

(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

-MAY 29, 2018-

Regular meeting of the City Council was held on Monday, May 29, 2018 in the Council Chambers. 869 Park Ave., 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: Councilmen Lanni, Stycos, McAuley, Archetto, Colford, Hopkins, Paplauskas, Council Vice-President Favicchio and Council President Farina -9.

Also Present: Robin Muksian, Director of Administration; Robert Strom, Director of Finance; Christopher Rawson, City Solicitor; Evan Kirshenbaum, City Council Legal Counsel.

On motion by Councilman Hopkins, seconded by Councilman Paplauskas, 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 9-0. The following being recorded as voting “aye”: Councilmen Lanni, Hopkins, Stycos, McAuley, Archetto, Colford, Paplauskas, Council Vice-President Favicchio and Council President Farina -9.

I. PUBLIC ACKNOWLEDGEMENTS AND COMMENDATION

PROCLAMATION HONORING THE MEMORIAL DAY SESQUICENTENNIAL AND RHODE ISLAND DEPARTMENT SONS OF UNION VETERANS OF THE CIVIL WAR, GOVERNORS ELISHA DYER CAMP NO. 7

Council President Farina stated that since no one is present this evening, the Proclamation be delivered.

II. PUBLIC HEARINGS

(limited to docketed matters)

None.

III. RESOLUTIONS

None.

-MAY 29, 2018-

IV. REPORT OF COMMITTEES

SAFETY SERVICES & LICENSES COMMITTEE
(Councilman Christopher G. Paplauskas, Chair)

**3-18-01 ORDINANCE IN AMENDMENT OF SECTION 5.04.070 OF THE
CODE OF THE CITY OF CRANSTON, 2005, ENTITLED ‘LICENSES
GENERALLY’ (Safety Services Committee)**

On motion by Councilman Archetto, seconded by Councilman Paplauskas, it was voted to adopt the above Ordinance.

Under Discussion:

City Clerk indicated that she emailed the Council possible amendments to this Ordinance in particular to the fines.

On motion by Councilman Archetto, seconded by Councilman Paplauskas, it was voted to reconsider the above motion. Motion passed on a vote of 9-0. The following being recorded as voting “aye”: Councilmen Lanni, Hopkins, Stycos, McAuley, Archetto, Colford, Paplauskas, Council Vice-President Favicchio and Council President Farina -9.

On motion by Councilman Archetto, seconded by Councilman Paplauskas, it was voted to amend the above Ordinance as follows: line #28, after “with”, add “Title 5”; line 40, after “violations”, add “of Title 5”; line #41, after “holder”, add “or other entity”; line #44, after “\$500.00, add “Unless otherwise specified by Ordinance or State Statute”. Motion passed on a vote of 9-0. The following being recorded as voting “aye”: Councilmen Lanni, Hopkins, Stycos, McAuley, Archetto, Colford, Paplauskas, Council Vice-President Favicchio and Council President Farina -9.

On motion by Councilman Archetto, seconded by Councilman Paplauskas, the above Ordinance was adopted as amended on a vote of 9-0. The following being recorded as voting “aye”: Councilmen Lanni, Hopkins, Stycos, McAuley, Archetto, Colford, Paplauskas, Council Vice-President Favicchio and Council President Farina -9.

FINANCE COMMITTEE
(Council Vice-President Michael W. Favicchio, Chair)

RESOLUTION AUTHORIZING REAL ESTATE TAX ABATEMENTS

On motion by Councilman Lanni, seconded by Councilman Hopkins, the above Resolution was adopted on a vote of 9-0. The following being recorded as voting “aye”: Councilmen Lanni, Hopkins, Stycos, McAuley, Archetto, Colford, Paplauskas, Council Vice-President Favicchio and Council President Farina -9.

RESOLUTION AUTHORIZING MOTOR VEHICLE TAX ABATEMENTS

On motion by Councilman Lanni, seconded by Councilman Hopkins, the above Resolution was adopted on a vote of 9-0. The following being recorded as voting “aye”: Councilmen Lanni, Hopkins, Stycos, McAuley, Archetto, Colford, Paplauskas, Council Vice-President Favicchio and Council President Farina -9.

-MAY 29, 2018-

CLAIMS COMMITTEE

(Councilman Trent M. Colford, Sr., Chair)

REPORT OF SETTLED CLAIMS (*Informational purposes*): James McCormick \$130.35 vehicle damage; Connie Rix \$81.21 vehicle damage; Kristy DosReis \$61.25 vehicle damage; Brandon Bursie \$208.32 vehicle damage; Maria Tasca \$300.00 vehicle damage; Paula McDonough \$112.91 vehicle damage; Joyele Credo \$156.00 vehicle damage; Deborah & Keith Grimaldi \$50.00 property damage; James Dutras \$50.00 property damage; Daniel Ivanov \$177.35 vehicle damage; Caroline Greene \$119.04 vehicle damage; Joseph Sczerbinski \$127.34 vehicle damage; Fabryzio Aguliar \$1,551.64 vehicle damage; Jennifer Caputi \$183.00 vehicle damage; Linda Ardito \$95.95 vehicle damage; Timothy Mulcahey \$92.37 vehicle damage; Edwin Duarte \$300.00 vehicle damage; Michael Davis \$114.73 vehicle damage; Aurora Villucci \$1,124.12 vehicle damage.

No action needed.

ORDINANCE COMMITTEE

(Councilman Christopher G. Paplauskas, Chair)

2-18-01 ORDINANCE AUTHORIZING THE CITY TO CONSTRUCT A DOG PARK ON STONY ACRE DR. (Stony Acres Dog Park)

Ordinance withdrawn by sponsors.

3-18-05 ORDINANCE AUTHORIZING THE CITY TO ENTER INTO A LEASE AGREEMENT WITH THE HOPE ALZHEIMER'S CENTER

On motion by Council Vice-President Favicchio, seconded by Councilman Hopkins, the above Ordinance was adopted on a vote of 9-0. The following being recorded as voting "aye": Councilmen Lanni, Hopkins, Stycos, McAuley, Archetto, Colford, Paplauskas, Council Vice-President Favicchio and Council President Farina -9.

4-18-01 ORDINANCE IN AMENDMENT OF TITLE 8.49 OF THE CODE OF THE CITY OF CRANSTON, 2005, ENTITLED 'FORECLOSURE REQUIREMENTS FOR OWNER OCCUPIED RESIDENTIAL PROPERTIES

Councilmen Lanni and Paplauskas asked to be added as co-sponsor.

On motion by Councilman Lanni, seconded by Councilman Colford, the above Ordinance was adopted on a vote of 9-0. The following being recorded as voting "aye": Councilmen Lanni, Hopkins, Stycos, McAuley, Archetto, Colford, Paplauskas, Council Vice-President Favicchio and Council President Farina -9.

4-18-02 ORDINANCE IN AMENDMENT OF TITLE 8.44 OF THE CODE OF THE CITY OF CRANSTON, 2005, ENTITLED 'HEALTH AND SAFETY' 'SMOKING' (Smoking Enforcement and Amended Definition)

Councilman Paplauskas asked to be added as co-sponsor.

On motion by Councilman Lanni, seconded by Council Vice-President Favicchio, the above Ordinance was adopted on a vote of 9-0. The following being recorded as voting "aye": Councilmen Lanni, Hopkins, Stycos, McAuley, Archetto, Colford, Paplauskas, Council Vice-President Favicchio and Council President Farina -9.

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On motion by Council Vice-President Favicchio, seconded by Councilman Archetto, it was voted to reconsider the motion made by the Ordinance Committee for application by BCP Development Stor LLC for 950 Phenix Ave. of signage issue.

Under Discussion:

Solicitor stated that there should not be any discussion this evening, but motion made by the Ordinance Committee could be considered and be referred back to Committee for discussion.

Council President Farina suggested that this issue be placed on the Ordinance Committee agenda and at that time, a motion to reconsider can be made.

Councilman Stycos stated that this needs to be re-introduced and referred to Committee.

Attorney Kirshenbaum stated that the process would have to start over again and item be re-introduced and be advertised for Committee.

Council Vice-President Favicchio stated that his only concern is this item was denied in Committee and should have been reported out on the Docket to the full City Council and it wasn't.

Council President Farina stated that out of abundance of caution, and to avoid violating Open Meetings, this should be re-advertised for Committee.

PUBLIC WORKS COMMITTEE
(Councilman Kenneth J. Hopkins, Chair)

RESOLUTION AUTHORIZING STREET NAME CHANGE FROM MARION AVE. TO MARION AVE. SOUTH

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

V. PUBLIC HEARING

Pauline Derosa, 97 Cypress Dr., appeared to speak and stated that this will be the third time she is requesting implementation of an electronic document entitled 'citizens guide to land development process'. Council President Farina stated that this was discussed a few months ago and with former Planning Director Lapolla leaving and a new Director coming in, we have to give him some time to get settled in. Director Muksian stated that the Administration agrees that this is a fabulous idea and indicated that not just Mr. Lapolla left the City, but also Ms. Furney, Senior Planner.

John Mancini, Esq. appeared to represent BCP Development Stor LLC, who filed an application for 950 Phenix Ave., which was before the Ordinance Committee seeking an amendment to the existing Zone Change in 2015. He stated that at the Committee meeting, the Committee decided not to proceed with the application. He asked that the full City Council consider this application. His client is asking for a full review and this should be done by the full City Council. He also stated that the reason this is time sensitive is because his client is about ready to open. He is asking that his client's application be allowed to be heard by the Ordinance Committee.

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VI. ELECTION OF CITY OFFICIALS

JUVENILE HEARING BOARD:

- ***Pamela Schiff***, Appointment as Member #3 to fill unexpired term of Mary Jo Hines which - ends 12/1/2018. Council President Farina

On motion by Council Vice-President Favicchio, seconded by Councilman McAuley, it was voted to appoint Pamela Schiff as a member of the Juvenile Hearing Board to fill the unexpired term of Mary Jo Hines. Motion passed on a vote of 9-0. The following being recorded as voting “aye”: Councilmen Lanni, Hopkins, Stycos, McAuley, Archetto, Colford, Paplauskas, Council Vice-President Favicchio and Council President Farina -9.

- ***Judith Abate*** correction of March 26, 2018 appointment as alternate. Ms. Abate is an appointment member term expiring 12/1/2019.

No action needed.

BUILDING APPEALS BOARD:

- ***John Phillips*** re-appointed as Member - term to expire 6/11/2022

On motion by Councilman Paplauskas, seconded by Council Vice-President Favicchio, it was voted to re-appoint John Phillips as a member of the Building Appeals Board. Motion passed on a vote of 9-0. The following being recorded as voting “aye”: Councilmen Lanni, Hopkins, Stycos, McAuley, Archetto, Colford, Paplauskas, Council Vice-President Favicchio and Council President Farina -9.

VII. REPORT OF CITY OFFICERS

None.

VIII. EXECUTIVE COMMUNICATIONS

**REPORT ON HIRING OF SPECIAL COUNSEL, CONSULTANTS, ETC.,
PURSUANT TO CHARTER SECTION 15.05**

No discussion.

**REQUEST TO BE CONTINUED IN SERVICES FOR ONE YEAR DETECTIVE
JOHN P. RYAN, CRANSTON POLICE DEPT.**

On motion by Council Vice-President Favicchio, seconded by Councilman Paplauskas, it was voted to approve the above request. Motion passed on a vote of 9-0. The following being recorded as voting “aye”: Councilmen Lanni, Hopkins, Stycos, McAuley, Archetto, Colford, Paplauskas, Council Vice-President Favicchio and Council President Farina -9.

IX. COUNCIL PRESIDENT COMMUNICATIONS

None.

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X. COUNCIL MEMBER COMMUNICATIONS
(Continued to next month's meeting)

COUNCILMAN LANNI:

- **Adm. report on flooding issue at Garden and Marborough intersection (Cont. 3/26/2018 & 4/23/2018)**

Councilman Lanni asked if there is any resolution to this. Director Muksian stated that drainage is a problem and they are doing a maintenance plan with it, The only permanent solution would require a major rebuilt of the infrastructure.

COUNCILMAN STYCOS:

- **Ice Rink Operations**

Councilman Stycos stated that the Ice Rink should be in the City's budget and placed as a separate fund. He asked that the minutes and votes of the meetings of when the Ice Rink was first privatized and then taken over by the City be researched. Director Muksian stated that the Ice Rink has always been separate as far back as when she first came to the City in 2013. She deferred to Director Strom.

Director Strom stated that there have been three management companies that have operated the Ice Rink and each one of them did not generate any funds from the Ice Rink. The City took it over approximately nine years ago and we generated approximately \$190,000 in profits over those years.

Director Muksian stated that she will be happy to research the meeting minutes. She indicated that there are no City tax dollars used to operate this Rink.

Councilman Archetto asked how much is in the account for the Ice Rink. Director Strom stated that as of today, there is approximately \$165,000 in that account.

- **Administrative report on Yard Works' inspections**

Councilman Stycos indicated that this company does not store any plants. They are primarily a trucking depot and they store junk, concrete and debris they produce on their jobs. Director Muksian stated that she will be cautious of what she states because they have indicated legal action. The Administration sent the Inspector there upon a complaint of noise from neighbors and are continuing to work on this issue. They are continuing to make visits and making friendly requests for them to work with the neighbors. If they are doing anything illegal, she is sure DEM will cite them.

Councilman Stycos stated that making visits does not work with that company because he called them and they never returned the calls. Director Muksian indicated that the Administration has been able to have them stop the Saturday noise.

COUNCILMAN ARCHETTO:

- **Surveillance camera information**

Councilman Archetto stated that since the last meeting, he did some research on the internet regarding this issue and some states prohibit the use of cameras that capture audio. He read some of the laws of Florida and California in regards to the use of surveillance cameras and stated that the City needs to be on the forefront of this of how we can restrict the use of cameras.

- **Street Sweeping**

Councilman Archetto asked for a schedule of the street sweepers and where they are in the City. Director Muksian stated that she will provide that to the Council.

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COUNCILMAN MCAULEY:

- **Overnight Parking in Eden Park Neighborhood**

Councilman McAuley stated that there are problems with the overnight parking especially in the Eden Park neighborhood and he is working on this and he will contact Director Muksian regarding this issue.

COUNCILMAN COLFORD:

Councilman Colford read a letter addressed to the Mayor, Administration Director, Council President Farina, Council Vice-President Favicchio, Council Majority Leader Paplauskas, Council Minority Leader Archetto, Councilmen Lanni, Hopkins, McAuley and Stycos in tendering his resignation from the City Council effective June 6, 2018.

Council President Farina stated to Councilman Colford that it has been an honor to serve with him and he will be missed.

XI. OLD BUSINESS

None.

XII. INTRODUCTION OF NEW BUSINESS

***(for informational purposes. All new business is referred to Committee for public hearing)**

5-18-01 ORDINANCE IN AMENDMENT OF TITLE 13.08 OF THE CODE OF THE CITY OF CRANSTON, 2005, ENTITLED ‘PUBLIC SERVICES’. (Wastewater Discharge Limits) Sponsored by Council Vice-President Favicchio. Referred to Public Works Committee June 14, 2018.

5-18-02 ORDINANCE AUTHORIZING THE CITY TO UTILIZE WESTERN CRANSTON POLICE IMPACT FEES FOR POLICE STATION LEASE PAYMENTS. Sponsored by Councilman Stycos. Referred to Finance Committee June 4, 2018.

5-18-03 ORDINANCE AUTHORIZING LOAN ORDER FOR THE CITY OF CRANSTON TO FINANCE THE ACQUISITION, CONSTRUCTION, IMPROVEMENT, RENOVATION, REPAIR, ALTERATION AND EQUIPPING OF PLAYGROUNDS AND ATHLETIC FIELDS IN THE CITY OF CRANSTON BY THE ISSUANCE OF NOT MORE THAN \$2,000,000 BONDS AND NOTES THEREFOR (Parks and Recreation Bond) Sponsored by Council President Farina and Council Vice-President Favicchio Referred to Finance Committee June 4, 2018.

REQUEST FROM NATIONAL GRID FOR (2) NEW POLES AND REMOVAL OF (2) JOINT POLE LOCATIONS ON PARK AVE., EAST OF WELLINGTON AND PARK INTERSECTION. Referred to Public Works Committee June 14, 2018.

REQUEST FROM NATIONAL GRID FOR PROPOSED NEW AND REMOVAL OF POLE LOCATIONS ON PARK AVE., EAST OF WELLINGTON AND PARK INTERSECTION. Referred to Public Works Committee June 14, 2018.

REQUEST FROM NATIONAL GRID FOR NEW JOINT POLE LOCATION ON PONTIAC AVE. SW INTERSECTION OF HAMILTON RD. Referred to Public Works Committee June 14, 2018.

REQUEST FROM NATIONAL GRID FOR NEW JOINT POLE LOCATION AND REPLACEMENTS ON CHESTNUT HILL AVE. Referred to Public Works Committee June 14, 2018.

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REQUEST FROM NATIONAL GRID FOR NEW (2) JOINT POLE LOCATIONS AT LATEN KNIGHT RD., NORTH OF LATEN KNIGHT RD. AND HOPE RD. INTERSECTION. Referred to Public Works Committee June 14, 2018.

REQUEST FROM NATIONAL GRID FOR NEW JOINT POLE LOCATION ON LATEN KNIGHT RD., WEST OF LATEN KNIGHT RD. AND BEECHWOOD DR. Referred to Public Works Committee June 14, 2018.

REQUEST FROM NATIONAL GRID POLE FOR NEW JOINT POLE LOCATION ON HOPE RD., EAST OF HOPE RD. AND LATEN KNIGHT RD. Referred to Public Works Committee June 14, 2018.

CLAIMS:

- **Property Damage Claim:**
 - Martha DiMeo from alleged incident on June 17, 2015.
 - Susan Ciorlano from alleged incident on January 13, 2018.
 - Mary Arline Maroni from alleged incident on January 14, 2018.
 - Jintana Sihavong from alleged incident on January 30, 2018.
 - David Holley from alleged incident on February 23, 2018.
 - Luc Mailloux from alleged incident on March 13, 2018.
 - Paul Arlia from alleged incident on March 16, 2018.
 - Joseph Forlise from alleged incident on April 1, 2018.
 - Arlene Kavanagh from alleged incident on April 17, 2018.
 - Jason Rivard from alleged incident on April 22, 2018.
 - Donna Dail from alleged incident on April 22, 2018.
 - Grimaldo Parravano from alleged incident on April 25, 2018.
 - Solangel Velez from alleged incident on May 4, 2018.
 - David Silvia from alleged incident on May 8, 2018.
 - Steven Humm from alleged incident on May 12, 2018

- **Personal Injury Claim:**
 - Elena Massaroni from alleged incident on April 26, 2018.
 - Pedro & Guillermina Montes from alleged incident on May 11, 2018.

On motion by Council Vice-President Favicchio, seconded by Councilman Colford, 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”: The following being recorded as voting “aye”: Councilmen Lanni, Hopkins, Stycos, McAuley, Archetto, Colford, Paplauskas, Council Vice-President Favicchio and Council President Farina -9.

XIII. MISCELLANEOUS BUSINESS ON CLERK’S DESK

The meeting adjourned at 8:15 P.M.

Maria Medeiros Wall, JD
City Clerk

Rosalba Zanni
Assistant City Clerk/Clerk of Committee

(See Stenographic Notes of Ron Ronzio, Stenotypist)