

# **REGULAR MEETING – CITY COUNCIL**

**-JULY 28, 2008-**

Regular meeting of the City Council was held on Monday, July 28, 2008 in the Council Chambers, City Hall, 869 Park Ave., Cranston, Rhode Island.

The meeting was called to order at 7:10 P.M. by the Council President.

Roll Call showed the following members present: Councilmen Lanni, Lupino (left meeting at 8:45 P.M.), Livingston, Navarro, Council Member Bucci, Councilmen Santamaria, Barone, Council Vice-President McFarland (appeared at 8:10 P.M.) and Council President Garabedian –9

Also Present: Vito Sciolto, City Solicitor; Corsino Delgado, Director of Finance; Pat Quinlan, City Council Legal Counsel; Steve Woerner, City Council Internal Auditor.

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

## **I. PUBLIC ACKNOWLEDGEMENTS AND COMMENDATIONS**

### **“CITATION FOR WILLIAM GUGLIETTA, FORMER CRANSTON MUNICIPAL COURT AUXILIARY JUDGE”**

**Councilman Lanni** presented Citation to Judge Guglietta.

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

## **II. EXECUTIVE COMMUNICATIONS**

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

No discussion took place.

### **“CIVIL SERVICE RULES PROPOSED AMENDMENT TO RULE V, SEC. 6 (Veterans)”**

On motion by Councilman Lanni, seconded by Councilman Santamaria, it was voted to refer the Personnel Director's Recommendation to the August 14, 2008 Ordinance Committee meeting. Motion passed on a vote of 9-0. The following being recorded as voting “aye”: Councilmen Lanni, Lupino, Livingston, Navarro, Council Member Bucci, Councilmen Santamaria, Barone, Council Vice-President McFarland and Council President Garabedian –9

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**“REPORT FROM ANTHONY SYLVIA, PUBLIC WORKS DIRECTOR”**

**Mr. Sylvia** asked that the following be referred to the appropriate Committee upon introduction this evening:

- proposed changes to the Sewer Use Ordinance;
- proposal for changing Ordinance for Western Cranston Water District;
- Utility power line easements.

**Council President Garabedian** stated that these have to be drafted in Ordinance form by the Solicitor for introduction .

**Council President Garabedian** announced that Councilman Santamaria take over as Chair of the Flood Commission.

**“REQUEST TO BE PLACED ON PENSION CAPT. DAVID FOURNIER, CRANSTON FIRE DEPARTMENT”**

On motion by Councilman Barone, seconded by Councilman Santamaria, 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, Lupino, Livingston, Navarro, Council Member Bucci, Councilmen Santamaria, Barone, Council Vice-President McFarland and Council President Garabedian –9.

**“REQUEST TO BE PLACED ON PENSION CAPT. RALPH RICCIO, CRANSTON FIRE DEPARTMENT”**

On motion by Councilman Barone, seconded by Councilman Livingston, 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, Lupino, Livingston, Navarro, Council Member Bucci, Councilmen Santamaria, Barone, Council Vice-President McFarland and Council President Garabedian –9.

**COUNCIL PRESIDENT COMMUNICATIONS**

**“SCHOOL DEPARTMENT DEFICIT SPENDING IN VOCATIONAL ED.”**

**Council President Garabedian** read a letter into the record from RI Department of Education dated July 23, 2008 addressed to Mr. Woerner.

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**APPEAL OF PEOPLE’S LIQUOR WAREHOUSE OF CRANSTON, LLC. FROM DENIAL BY SAFETY SERVICES & LICENSES COMMITTEE OF TRANSFER OF CLASS A RETAIL ALCOHOLIC BEVERAGE LICENSE FROM PEOPLE’S LIQUOR WAREHOUSE OF CRANSTON, LLC, D/B/A PEOPLE’S LIQUOR WAREHOUSE, 200 GARFIELD AVE., EMILY HARONIAN (100% stockholder) Peter Furness – Receiver for Corp. to CLASS A RETAIL ALCOHOLIC BEVERAGE LICENSE CRANSTON WINES & MORE, INC., D/B/A CRANSTON WINES & MORE, INC., 1451 ELMWOOD AVE., EMILY HARONIAN (100% stockholder).**

On motion by Councilman Barone, seconded by Councilman Santamaria, it was voted to suspend the Rules in order to take up the Miscellaneous Business of appeal of People’s Liquor. Motion passed on a vote of 9-0. The following being recorded as voting “aye”: Councilmen Lanni, Lupino, Livingston, Navarro, Council Member Bucci, Councilmen Santamaria, Barone, Council Vice-President McFarland and Council President Garabedian –9.

No one appeared to speak regarding this item.

**Council President Garabedian** stated that this will be heard at the next meeting since it was not listed on tonight's docket though it was otherwise properly advertised and noticed.

### **III. COUNCIL MEMBER COMMUNICATIONS**

**Legal fees report (YTD and detail) request by Council President Garabedian, Council Vice-President McFarland and Councilman Lupino**

Report was provided to the Council members.

**Status report on Safe Routes to School Grant – Councilman Navarro**

Councilman Navarro explained the Safe Routes to School Grant.

**Veterans Preference request by Council Vice-President McFarland**

No discussion was held. (See Executive Communications)

**Update on sale of former Police Station site – Councilman Santamaria**

**Councilman Santamaria** stated that he spoke to Mr. Carlucci earlier and he informed him that there are about ten interested parties. (a list was distributed to the Council members by the City Clerk)

**Rodent control in the Stadium - Council Vice-President McFarland**

**Council Vice President McFarland** addressed this issue and asked for weekly updates/reports from all the departments involved, Steve Iacobucci in Public Works and Minimum Housing.

**(See continuation of discussion on page)**

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**Providence Water**

**Councilman Livingston** addressed the ongoing problem with Providence Water. He stated that the roads throughout City are left in terrible condition when Providence Water does work in the City. Solicitor stated that he will speak to the Public Works Director regarding this. Councilman Lanni indicated that the Solicitor who did research on this issue advised the Public Works Committee that there are currently two laws on the books, one that states that Providence Water is not responsible and the second law states that the roads must be paved in the condition they were found, and Providence Water is taking the first law. He asked that the Solicitor look into this and give the Council opinion of which law should be abided.

**Charter Review Commission**

**Councilman Lupino** stated that it has been twelve years since the Charter Review Commission has met. He would like consent or permission to put forward a Charter Review Commission. Times change and laws change and he believes that there are issues that voters should act on. Council President Garabedian stated that numerous amendments have been made without the need of a Charter Review Commission, but if Councilman Lupino would like, he can draft a Resolution creating a Charter Review Commission.

**Sockanosset Crossroad and New London Ave.**

**Councilman Lupino** asked Public Works Director for an update on the Sockanosset Crossroad and New London Ave. traffic study, which was to be done by the Carpiionato Corp. with specific dates and traffic counts and who is actually doing that work.

**Natick Ave.**

**Councilman Lupino** stated that the Council recently passed an appropriation of \$75,000 for the Natick Ave. improvements and asked Public Works Director how we are progressing on this. Mr. Sylvia stated that as to the Natick Ave. study, we are developing an RFP for an Engineer firm.

**Rodent Control Problem**

**Councilman Barone** asked that the Rodent Control Officer attend the next Public Works Committee meeting to address rodent problems in the City.

**Rainstorms Update**

**Councilman Navarro** asked for status report from the last two rainstorms. He asked that the Public Works Director address this at the next Public Works Committee meeting and provide a report on the severity and how these rainstorms impacted neighborhoods that flood easily and asked that this item be placed on the agenda for the next Public Works Committee meeting.

**V. PUBLIC HEARINGS**

None.

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**VI. DOCKETED RESOLUTIONS**

**“RESOLUTION NAMING THE ATHLETIC SOCCER FIELD AT CHAFEE COMPLEX ON HOPE RD. FOR LYLE E. PERRA”**

On motion by Councilman Barone, seconded by Councilman Navarro, the above Resolution was adopted.

Under Discussion:

**Councilman Lupino** asked if there are two new fields. Anthony Liberatore, Director of Parks and Recreation, appeared to speak and stated that these are two brand new fields. These are part of the Phase II of Chafee Complex.

**Council President Garabedian** asked how the revenues are going for the Stadium Turf. Mr. Liberatore stated that the projected revenue was \$219,500, as of July 7, 2008, we brought in approximately \$251,000.

Roll call was taken and motion passed on a vote of 8-0. The following being recorded as voting “aye”: Councilmen Lanni, Lupino, Livingston, Navarro, Council Member Bucci, Councilmen Santamaria, Barone and Council President Garabedian -8. Council Vice-President McFarland was not present for roll call vote.

**“RESOLUTION NAMING THE ATHLETIC SOCCER FIELD AT CHAFEE COMPLEX ON HOPE RD. FOR ANTHONY TRIBELLI ”**

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

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**“RESOLUTION LOAN ORDER AUTHORIZING THE ISSUE OF \$7,000,000 BONDS OF THE CITY TO FINANCE REPAIRS, RENOVATIONS AND FIRE CODE UPGRADES TO SCHOOL BUILDINGS IN THE CITY OF CRANSTON: AUTHORIZING THE CITY TO APPLY FOR FEDERAL AND STATE ADVANCES FOR THAT PURPOSE: AUTHORIZING THE ISSUE OF \$7,000,000 TEMPORARY NOTES FOR THAT PURPOSE: AND AUTHORIZING ADVANCES FROM THE GENERAL TREASURY FOR THAT PURPOSE”**

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

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**“RESOLUTION AUTHORIZING AUGERI AND WADOVICK TO COMMENCE A PROGRAM AUDIT OF THE SCHOOL DEPARTMENT”**

On motion by Councilman Livingston, seconded by Councilman Lanni, the above Resolution was adopted

Under Discussion:

**Councilman Lupino** stated that it is important that both sides be involved in this. He commended Councilman Livingston for bringing this Resolution forward prior to the Judge’s ruling. He also stated that he would like this Resolution amended to read that “reporting be done on a monthly basis”.

**Councilman Lanni** stated that he does not want to nickel and dime auditors. He wants a complete report.

**Council President Garabedian** asked Mr. Woerner that he keep the Council members informed on a confidential basis while this audit is being done to keep the Council informed on the progress.

**Councilman Livingston** agreed that the Council should get monthly progress reports and Mr. Woerner keep the Council informed on the progress.

Roll call was taken and motion passed on a vote of 8-0. The following being recorded as voting “aye”: Councilmen Lanni, Lupino, Livingston, Navarro, Council Member Bucci, Councilmen Santamaria, Barone and Council President Garabedian -8. Council Vice-President McFarland was not present for roll call vote.

**III. COUNCIL MEMBER COMMUNICATIONS (Cont.)**

**Rodent control in the Stadium area requested by Council Vice-President McFarland**

**Council Vice-President McFarland** asked if anyone from the Administration is present to discuss this issue. She stated that the City Clerk has advised her that Mr. Carlucci, Director of Administration, is ill and not able to attend this evening. Council Vice-President McFarland stated that the Mayor should be present since the residents have contacted him as well as her. This has been a problem in her Ward for months. This is a health and safety issue and no one in the City is a watchful eye for this.

**Susan Sears**, 151 Jordan Ave., appeared to speak and stated that she has been dealing with rat problems in her neighborhood for three months. She stated that Steve Iacobucci, the Rodent Control Officer, has been to her home and the only thing he could do was give her poison. She has been to the Building Inspection’s Office along with other offices and she believes they do not have enough help or enough resources.

**Roberta Costa**, 92 Gansett Ave., appeared to speak and stated that this has been an ongoing problem and the City has not done anything about it. She has seven bait boxes along her property.

**Suzanne Arena**, 62 Glen View Dr., appeared to speak and stated that she has spoken to some of the residents of this area and if the City imposes the new recycling rule, you will have trash sitting out for weeks and attracting more rats.

**Lisa Corrente**, 175 Jordan Ave., appeared to speak and stated that this problem needs to be addressed as soon as possible because rats multiply fast.

**Anthony Spremulli** appeared to speak and stated that Providence Lacquer’s dumpster is wide open all day every day. He has seen rats going in that dumpster not one, but five or six at a time. There is also an issue with the grease drum outside of Fitzpatrick’s, which is also attracting rats.

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**Kathy Graffey**, Westcott Ave., appeared to speak and stated that there is an abandoned home on her street and there are rats in her neighborhood.

**Council Vice-President McFarland** stated that she has been in the area and also to the Fitzpatrick's area and all along all of Flint Ave. and none of the dumpsters are enclosed. All the City departments need to work together and the Council needs to have reports from Minimum Housing and the Public Works Department weekly until this is rectified. She asked for the Council members' assistance in helping to help the residents with this problem. She asked through Council President Garabedian, for these weekly reports.

**Mr. Sylvia** stated that he sympathized greatly with this problem. Rodent problems are dealt in two phases, prevention and dealing with the symptoms. He is currently looking at different techniques to find a way to take care of this problem. We may need some outside companies to help us with this. He has maps and labels that were requested by Council Vice-President McFarland. Step one would be for everyone to take responsibility to take care of their own property.

**Council Member Bucci** asked that starting tomorrow, Mr. Iacobucci should go to all the restaurants along Park Ave. and Gansett Ave. and check to make sure that all their dumpsters are properly enclosed and this should only take a day or two and then go to the residents to hand out poison, if needed. This should be done first because this is where the rats feed from.

**Council President Garabedian** asked that the Administration put together an informational packet for discussion and to prepare a plan with options, including a fiscal note, and to present the same to the City Council within thirty days, in the meantime the City needs to cite violators. Immediate action is needed.

**Councilman Livingston** stated that he would like Brookside included in this plan since rodents are also in this area and there still is a vacant home on this street, which could be the cause. He asked that this plan be provided to the Public Works Committee meeting in August. Council President Garabedian asked that this plan be provided to the Public Works Committee meeting in August for the Stadium area first, since residents from this area are present this evening.

**Councilman Lanni** indicated that there is an Ordinance requiring that all dumpsters need to be enclosed on three sides with a wooden fence, which needs to be shut.

**Council President Garabedian** asked if there are any objections to holding discussion regarding State DOT Farm Cemetery. No one objected.

**“STATE FARM CEMETERY – CARPIONATO’S REFUSAL TO PERMIT PLACEMENT OF BURIAL MARKERS BY STATE DOT”**

**Lynn Furney** appeared to speak and stated that meetings have been held between the State DOT and Carpionato. Carpionato has hired a surveyor, Garofalo, and the two parties have agreed to where the markers will be placed and where the cemetery is located on the property.

**John Bolton, Esq.**, appeared to represent Carpionato. He stated that the property owner has hired Garofalo, as Ms. Furney mentioned. They have agreed on five granite markers to be installed by DOT. Attorney Bolton presented a copy of the plan that was agreed upon between the parties.

**Mike Hebert**, DOT Archeologist, appeared to speak and stated that they are in agreement with Carpionato, as stated by Attorney Bolton.

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**VII. REPORT OF COMMITTEES**

**COMMITTEE ON FINANCE  
(Terence Livingston, Chair)**

**“ADVICE AND CONSENT OF MAYOR’S APPOINTMENT OF KYLE L. BRIDGEMAN AS BUILDING OFFICIAL (Referred without Recommendation)”**

Mr. Delgado reported that the Mayor has requested that this item be tabled at this time.

On motion by Councilman Livingston, seconded by Councilman Barone, it was voted to table the above item. Motion passed on a vote of 8-0. The following being recorded as voting “aye”: Councilmen Lanni, Lupino, Livingston, Navarro, Council Member Bucci, Councilmen Santamaria, Barone and Council President Garabedian -8. Council Vice-President McFarland was not present for roll call vote.

**6-08-1 “ORDINANCE TRANSFERRING APPROPRIATIONS AND AMENDING THE BUDGET FOR THE FISCAL YEAR COMMENCING JULY 1, 2007 AND ENDING JUNE 30, 2008 (4<sup>th</sup> Quarter Transfers)” (As amended by Committee)**

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

**6-08-2 “ORDINANCE AMENDING THE BUDGET FOR THE FISCAL YEAR COMMENCING JULY 1, 2007 AND ENDING JUNE 30, 2008 (Supplemental Appropriation)”**

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

**“RESOLUTION AUTHORIZING REAL ESTATE TAX ABATEMENTS”**

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

**“RESOLUTION AUTHORIZING MOTOR VEHICLE TAX ABATEMENTS”**

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

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**“TAX INTEREST WAIVER DENIALS – RECOMMENDED BY THE CITY TREASURER”**

On motion by Councilman Livingston, seconded by Councilman Navarro, it was voted to approve the list of interest waiver denials as recommended by City Treasurer. Motion passed on a vote of 8-0. The following being recorded as voting “aye”: Councilmen Lanni, Lupino, Livingston, Navarro, Council Member Bucci, Councilmen Santamaria, Barone and Council President Garabedian -8. Council Vice-President McFarland was not present for roll call vote.

**“TAX INTEREST WAIVER DENIAL OF GAIL SEARS DEFELICE AS RECOMMENDED BY CITY TREASURER”**

On motion by Councilman Livingston, seconded by Councilman Barone, it was voted to approve the denial of the above tax interest waiver request as recommended by City Treasurer. Motion passed on a vote of 8-0. The following being recorded as voting “aye”: Councilmen Lanni, Lupino, Livingston, Navarro, Council Member Bucci, Councilmen Santamaria, Barone and Council President Garabedian -8. Council Vice-President McFarland was not present for roll call vote.

**“TAX INTEREST WAIVER APPROVALS – APPROVED BY CITY TREASURER”**

On motion by Councilman Livingston, seconded by Councilman Barone, it was voted to approve the list of interest waiver approvals as recommended by City Treasurer. Motion passed on a vote of 8-0. The following being recorded as voting “aye”: Councilmen Lanni, Lupino, Livingston, Navarro, Council Member Bucci, Councilmen Santamaria, Barone and Council President Garabedian -8. Council Vice-President McFarland was not present for roll call vote.

**“TAX INCENTIVE APPLICATION FOR PUMPKIN PATCH REALTY, LP, 1150 NEW LONDON AVE., FOR PROPERTY LOCATED AT 210 COMSTOCK PARKWAY”**

On motion by Councilman Livingston, seconded by Councilman Barone, it was voted to approve the above Tax Incentive Application. Motion passed on a vote of 8-0. The following being recorded as voting “aye”: Councilmen Lanni, Lupino, Livingston, Navarro, Council Member Bucci, Councilmen Santamaria, Barone and Council President Garabedian -8. Council Vice-President McFarland was not present for roll call vote.

**COMMITTEE ON ORDINANCE  
(Paula B. McFarland, Chair)**

**6-08-4 “ORDINANCE IN AMENDMENT OF CHAPTER 17 OF THE CODE OF THE CITY OF CRANSTON, 2005, ENTITLED ‘ZONING’ (Change of Zone – 10 Budlong Rd.)”**

On motion by Council Vice-President McFarland, seconded by Councilman Santamaria, the above Ordinance was adopted on a vote of 7-0. The following being recorded as voting “aye”: Councilmen Lanni, Lupino, Navarro, Council Member Bucci, Councilmen Santamaria, Barone and Council President Garabedian -7. Councilman Livingston and Council Vice-President McFarland were not present for roll call vote.

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**COMMITTEE ON CLAIMS  
(Anthony J. Lupino, Chair)**

**“RATIFICATION OF SETTLED CLAIMS FOR:** Vincent Scalera \$50.00; Jacqueline, William & Jae Pezzullo \$775.00; Jae Pezzullo \$10,000.

On motion by Councilman Lupino, seconded by Councilman Barone, it was voted to approve the above-listed claims. Motion passed on a vote of 7-0 with 1 abstention. The following being recorded as voting “aye”: Councilmen Lanni, Lupino, Navarro, Council Member Bucci, Councilmen Santamaria, Barone and Council President Garabedian -7. Councilman Livingston abstained and Council Vice-President McFarland was not present for roll call vote.

**VIII. ELECTION OF CITY OFFICIALS**

***ZONING BOARD OF REVIEW – Re-appointment of Craig Norcliffe, 4<sup>th</sup> Alternate Member.***

On motion by Councilman Barone, seconded by Councilman Livingston, it was voted to re-appoint **CRAIG NORCLIFFE** as a Fourth Alternate member of the **Zoning Board of Review**. Motion passed on a vote of 7-0. The following being recorded as voting “aye”: Councilmen Lanni, Livingston, Navarro, Santamaria, Barone, Council Vice-President McFarland and Council President Garabedian -7. Councilman Lupino and Council Member Bucci were not present for roll call vote.

***BOARD OF CONTRACT & PURCHASE – Re-appointment of Colleen Crudele and Harold Tillinghast.***

On motion by Councilman Lanni, seconded by Councilman Barone, it was voted to re-appoint **COLLEEN CRUDELE and HAROLD TILLINGHAST** as members of the **Board of Contract and Purchase**. Motion passed on a vote of 7-0. The following being recorded as voting “aye”: Councilmen Lanni, Livingston, Navarro, Santamaria, Barone, Council Vice-President McFarland and Council President Garabedian -7. Councilman Lupino and Council Member Bucci were not present for roll call vote.

***BOARD OF CONTRACT & PURCHASE – Re-appointment of Randall Jackvony (Minority Appointment). Informational Only.***

***BOARD OF PERSONNEL APPEAL BOARD – Appointment of Louis Ricci (Unaffiliated).***

On motion by Councilman Lanni, seconded by Councilman Livingston, it was voted to appoint **LOUIS RICCI** as a member of the **Personnel Appeal Board**. Motion passed on a vote of 7-0. The following being recorded as voting “aye”: Councilmen Lanni, Livingston, Navarro, Santamaria, Barone, Council Vice-President McFarland and Council President Garabedian -7. Councilman Lupino and Council Member Bucci were not present for roll call vote

**IX. REPORT OF CITY OFFICERS**

Mr. Woerner presented a financial report for the Ice Rink. He stated that he will come back next month and discuss it.

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## **X. OLD BUSINESS**

**2-08-5 ORDINANCE IN AMENDMENT OF CHAPTER 15.04 OF THE CODE OF THE CITY OF CRANSTON, 2005, ENTITLED 'BUILDING CODE' (Historic Certificate of Occupancy). Mayor's Veto filed 5/8/2008. (Cont. from May 27, 2008 and June 23, 2008).**

On motion by Council Vice-President McFarland, seconded by Councilman Navarro, it was voted to override the Mayor's veto. Motion failed (2/3 majority required) on a vote of 5-1 and 2 absent. The following being recorded as voting "aye": Councilmen Livingston, Navarro, Santamaria, Council Vice-President McFarland and Council President Garabedian -5. The following being recorded as voting "nay": Councilmen Lanni and Barone -2. Councilman Lupino and Council Member Bucci were not present for roll call vote.

## **XI. INTRODUCTION OF NEW BUSINESS**

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

### **Ordinance Committee, September 11, 2008**

**7-08-1 Ordinance in amendment of Title 17 of the Code of the City of Cranston, 2005, entitled "Zoning" (Halfway Housing).**

**7-08-2 Ordinance in amendment of Title 17 of the Code of the City of Cranston, 2005, entitled "Zoning" (Definitions).**

### **City Plan Commission – September 2, 2008**

**7-08-1 Ordinance in amendment of Title 17 of the Code of the City of Cranston, 2005, entitled "Zoning" (Halfway Housing).**

**7-08-2 Ordinance in amendment of Title 17 of the Code of the City of Cranston, 2005, entitled "Zoning" (Definitions).**

### **Claims Committee**

Kevin Leeman; KM (Minor); Joann Nadeau; Laura Pisaturo; Donna Gallagher & Eric Jacques; Nathan Trouve; Elizabeth Vicedomini (forwarded only to City Council, Solicitor and Anna Marino)

On motion by Councilman Barone, seconded by Councilman Livingston, the above items were referred to the respective Committees. Motion passed on a vote of 7-0. The following being recorded as voting "aye": Councilmen Lanni, Livingston, Navarro, Santamaria, Barone, Council Vice-President McFarland and Council President Garabedian -7. Councilman Lupino and Council Member Bucci were not present for roll call vote.

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## **XII. MISCELLANEOUS BUSINESS ON CLERK'S DESK**

**“2007-44 ORDINANCE IN AMENDMENT OF TITLE 17 OF THE CODE OF THE CITY OF CRANSTON, 2005, ENTITLED ‘ZONING’ (Change of Zone- Atwood Ave. Police Station)” . Correction of scrivener’s error.**

**City Clerk** indicated that in the process of going out to bid, the Administration was made aware that the way the Ordinance was passed, it stated Plat 12, Lot 6, which should be Lot **4**, but correct maps were advertised.

On motion by Councilman Livingston, seconded by Councilman Santamaria, it was voted to correct the scrivener’s error in the above Ordinance. Motion passed on a vote of 7-0. The following being recorded as voting “aye”: Councilmen Lanni, Livingston, Navarro, Santamaria, Barone, Council Vice-President McFarland and Council President Garabedian -7. Councilman Lupino and Council Member Bucci were not present for roll call vote.

**“APPEAL OF PEOPLE’S LIQUOR WAREHOUSE OF CRANSTON, LLC FROM DENIAL BY SAFETY SERVICES & LICENSES COMMITTEE OF TRANSFER OF CLASS A RETAIL ALCOHOLIC BEVERAGE LICENSE FROM PEOPLE’S LIQUOR WAREHOUSE OF CRANSTON, LLC D/B/A PEOPLE’S LIQUOR WAREHOUSE, 200 GARFIELD AVE., EMILY HARONIAN (100% stockholder), PETER FURNESS – RECEIVER FOR CORP. TO CLASS A RETAIL ALCOHOLIC BEVERAGE LICENSE CRANSTON WINES & MORE, INC., D/B/A CRANSTON WINES & MORE, INC., 1451 ELMWOOD AVE., EMILY HARONIAN (100% stockholder)”**

This item is continued to next month’s meeting.

## **XII. PUBLIC HEARINGS ON UNDOCKETED ITEMS**

None.

**Council Vice-President McFarland** indicated that a constituent gave her a letter from HUD, who denied \$150,000 for the CDBG funding for the Ward 3 library and indication is this denial is that they were told that there were five libraries in a two mile radius, which is not true. This is bogus and was sabotaged. She would like this corrected and rectified and a letter be sent to HUD by this Administration correcting this. She cannot believe the Administration did not forward this letter to her or the rest of the Council members.

The meeting adjourned at 9:15 P.M.

Maria Medeiros Wall, JD  
City Clerk

Rosalba Zanni  
Assistant City Clerk/Clerk of Committees

(See Stenographic Notes of Ron Ronzio, Stenotypist).