of pay. He understands the reason for this amendment, but we may run into a problem with the General Assembly because they would have to change the Statute, since the 180 days is in the State Statute.

Motion and second were withdrawn.

Councilman Stycos motioned to amend the above Resolution as follows: add following language to line #38: "City Council recommends that the terminated Officer receive full pay while the case is pending, but the neutral be empowered to grant full back pay". Council Majority Leader Archetto seconded the motion. Motion failed on a tie vote. The following being recorded as voting "aye": Councilmen Aceto, Stycos and Council President Lanni -3. The following being recorded as voting "nay": Council Majority Leader Archetto, Councilmen Farina and Botts -3.

Councilman Stycos motioned to amend the above Resolution as follows: amend language to line #38 as follows: "remove the three member hearing panel with a single neutral hearing officer". Councilman Aceto seconded the motion for discussion purposes:

Under Discussion:

Councilman Stycos stated that by having three members, you add to the cost, you add to the time process because three people have to be selected.

Councilman Aceto stated that the State of Rhode Island is a small State and everyone knows everyone. It would be very very difficult to get a one neutral person.

Council President Lanni stated that we should not be trying to rewrite the Statute. This is just a Resolution asking the General Assembly to look at this issue.

Council Minority Leader Favicchio stated that he is sure these issues would be debated when it gets to the General Assembly.

Council Majority Leader Favicchio stated that issues that should be addressed in this Resolution are the timing issue and the cost on the community.

Roll call was taken on motion to amend this Resolution as stated above was taken and motion failed on a vote of 1-5. The following being recorded as voting "aye": Councilman Stycos -1. The following being recorded as voting "nay": Council Majority Leader Archetto, Councilmen Aceto, Farina, Botts and Council President Lanni -5.

Roll call was taken on motion to recommend approval of this Resolution was taken and motion passed unanimously.

7-15-01 Ordinance in amendment of Title 10 of the Code of the City of Cranston, 2005, entitled "Motor Vehicles and Traffic", "Miscellaneous Traffic Regulations" (Woodbury and Parkway Boat Trailers Prohibited). Sponsored by Councilman Farina. [\[click to view\]](#)

On motion by Council President Lanni, seconded by Councilman Aceto, it was voted to recommend approval of this Ordinance.

Under Discussion:

Councilman Stycos stated that he is concerned that if this is approved, boat trailers will park in other areas. If this causes problems elsewhere, this issue may have to be revisited.

Council President Lanni stated that this may be denying people access to the water. We could do this temporarily to see what happens.

Mr. Barone stated that the area Councilman Farina is referring to is a street and by parking the trailers there would be preventing the residents from parking in their driveways.

Councilman Farina stated that trailers being parked on the street are large trailers. It is a safety issue because emergency vehicles cannot get down the street.

Roll call was taken on motion to recommend approval of this Ordinance and motion passed unanimously.

7-15-02 Ordinance in amendment of Title 10, Chapter 32 of the Code of the City of Cranston, 2005, entitled "Motor Vehicles and Traffic" (Princess Avenue and Farmington Avenue 4 way stop). Sponsored by Councilman Archetto. [\[click to view\]](#)

On motion by Councilman Aceto, seconded by Council Majority Leader Archetto, it was voted to recommend approval of this Ordinance.

Under Discussion:

Chair stated that the Traffic Engineer proposed the following amendment: Section 2, delete "Princess Ave. and Farmington Ave."

On motion by Council Majority Leader Archetto, seconded by Councilman Aceto, it was voted to amend this Ordinance as suggested by Traffic Engineer. Motion passed unanimously.

Roll call was taken on motion to recommend approval of this Ordinance as amended and motion passed unanimously.

7-15-03 Ordinance in amendment of Title 10 of the Code of the City of Cranston, 2005, entitled "Motor Vehicles and Traffic" (Ausdale Crothers Knollwood 5 way stop). Sponsored by Councilman Archetto. [\[click to view\]](#)

On motion by Councilman Aceto, seconded by Councilman Farina, it was voted to recommend approval of this Ordinance.

Under Discussion:

Chair stated that the Traffic Engineer proposed the following amendment: Section 1, line 22, delete "to read" and add "by deleting"; delete lines 28 and 29; and add "and adding"; delete lines 34 and 35 and add "Ausdale Rd., Crothers Ave. and Knollwood Ave., 5 way stop".

On motion by Council Majority Leader Archetto, seconded by Councilman Aceto, it was voted to amend this Ordinance as suggested by Traffic Engineer.

Under Discussion:

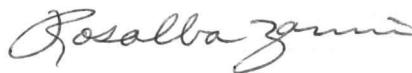
Councilman Aceto asked who the current Traffic Engineer is. Mr. Barone stated that we have an Acting Traffic Engineer, Steve Mulcahy. Councilman Aceto asked if he has an Engineering Degree. Mr. Barone stated that he is not prepared to answer this since it was not on the agenda this evening. Councilman Aceto asked that this item be placed on the Docket under "Council Member Communications" as to what Mr. Mulcahy's credentials are.

Roll call was taken on motion to amend the above Ordinance as recommended by Traffic Engineer and motion passed unanimously.

Roll call was taken on motion to recommend approval of this Ordinance as amended and motion passed unanimously.

The meeting adjourned at 6:55 P.M.

Respectfully submitted,



Rosalba Zanni
Assistant city Clerk/Clerk of Committees