

REGULAR MEETING – CITY COUNCIL

-JANUARY 31, 2005-

Regular meeting of the City Council of the City of Cranston originally scheduled for January 24, 2005 was held on Monday, January 31, 2005 due to a snow storm .

The meeting was called to order at 7:00 P.M. by the Council President.

Roll Call showed the following members present: Councilmen Pisaturo, Fung, Livingston, Council Member Fogarty, Council Member Bucci, Councilmen Lanni, Barone, Council Vice-President McFarland and Council President Garabedian –9.

Also Present: Paul Grimes, Director of Administration; Robin Muksian-Schutt, Deputy Director of Administration; Michael Glucksman, Acting City Solicitor; Jerome Baron, Director of Finance; Mike Igoe, City Controller; Pat Quinlan, City Council Legal Counsel.

Minutes of the last meeting were dispensed with and stand approved as recorded.

I. PUBLIC ACKNOWLEDGEMENTS AND COMMENDATIONS

“CITATION HONORING CLCF 2004 JR. PEE WEE FOOTBALL CHAMPIONS.”

Council President Garabedian extended his congratulations to the CLCF 2004 Jr. Pee Wee Football Champions. Members of the City Council presented Citations the members of the team.

“CITATION HONORING COLONEL MICHAEL CHALEK, CRANSTON POLICE DEPARTMENT.”

Council Vice-President McFarland presented Citation to Colonel Chalek in recognition of his retirement from the City of Cranston.

“CITATION HONORING JACQUELINE WHITE, FORMER SCHOOL COMMITTEE CHAIR.”

Councilman Pisaturo stated that Ms. White is being honored at Hugh B. Bain School by the School Department at this moment and is not able to attend this meeting. He did present Citation to the School Department to be presented to Ms. White.

“CITATION HONORING VITO MATARESE.”

Council Vice-President McFarland presented Citation to Mr. Matarese of Vito’s Towing & Auto Repair for his 45 years of service to the community and his generosity and support for Cranston activities.

II. EXECUTIVE COMMUNICATIONS

**“REQUEST TO BE PLACED ON PENSION LIEUTENANT DONALD DORRES,
CRANSTON FIRE DEPARTMENT.”**

Mr. Grimes appeared to speak.

On motion by Councilman Fung, seconded by Council Member Fogarty, it was voted to approve this request. Motion passed on a vote of 9-0. The following being recorded as voting “aye”: Councilmen Pisaturo, Fung, Livingston, Council Member Fogarty, Council Member Bucci, Councilmen Lanni, Barone, Council Vice-President McFarland and Council President Garabedian –9.

**“REQUEST TO BE PLACED ON PENSION DEPUTY CHIEF WILLIAM P. LAVEY,
CRANSTON FIRE DEPARTMENT.”**

Mr. Grimes appeared to speak.

On motion by Councilman Fung, seconded by Councilman Lanni, it was voted to approve this request. Motion passed on a vote of 9-0. The following being recorded as voting “aye”: Councilmen Pisaturo, Fung, Livingston, Council Member Fogarty, Council Member Bucci, Councilmen Lanni, Barone, Council Vice-President McFarland and Council President Garabedian –9.

Mr. Grimes reported on the following:

- As of today, the City has received more good news regarding the City’s bond rating. Moody’s Investors Service has upgraded the City’s bond rating status to Baa3, which is a substantial upgrade.
- The Performance Audit for the School Department, which was completed a few months ago - The former Council President had suggested that this Audit be passed on to the new Council members. Now that we are in the new Council, we have yet to hold this meeting and since we are coming to the new Budget, this meeting should be held soon.
- A request was made by Council Vice-President McFarland last month for information regarding City vehicle list for City employees and use of cell phones. He stated that this information will be made available at the Finance Committee meeting.

- ***Financial Up date***

Council President Garabedian asked for financials update. Mr. Igoe stated the following: Through December, \$108,220,459 has been collected; \$101,055,445 has been expended; cash position of \$11.2 million.

Council President Garabedian questioned what the overall forecast is and are we projecting surpluses. Mr. Igoe stated fairly well. The City budgeted \$11 million reserve and there will be some factors, such as overtime in Police and Fire and recent snowstorms, which are beyond our control. Until we get through the month of March, we will not be able to tell if we will have a surplus or a deficit.

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II. EXECUTIVE COMMUNICATIONS (Cont.)

Council Member Fogarty stated that she had asked Mr. Baron for a written report regarding these issues for the Audit Committee, and inquired on the status of the request. Mr. Baron stated that he does not have the staff to compile a detailed financial report. Council Member Fogarty stated that she understands this, but he, as Finance Director, must have an idea that he is forecasting for the Mayor. She is just looking for some of his feelings on this. Mr. Baron suggested they could sit down and review their report format and perhaps modify that to provide some of the information that is needed. Council

President stated that it is important to have this type of information as we go into the budget process.

III. COUNCIL PRESIDENT COMMUNICATIONS

“PRESENTATION BY STEVE WOERNER, COUNCIL’S INTERNAL AUDITOR ON CITY’S FINANCIAL STATUS.”

Council President Garabedian stated that Mr. Woerner is out of town and because this meeting was re-scheduled, he is not able to attend this meeting, but will be available at the Finance Committee meeting to address any questions. Mr. Woerner’s report was distributed.

Council President Garabedian stated that he expressed his opinion regarding the Mayor’s Tax Summit meeting to Mr. Grimes in private and now in public. He stated that he was very disappointed. The Council had been told by Administration that they would not be speaking and the Council agreed and then at the last moment, the Mayor asked one member of the Council to speak. He will never again attend a meeting of that type because of the manner in which it was handled.

Council President thanked the taxpayers of the City of Cranston. They anted up, and the bulk of money in our surplus is from the taxpayers and they deserve the bulk of the credit.

IV. COUNCIL MEMBER COMMUNICATIONS

Councilman Lanni stated to the Administration that as a member of the Emergency Management Commission, he would appreciate being invited to an Emergency Management meeting, such as the meeting from the last snow storm. Mr. Grimes stated that that meeting was coordinated at the State level, but he will be happy to keep Councilman Lanni aware of any future meetings.

Council Vice-President McFarland stated that she received a request from the General Assembly to have a Resolution drawn up regarding the Hockey Rink and asked that the Administration go back and look at the tax exempt status and the Hockey Rink would like to have this go retroactive. The General Assembly is willing to give them a non-profit status.

IV. COUNCIL MEMBER COMMUNICATIONS (Cont.)

Council Vice-President McFarland stated that she noticed an ad in this week's Sunday newspaper for Economic Development Manager and she asked what department paid for this ad and under what Code or Charter is this position listed under. Mr. Grimes stated that he believes this position was created administratively, by the City Council. The Director of Economic Development resigned and the Administration will be looking to replace this position as a Manager. The position is being downgraded and the Manager will report to the Planning Director and this position will save the City approximately \$25,000. Council Vice-President McFarland asked Solicitor's opinion on whether the Administration can dissolve a position and reclassify it. Mr. Glucksman stated that as to the authority, he can give the Council an opinion. He stated that he believes the Administration has the authority to create administratively filling this position. Mr. Grimes stated that the Administration is not dissolving a department. Council Vice-President McFarland asked Solicitor if the Administration has authority to downgrade or rename the position and what part of the Charter gives this authority. Mr. Glucksman stated that the Administration has the ability to fill positions. Council Vice-President McFarland asked that the Council obtain an opinion from the Solicitor before any department pays for this ad. Council President Garabedian stated that Section 3.16 of the Charter sets the compensation and position name and it is the Council's job to approve salaries and positions by Ordinance. Council President Garabedian suggested that the Administration come back to the Council with a request. Mr. Grimes stated that the Administration feels that the Economic Development Manager position is more managerial rather than directorial. If the Council wishes to keep it as a Director, he will not argue. Council Vice-President McFarland stated that that is fine, but this could have been discussed at the Finance Committee in an Ordinance form rather than the Council read it in the Sunday Journal.

Council Vice-President McFarland thanked the City employees for doing a good job in refurbishing the floors and benches and beautifying our Chambers.

Councilman Pisaturo stated that the Finance Director just announced increase in bond rating today and the Administration is now downgrading the Economic Development Director position. He stated that he will not vote for any tax increase without seeing any economic development increase in the City.

Councilman Fung stated that Mr. Flynn is a great Planning Director and he needs to work with the individual in the Economic Development position. He believes the renaming of this position does not need to come before the Council in Ordinance form, but maybe there needs to be more communication between the Administration and the Council. Councilman Lanni stated that he agrees that Mr. Flynn is a great Planning Director, but he is very busy and does not need more work to be added to his department by overlooking another department. He stated that what the City needs is a full time Director who is capable and committed to do the job.

Council Member Fogarty asked where the twelve parking spaces went that were designated for the Building Inspections Office, which has recently moved. Mr. Grimes stated that they were reallocated, but he will check with the Traffic Engineer, Mr. Ferguson, of where these spaces were allocated. She stated this should be on the Public Works agenda. Council Member Fogarty stated that a while ago, she asked Mr. Ferguson and copied Mr. Grimes on replacing of parking signs on Autumn and Fairfield, this has not been done yet. She asked the status of this request. Mr. Grimes stated that he will check with Mr. Ferguson regarding this.

Council Member Fogarty asked for an update from the School Buildings Committee regarding replacement of school roofs. Council Vice-President McFarland stated that this Committee met last week regarding replacing the roofs at Cranston High School East and Oaklawn School and this will be going out to bid.

V. PUBLIC HEARINGS

Albert Benetti, 24 Concord Ave., appeared to speak regarding “Resolution Requesting that Communications with the City of Cranston be Directed to the City Council as the Corporate Authority” and stated that for the Council to want to be involved in collective bargaining, you really have to do your diligence. You would be taking on a lot of authority. Right now, you have the right to ratify or not ratify a contract or a budget. He also stated that he served on the past Charter Review Commission and the Council members at that time were asked to appear before this Commission if they wished the Charter to be changed regarding this issue. No one came before the Commission wanting to be involved in collective bargaining or really want to be involved in as a team.

Thomas Ricci, 75 Knight St., appeared to speak regarding “Resolution Requesting that Communications with the City of Cranston be Directed to the City Council as the Corporate Authority” and stated that he also served on the Charter Review Commission and at the time, former Council President McAllister and former Councilmen Pastore and Carlino appeared before the Commission and they did not feel they wanted to be part of the negotiations because they were part-time employees of the City. Provisions were made to have Executive Sessions with the Mayor and discuss what was going to be presented in negotiations, but they would not be part of the actual negotiations. Council Vice-President McFarland stated that if there were minutes kept of the Charter Review Commission and Executive Session minutes of meetings held with the Mayor on updates in negotiations, the Council could possibly review them. Councilman Livingston stated that he would like to be involved and would like intimate knowledge of the negotiations. This Council needs to decide what we do going forward and what happened in the past, he does not care about. Councilman Lanni stated that his feelings are that he will not take anyone’s word on a contract. He would like to be involved in negotiations.

VI. DOCKETED RESOLUTIONS

“RESOLUTION AMENDING CIVIL SERVICE RULES (RULE II, SECTION 18) (Veterans Service).”

Councilman Fung thanked the Mayor’s Office and US Senator Chafee’s Office for their assistance in drafting this Resolution.

On motion by Councilman Fung, seconded by Councilman Barone, it was voted to adopt the above Resolution.

Under Discussion:

Councilman Lanni questioned whether the Reserve Units should also be included in this Resolution. Ms. Schutt stated that this is probably not necessary, but it would not be a bad idea to include it.

On motion by Councilman Fung, seconded by Councilman Barone, it was voted to amend this Resolution as follows: fourth line, after the word “Coast Guard”, add “**or the respective Reserve Units of branch of government**”. Motion passed on a vote of 9-0. The following being recorded as voting “aye”: Councilmen Pisaturo, Fung, Livingston, Council Member Fogarty, Council Member Bucci, Councilmen Lanni, Barone, Council Vice-President McFarland and Council President Garabedian –9.

On motion by Councilman Fung, seconded by Councilman Pisaturo, the above Resolution was adopted as amended. Motion passed on a vote of 9-0. The following being recorded as voting “aye”: Councilmen Pisaturo, Fung, Livingston, Council Member Fogarty, Council Member Bucci, Councilmen Lanni, Barone, Council Vice-President McFarland and Council President Garabedian –9.

VI. DOCKETED RESOLUTIONS (Cont.)

“RESOLUTION REQUESTING THAT COMMUNICATIONS WITH THE CITY OF CRANSTON BE DIRECTED TO THE CITY COUNCIL AS THE CORPORATE AUTHORITY.”

Council President Garabedian stated that he will re-write this Resolution.

“RESOLUTION REQUESTING THAT THE PROVIDENCE JOURNAL PUBLISH THE OBITUARIES ALPHABETICALLY BY CITY AND TOWN.”

On motion by Councilman Fung, seconded by Council Vice-President McFarland, the above Resolution was adopted on a vote of 8-0. The following being recorded as voting “aye”: Councilmen Pisaturo, Fung, Livingston, Council Member Fogarty, Councilmen Lanni, Barone, Council Vice-President McFarland and Council President Garabedian –8. Council Member Bucci was not present for roll call vote.

“RESOLUTION SUPPORTING CRANSTON’S HAZARD MITIGATION PLAN.”

Council President Garabedian stated that this will be addressed as an Ordinance, which will be introduced at the end of this meeting. Council Vice-President McFarland stated that there is a Resolution and an Ordinance to be introduced. The Ordinance would need to be amended in Committee, since it is drafted as a Resolution.

**VII. REPORT OF COMMITTEES
COMMITTEE ON ORDINANCE**

9-04-7 “ORDINANCE IN AMENDMENT OF CHAPTER 30 OF THE CODE OF THE CITY OF CRANSTON, 1970, ENTITLED ‘ZONING’ (CHANGE OF ZONE-JOHNSON & WALES).”

On motion by Council Vice-President McFarland, seconded by Councilman Pisaturo, the above Ordinance was adopted on a vote of 9-0. The following being recorded as voting “aye”: Councilmen Pisaturo, Fung, Livingston, Council Member Fogarty, Council Member Bucci, Councilmen Lanni, Barone, Council Vice-President McFarland and Council President Garabedian –9.

12-04-1 “ORDINANCE ADOPTING THE RECODIFICATION OF THE CODE OF THE CITY OF CRANSTON, 1970.”

On motion by Council Vice-President McFarland, seconded by Councilman Fung, the above Ordinance was adopted on a vote of 9-0. The following being recorded as voting “aye”: Councilmen Pisaturo, Fung, Livingston, Council Member Fogarty, Council Member Bucci, Councilmen Lanni, Barone, Council Vice-President McFarland and Council President Garabedian –9.

12-04-2 “ORDINANCE IN AMENDMENT OF CHAPTER 24 OF THE CODE OF THE CITY OF CRANSTON, 1970, ENTITLED ‘POLICE DEPARTMENT’ (POLICE PENSION FUND INVESTMENT POLICY).”

On motion by Council Vice-President McFarland, seconded by Councilman Pisaturo, the above Ordinance was adopted on a vote of 9-0. The following being recorded as voting “aye”: Councilmen Pisaturo, Fung, Livingston, Council Member Fogarty, Council Member Bucci, Councilmen Lanni, Barone, Council Vice-President McFarland and Council President Garabedian –9.

**VII. REPORT OF COMMITTEES
COMMITTEE ON ORDINANCE (Cont.)**

**12-04-3 “ORDINANCE IN AMENDMENT OF CHAPTER 10 OF THE
CODE OF THE CITY OF CRANSTON, 1970, ENTITLED ‘FIRE
DEPARTMENT’ (FIRE PENSION FUND INVESTMENT
POLICY).”**

On motion by Council Vice-President McFarland, seconded by Councilman Fung, the above Ordinance was adopted on a vote of 9-0. The following being recorded as voting “aye”: Councilmen Pisaturo, Fung, Livingston, Council Member Fogarty, Council Member Bucci, Councilmen Lanni, Barone, Council Vice-President McFarland and Council President Garabedian –9.

**12-04-4 “ORDINANCE AMENDING THE BUDGET FOR THE FISCAL
YEAR COMMENCING JULY 1, 2004 AND ENDING JUNE 30, 2005
(POLICE AND FIRE SUPPLEMENTAL APPROPRIATION
GRANTS).”**

On motion by Council Vice-President McFarland, seconded by Councilman Fung, the above Ordinance was adopted on a vote of 9-0. The following being recorded as voting “aye”: Councilmen Pisaturo, Fung, Livingston, Council Member Fogarty, Council Member Bucci, Councilmen Lanni, Barone, Council Vice-President McFarland and Council President Garabedian –9.

**12-04-5 “ORDINANCE AMENDING THE BUDGET FOR THE FISCAL
YEAR COMMENCING JULY 1, 2004 AND ENDING JUNE 30, 2005
(ELIMINATION OF CONTINGENT STATE AID-SCHOOLS).”**

On motion by Council Vice-President McFarland, seconded by Councilman Fung, the above Ordinance was adopted on a vote of 9-0. The following being recorded as voting “aye”: Councilmen Pisaturo, Fung, Livingston, Council Member Fogarty, Council Member Bucci, Councilmen Lanni, Barone, Council Vice-President McFarland and Council President Garabedian –9.

**12-05-8 “ORDINANCE IN AMENDMENT OF CHAPTER 17 OF THE
CODE OF THE CITY OF CRANSTON, 1970, ENTITLED ‘MOTOR
VEHICLES AND TRAFFIC’ (AUBURN ST.).”**

On motion by Council Vice-President McFarland, seconded by Council Member Fogarty, the above Ordinance was adopted on a vote of 9-0. The following being recorded as voting “aye”: Councilmen Pisaturo, Fung, Livingston, Council Member Fogarty, Council Member Bucci, Councilmen Lanni, Barone, Council Vice-President McFarland and Council President Garabedian –9.

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**VII. REPORT OF COMMITTEES (Cont.)
COMMITTEE ON FINANCE (Cont.)**

**“ADVISE AND CONSENT OF APPOINTMENT OF KERRY ANDERSON,
BUILDING OFFICIAL).”**

Council Member Fogarty reported the Finance Committee’s recommendation. She also stated that she sent this report to the Council members via e-mail on January 26 and had it placed on the City’s website and also sent it by regular mail through the Clerk’s Office. Councilman Pisaturo stated that his e-mail has been down for the past two weeks and he did not receive this report until this evening. He also stated that City Ordinance states that report is to be made at “next Council meeting following receipt of report”, so this vote should be taken at the next Council meeting and not this meeting and he asked for Solicitor’s opinion regarding this. Mr. Glucksman stated that since he is on the Docket also for Advise and Consent, he does not think he can speak regarding this. Councilman Fung asked that Mr. Quinlan, as City Council Legal Counsel, give his opinion. Mr. Quinlan quoted Section 2.08-10, Section C and stated that he believes it was an appropriate method of notice that Council Member Fogarty took. Council Member Fogarty stated that the only concern the Finance Committee had was that Mr. Anderson does not have the State license and is currently taking a class, which he should get his license within ten weeks and the Administration should have to let the Council known when he obtains this license. Councilman Pisaturo stated that out of abundance of caution, he is asking that this be postponed for one month.

On motion by Council Member Fogarty, seconded by Councilman Fung, it was voted to approve the above Advise and Consent of KERRY ANDERSON, Building Official. Motion passed on a vote of 8-1. The following being recorded as voting “aye”: Councilmen Pisaturo, Fung, Livingston, Council Member Fogarty, Council Member Bucci, Councilmen Lanni, Barone and Council Vice-President McFarland -8. The following being recorded as voting “nay” due to procedural: Council President Garabedian -1.

**“ADVISE AND CONSENT OF APPOINTMENT OF MICHAEL GLUCKSMAN,
CITY SOLICITOR.”**

On motion by Council Member Fogarty, seconded by Councilman Fung, it was voted to approve the above Advise and Consent of MICHAEL GLUCKSMAN, City Solicitor. Motion passed on a vote of 8-1. The following being recorded as voting “aye”: Councilmen Pisaturo, Fung, Livingston, Council Member Fogarty, Council Member Bucci, Councilmen Lanni, Barone and Council Vice-President McFarland -8. The following being recorded as voting “nay” due to procedural: Council President Garabedian -1.

**“RESOLUTION AUTHORIZING TAX ABATEMENTS – RECOMMENDED BY
CITY ASSESSOR (REAL ESTATE/TANGIBLE ABATEMENTS).”**

On motion by Council Member Fogarty, seconded by Councilman Barone, the above Resolution was adopted on a vote of 9-0. The following being recorded as voting “aye”: Councilmen Pisaturo, Fung, Livingston, Council Member Fogarty, Council Member Bucci, Councilmen Lanni, Barone, Council Vice-President McFarland and Council President Garabedian -9.

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**VII. REPORT OF COMMITTEES (Cont.)
COMMITTEE ON FINANCE (Cont.)**

“RESOLUTION AUTHORIZING TAX ABATEMENTS – RECOMMENDED BY CITY ASSESSOR (MOTOR VEHICLE ABATEMENTS).”

On motion by Council Member Fogarty, seconded by Councilman Fung, the above Resolution was adopted on a vote of 9-0. The following being recorded as voting “aye”: Councilmen Pisaturo, Fung, Livingston, Council Member Fogarty, Council Member Bucci, Councilmen Lanni, Barone, Council Vice-President McFarland and Council President Garabedian –9.

“TAX INTEREST WAIVER LIST.”

On motion by Council Member Fogarty, seconded by Councilman Fung, the above Resolution was adopted on a vote of 9-0. The following being recorded as voting “aye”: Councilmen Pisaturo, Fung, Livingston, Council Member Fogarty, Council Member Bucci, Councilmen Lanni, Barone, Council Vice-President McFarland and Council President Garabedian –9.

COMMITTEE ON PUBLIC WORKS

“RESOLUTION AUTHORIZING THE ABANDONMENT OF A PORTION OF PINE RIDGE DR..”

On motion by Councilman Lanni, seconded by Councilman Pisaturo, the above Resolution was adopted on a vote of 8-0. The following being recorded as voting “aye”: Councilmen Pisaturo, Livingston, Council Member Fogarty, Council Member Bucci, Councilmen Lanni, Barone, Council Vice-President McFarland and Council President Garabedian –8. Councilman Fung was not present for roll call vote.

VIII. ELECTION OF CITY OFFICIALS

No Business.

IX. REPORT OF CITY OFFICERS

No Business.

X. INTRODUCTION OF NEW BUSINESS

Council Vice-President McFarland stated that she along with Council Member Fogarty and Council Member Bucci are sponsoring Ordinance 1-05-5 regarding Sidewalks and Public Places. The Administration is sponsoring Ordinance 1-05-8 regarding the same, but it does not address Section 12 of the Code regarding fines. She also stated that while she is going to make a motion to introduce all of the following Ordinances, the Council does not have to accept any one of the Ordinances or accept them all.

On motion by Councilwoman McFarland, seconded by Councilman Fung, the following introduced Ordinances be advertised for hearing before the Ordinance Committee on THURSDAY, February 17, 2005 at 7 PM pursuant to Sec. 3.12 of the Charter. Motion passed on a vote of 9-0. The following being recorded as voting “aye”: Councilmen Pisaturo, Fung, Livingston, Council Member Fogarty, Council Member Bucci, Councilmen Lanni, Barone, Council Vice-President McFarland and Council President Garabedian -9.

- 1-05-1 Ordinance in amendment of Chapter 2 of the Code of the City of Cranston, 2005, entitled “Administration and Personnel” (Duties of Law Department Endorsement of Ordinances).
- 1-05-2 Ordinance in amendment of Chapter 2 of the Code of the City of Cranston, 2005, entitled “Administration and Personnel” (Duties of Law Department – Procedure for Ordinances Endorsement).
- 1-05-3 Ordinance in amendment of Chapter 2 of the Code of the City of Cranston, 2005, entitled “Administration and Personnel” (Duties of Law Department – Attendance at Meetings).
- 1-05-4 Ordinance in amendment of Chapter 2 of the Code of the City of Cranston, 2005, entitled “Administration and Personnel” (Immunity and Indemnification of Elected or Appointed Officials and Members of Boards and Commissions).
- 1-05-5 Ordinance in amendment of Chapter 12 of the Code of the City of Cranston, 2005, entitled “Streets, Sidewalks and Public Places” (Snow and Ice Removal).
- 1-05-6 Ordinance in amendment of Chapter 2 of the Code of the City of Cranston, 2005, entitled “Administration and Personnel” (Department Head Nominees).
- 1-05-7 Ordinance in amendment of the Code of the City of Cranston, 2005, adoption of Hazard Mitigation Plan.
- 1-05-8 Ordinance in amendment of Chapter 12 of the Code of the City of Cranston, 2005, entitled “Streets, Sidewalks and Public Places” (Snow and Ice Removal)

XI. MISCELLANEOUS BUSINESS ON CLERK’S DESK

“REVIEW OF ORDINANCE 2004-7 (ESTABLISHING A REVOLVING LOAN FUND FOR EMTC TRAINING).”

Council President Garabedian stated that the Administration was asked to provide some information. Ms. Schutt stated that the money is still there. Ms. Wall stated that there was an amendment to the Ordinance with a sunset of December, 2005 and does not need to be addressed at this time.

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XI. MISCELLANEOUS BUSINESS ON CLERK'S DESK (Cont.)

“NOVEMBER 2, 2004 REFERENDA RESULTS.”

Ms. Wall read November 2004 referenda results.

“PETITIONS FOR PERSONAL INJURY CLAIMS.”

Council President Garabedian stated that going forward, pursuant to State Statute, petitions for personal injury claims will be presented to the Council and forwarded to the Insurance Risk Commission.

City Clerk read the names of the petitioners:
Brosco & Brosco for motor vehicle property damage
Carol. Lavallo for false imprisonment
Joseph Marfeo personal injuries from slip and fall

On motion by Councilman Pisaturo, seconded by Council Vice-President McFarland, it was voted to refer these petitions to the Insurance Risk Commission. Motion passed on a vote of 9-0. The following being recorded as voting “aye”:
Councilmen Pisaturo, Fung, Livingston, Council Member Fogarty, Council Member Bucci, Councilmen Lanni, Barone, Council Vice-President McFarland and Council President Garabedian -9.

XII. PUBLIC HEARINGS ON UNDOCKETED ITEMS

Tom Ricci, 75 Knight St., appeared to speak and stated that there is an Ordinance in effect prohibiting overnight parking in the City and this is only enforced in parts of the City. He asked the Council to have this enforced throughout the City or repeal the Ordinance. He also stated that in September, he petitioned the Solicitor's Office of what he felt was in violation of the Charter and asked for an answer on that for the next Council meeting. Colonel Chalek addressed the overnight parking issue. He stated that there are officers out, but they do not tag cars every night, but he will make sure the issue is addressed.

Valerie Chiulli, appeared to speak regarding snow shoveling on sidewalks. She stated that the sidewalks in the City are unsafe for school children and this needs to be enforced. If people can't, then the Council needs to set a criteria and come up with a solution.

The meeting adjourned at 9:40 P.M.

Maria Medeiros Wall
City Clerk

Rosalba Zanni
Assistant City Clerk/Clerk of Committees

(See Stenographic Notes of Ron Ronzio, Stenotypist).