

REGULAR MEETING – CITY COUNCIL

-MARCH 26, 2007-

Regular meeting of the City Council was held on Monday, March 26, 2007 in the Council Chambers, City Hall, 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, Livingston, Navarro, Council Member Bucci, Councilman Santamaria, Council Vice-President McFarland and Council President Garabedian –8.

Absent: Councilman Barone -1.

Also Present: Vito Sciolto, City Solicitor; 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

None.

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Council President Garabedian stated that upon advice of legal counsel, the following items listed on the docket will be tabled until a decision is reached by the Supreme Court, where a stay has been issued:

- **“RESOLUTION REVOKE THE BUILDING PERMIT ISSUED BY THE BUILDING OFFICIAL FOR THE CONSTRUCTION OF A CONCRETE AND/OR CEMENT PLANT ADJACENT TO A WELL ESTABLISHED, HEAVILY POPULATED, RESIDENTIAL NEIGHBORHOOD, AND DIRECTING THE CITY SOLICITOR AND ITS LEGAL COUNSEL TO PREPARE A LAWSUIT AND TAKE ALL STEPS REASONABLY NECESSARY TO PREVENT THE CONSTRUCTION OF THE CONCRETE AND/OR CEMENT PLANT”**
- **“2-07-1 ORDINANCE AMENDING CHAPTER 17.108 OF THE CODE OF THE CITY OF CRANSTON, 2005, ENTITLED ‘ZONING BOARD OF REVIEW’ (Additional Alternate Members)”**

On motion by Councilman Livingston, seconded by Councilman Lanni, it was voted to take out of Order the above Resolution. Motion passed on a vote of 7-1. The following being recorded as voting “aye”: Councilmen Lanni, Lupino, Livingston, Navarro, Council Member Bucci, Councilman Santamaria and Council President Garabedian -7. The following being recorded as voting “nay”: Council Vice-President McFarland -1.

On motion by Councilman Lupino, seconded by Councilman Lanni, it was voted to table the above Resolution. Motion passed on a vote of 5-2 with 1 member not present. The following being recorded as voting “aye”: Councilmen Lanni, Lupino, Council Member Bucci, Councilman Santamaria and Council President Garabedian -5. The following being recorded as voting “nay”: Councilman Navarro and Council Vice-President McFarland -2. Councilman Livingston was not present for roll call vote.

On motion by Councilman Livingston, seconded by Councilman Lanni, it was voted to take out of Order the above Ordinance. Motion passed on a vote of 7-1. The following being recorded as voting “aye”: Councilmen Lanni, Lupino, Livingston, Navarro, Council Member Bucci, Councilman Santamaria and Council President Garabedian -7. The following being recorded as voting “nay”: Council Vice-President McFarland -1.

On motion by Councilman Livingston, seconded by Councilman Lanni, it was voted to table the above Ordinance. Motion passed on a vote of 6-2. The following being recorded as voting “aye”: Councilmen Lanni, Lupino, Livingston, Council Member Bucci, Councilman Santamaria and Council President Garabedian -6. The following being recorded as voting “nay”: Councilman Navarro and Council Vice-President McFarland -2.

II. EXECUTIVE COMMUNICATIONS

“REQUEST TO BE PLACED ON PENSION THOMAS D. DETTORE, CRANSTON FIRE DEPARTMENT”

On motion by Councilman Lupino, seconded by Councilman Navarro, it was voted to approve the above request. Motion passed on a vote of 8-0. The following being recorded as voting “aye”: Councilmen Lanni, Lupino, Livingston, Navarro, Council Member Bucci, Councilman Santamaria, Council Vice-President McFarland and Council President Garabedian -8.

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III. COUNCIL PRESIDENT COMMUNICATIONS

“DREDGING IN THE AMANDA COURT AREA”

Steve Callahan, 135 Amanda St., appeared to speak and stated that the dredging is a good idea, but it is never going to happen. It is going to cost too much money. The residents of this area have been contacted by Veolia Water and they finally have acknowledged responsibility and that there is sewage problem in this area. What the residents are asking is for this Council, who did not create this problem, to correct the problem. Dredging would alleviate some of the problem, but it will not correct it. He stated that Veolia advised the residents that they could install a new check valve at a cost of approximately \$4,000 per home. Council Vice-President McFarland asked Mr. Woerner how much is currently in the Infrastructure Public Works line item. Mr. Woerner stated that there is approximately \$200,000, but is separate from the bond.

Emily Perrotta, 146 Amanda St., appeared to speak and stated that on February 14, 2007, she had another sewer backup. She took samples and had it analyzed and she provided this analysis to Council Member Bucci. She also had another sewer backup on March 4, 2007.

Suzanne Arena appeared to speak and stated that the City should look at re-evaluating and re-assessing the homes that have been flooded and have had damage to their homes and cannot use their basements the way would like to.

Joe Corso, 129 Amanda St., appeared to speak and stated that he has had five to six sewage backups in the last year or two and he had his entire basement gutted. This problem needs to be addressed. It is a big problem and also a health risk.

Council President Garabedian read a letter dated March 26, 2007 from Councilman Barone regarding the appointment of Michael Imbruglia as the Minority Party appointment to the Board of Contract and Purchase.

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

No discussion.

“SOLICITOR’S OPINION REGARDING APPOINTMENT OF PAUL CASEY AS THE CITY’S HARBOR MASTER”

Council President Garabedian stated that there is a Solicitor’s opinion filed stating that there is no conflict with Mr. Casey being appointed for this position.

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IV. COUNCIL MEMBER COMMUNICATIONS

Councilman Lupino stated that the Council members have been provided with copies of a letter and application from the RI Interlocal Trust and Mr. Carlucci, Director of Administration, has the original letter and other documents, such as the application, if the City decides to join the Trust. He stated that the next step would be for the City to provide information for the Trust.

“STATE RECYCLING PROGRAM”

Council Vice-President McFarland stated that Suzanne Arena has done some research regarding this program and is present this evening to speak on this issue. She thanked Ms. Arena for bringing this issue to the forefront. **Suzanne Arena** appeared to speak and stated that in 2005, Cranston recycled 19.5%. This is an issue that really needs to be looked at, where taxpayers could get tax breaks for recycling. Ms. Arena presented a packet of information she obtained in doing the research. Vice-President McFarland stated that, in the future, the Council needs to look at the condominium process. At this time, there is no recycling required for condominiums. She asked that this item be placed on the Public Works Committee agenda for discussion.

V. PUBLIC HEARINGS

None.

VI. DOCKETED RESOLUTIONS

“RESOLUTION CREATING A COORDINATING COMMITTEE TO IMPLEMENT ‘PROJECT REDIRECT’ (Reduce Expenses, Develop Income, Revenue and Enhancement – Control Taxes)”

Council President Garabedian handed gavel to Council Vice-President McFarland.

Council President Garabedian explained this Resolution. He stated that if this Resolution is not passed, we will never get to the point of saving money and promote economic development.

Council Vice-President McFarland asked to be added as co-sponsor of this Resolution.

Gavel was handed back to Council President Garabedian.

On motion by Council President Garabedian, 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, Councilman Santamaria, Council Vice-President McFarland and Council President Garabedian -8.

On motion by Council President Garabedian, seconded by Councilman Lanni, it was voted to amend the above Resolution as follows: first page, last paragraph, second line, after the word “full”, delete “civil” and add “care”; second page, second paragraph, second line, after the word “priorities”, add “its governing rules and develop”; second page, second paragraph, second line, after the word “recommendation”, add “s”.; second page, third paragraph, first line, after the word “have”, delete “four” and add “fair”; second page, third paragraph, second line, delete the word “representatives” and add “representation”. Motion passed on a vote of 8-0. The following being recorded as voting “aye”: Councilmen Lanni, Lupino, Livingston, Navarro, Council Member Bucci, Councilman Santamaria, Council Vice-President McFarland and Council President Garabedian -8.

On motion by Council President Garabedian, seconded by Councilman Lanni, the above Resolution was adopted as amended on a vote of 8-0. The following being recorded as voting “aye”: Councilmen Lanni, Lupino, Livingston, Navarro, Council Member Bucci, Councilman Santamaria, Council Vice-President McFarland and Council President Garabedian -8.

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“RESOLUTION AUTHORIZING THE CRANSTON CITY COUNCIL AND THE MAYOR TO DRAFT A LETTER TO THE UNITED STATES ARMY CORPS OF ENGINEERS REQUESTING ASSISTANCE FOR FLOOD RELIEF THROUGH A FEDERALLY FUNDED PRELIMINARY RESTORATION PLAN (PRP)”

On motion by Councilman Lupino, seconded by Council Vice-President McFarland it was voted to adopt the above Resolution.

Under Discussion:

Councilman Lupino questioned why a representative from Veolia Water is never in attendance at our meetings. There have been discussions months after months regarding flooding and no one is ever present from Veolia. Council President Garabedian stated that Veolia Water can be invited to attend, if the Council wishes. Councilman Lupino stated that they should be compelled to appear at the Public Works Committee meeting in April. Council President Garabedian asked that the City Clerk send a letter to Veolia Water asking that a representative appear at the April 12, 2007 Public Works Committee meeting and also have their legal counsel present to state to the Committee what their responsibilities are. Council Vice-President McFarland asked that she be added as a sponsor of this Resolution. Councilman Lanni stated that this is a training tool in proceeding as we look at solving the flooding problems that have plagued our community for the last thirty years. Councilman Livingston asked if there will be any taxpayers' money used or is this just federal government money. Council Member Bucci stated that the federal government would pay the first \$100,000 and after that, we would be responsible for 50% of the cost.

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, Councilman Santamaria, Council Vice-President McFarland and Council President Garabedian -8.

“RESOLUTION CREATING A HUMAN RESOURCE COMMISSION IN THE CITY OF CRANSTON TO REVIEW PERSONNEL PROCEDURES”

City Clerk stated that the Mayor is listed on the docket and on the Resolution as a co-sponsor of this Resolution. This afternoon, he notified her that he is not a sponsor. Council President Garabedian stated that after speaking with the Director of Administration, the Mayor is in support of the concept, but he would like to make a few changes on the membership of this commission. Council President Garabedian suggested tabling this Resolution until the Mayor makes those changes. Councilman Livingston stated that this is an Advisory Commission and questioned who makes the ultimate determination of whether any changes be incorporated in Ordinance form or procedures. Council Vice-President McFarland stated that, per the Charter, the Council is the only one who can set policies. Councilman Lupino stated that this is a personnel issue. He questioned why the Personnel Director is not present this evening to speak regarding this Resolution. There is no backup information on what procedures are in place now. The Personnel Director should be present to explain what is in place currently before this Resolution is acted on.

On motion by Councilman Lupino, seconded by Councilman Lanni, it was voted to table the above Resolution. Motion passed on a vote of 8-0. The following being recorded as voting “aye”: Councilmen Lanni, Lupino, Livingston, Navarro, Council Member Bucci, Councilman Santamaria, Council Vice-President McFarland and Council President Garabedian -8.

“RESOLUTION REVOKE THE BUILDING PERMIT ISSUED BY THE BUILDING OFFICIAL FOR THE CONSTRUCTION OF A CONCRETE AND/OR CEMENT PLANT ADJACENT TO A WELL ESTABLISHED, HEAVILY POPULATED, RESIDENTIAL NEIGHBORHOOD, AND DIRECTING THE CITY SOLICITOR AND ITS LEGAL COUNSEL TO PREPARE A LAWSUIT AND TAKE ALL STEPS REASONABLY NECESSARY TO PREVENT THE CONSTRUCTION OF THE CONCRETE AND/OR CEMENT PLANT”

Vote on the above Resolution was taken at the beginning of the meeting.

VII. REPORT OF COMMITTEES

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

**10-06-2 “ORDINANCE IN AMENDMENT OF CHAPTER 10 OF THE
CODE OF THE CITY OF CRANSTON, 2005, ENTITLED ‘MOTOR
VEHICLES AND TRAFFIC’ (Richland Rd. – Domestic Bank)”**

On motion by Councilman Lanni, seconded by Councilman Lupino, it was voted to continue the above Ordinance for 90 days to give Domestic Bank opportunity to designate parking area for employees.

Under Discussion:

Councilman Santamaria asked what the status is with Site Plan Review. Council President Garabedian stated that final meeting with Site Plan Review is this Wednesday. **Timothy Dodd, Esq.**, appeared to represent Domestic Bank and stated that there was a hearing on March 14, 2007, before Site Plan Review. Domestic Bank met all the neighbors’ concerns, submitted final plans to be heard this Wednesday and he expects final approval at that time. There were some minor changes made and agreed upon by the neighbors present. He asked that this Ordinance be continued for 90 days. Councilman Navarro stated that 90 days would be too much. There should be a timetable provided and a plan to be submitted as far as dates that this project will be completed. He would like to have a parking plan drafted. He asked Attorney Dodd when this could be provided.

Roll call was taken on motion to continue for 90 days and motion passed on a vote of 7-1. The following being recorded as voting “aye”: Councilmen Lanni, Lupino, Livingston, Council Member Bucci, Councilman Santamaria, Council Vice-President McFarland and Council President Garabedian -7. The following being recorded as voting “nay”: Councilman Navarro -1.

**2-07-1 “ORDINANCE IN AMENDMENT OF CHAPTER 17.108 OF THE
CODE OF THE CITY OF CRANSTON, 2005, ENTITLED ‘ZONING
BOARD OF REVIEW’ (Additional Alternate Members)”**

Vote on the above Ordinance was taken at the beginning of the meeting.

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

**2-07-4 “ORDINANCE AMENDING THE BUDGET FOR THE FISCAL
YEAR COMMENCING JULY 1, 2006 AND ENDING JUNE 30, 2007
(Budget Stabilization – Refuse and Removal)”**

On motion by Councilman Livingston, seconded by Council Vice-President McFarland, 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, Councilman Santamaria, Council Vice-President McFarland and Council President Garabedian -8.

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“RESOLUTION AUTHORIZING REAL ESTATE/TANGIBLE TAX ABATEMENTS – AS RECOMMENDED BY CITY ASSESSOR”

On motion by Councilman Livingston, seconded by Councilman Lupino, 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, Councilman Santamaria, Council Vice-President McFarland and Council President Garabedian -8.

“RESOLUTION AUTHORIZING MOTOR VEHICLES TAX ABATEMENTS – AS RECOMMENDED BY CITY ASSESSOR”

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, Councilman Santamaria, Council Vice-President McFarland and Council President Garabedian -8.

“TAX INTEREST WAIVER of BIING LEE (Recommended approval of \$798.20)”

On motion by Councilman Livingston, seconded by Councilman Lupino, the above Tax Interest Waiver was approved for the amount of \$798.20. Motion passed on a vote of 7-1. The following being recorded as voting “aye”: Councilmen Lanni, Lupino, Navarro, Council Member Bucci, Councilman Santamaria, Council Vice-President McFarland and Council President Garabedian -7. The following being recorded as voting “nay”: Councilman Livingston -1.

“TAX INTEREST WAIVER of DONNA BIBEALUT (Recommended approval)”

A question was asked as to what the amount of the interest is. No one was present to provide this information.

On motion by Councilman Livingston, seconded by Councilman Lupino it was voted to continue this item to next month. Motion passed on a vote of 8-0. The following being recorded as voting “aye”: Councilmen Lanni, Lupino, Livingston, Navarro, Council Member Bucci, Councilman Santamaria, Council Vice-President McFarland and Council President Garabedian -8.

**COMMITTEE ON PUBLIC WORKS
(Maria A. Bucci, Chair)**

“RESOLUTION INSTITUTING PROCEEDINGS FOR THE STREET NAME CHANGE FROM LOVELL AVE. TO COASTWAY PLAZA”

On motion by Council Member Bucci, seconded by Councilman Livingston, the above Resolution was adopted on a vote of 8-0. 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.

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

“COUNCIL RATIFICATION OF SETTLED CLAIMS FOR:

Dino & Sharon Brantolino \$1,000.00; Jacqueline, William and Jae Pezzullo \$775.00; Mary Pagano \$470.51; Travelers Insurance Co. \$90.00.”

On motion by Councilman Lupino, seconded by Councilman Lanni, it was voted to ratify all the above-listed settled 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, Councilman Santamaria, Council Vice-President McFarland and Council President Garabedian -7. Councilman Livingston abstained.

VIII. ELECTION OF CITY OFFICIALS

“BOARD OF CONTRACT AND PURCHASE – Minority re-appointment of MICHAEL IMBRUGLIA FOR A TERM TO EXPIRE ON 1/26/2008”

Council President Garabedian placed in the record a letter dated March 26, 2007 from Councilman Barone as his re-appointment as the Minority Leader, of Michael Imbruglia to the Board of Contract and Purchase. Said appointment effective as of January 29, 2007.

“TREE WARDEN - Re-appointment of RICHARD DEGRANDPRE”

Administration requested that this be continued.

“INDUSTRIAL PERFORMANCE COMMISSION”

Council President Garabedian stated that a licensed engineer is needed to be appointed to this Commission. He asked the Council members if anyone knows of a licensed engineer, that name be put forward to be considered for appointment.

“AFFORDABLE HOUSING COMMISSION – ALMA GREEN”

Council Vice-President McFarland stated that she has Ms. Green’s resume at home and did not bring a copy with her this evening. Ms. Green is President of the Women’s Development Corporation. She asked that Ms. Green be appointed to this Commission and she will provide a copy of her resume to the Clerk’s Office tomorrow.

On motion by Council Vice-President McFarland, seconded by Councilman Lupino, it was voted to appoint ALMA GREEN to the AFFORDABLE HOUSING COMMISSION. Motion passed on a vote of 8-0. The following being recorded as voting “aye”: Councilmen Lanni, Lupino, Livingston, Navarro, Council Member Bucci, Councilman Santamaria, Council Vice-President McFarland and Council President Garabedian -8.

IX. REPORT OF CITY OFFICERS

No business.

IXA. OLD BUSINESS

No business.

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X. INTRODUCTION OF NEW BUSINESS

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

Safety Services and Licenses Committee – April 9, 2007

- 3-07-1 Ordinance in amendment of Chapter 10.32 of the Code of the City of Cranston, 2005, entitled “Motor Vehicles and Traffic” (Stopping, Standing and Parking on Specific Streets – Stack Parking).
- 3-07-2 Ordinance in amendment of Chapter 10.12 of the Code of the City of Cranston, 2005, entitled “Motor Vehicles and Traffic” (Vehicles and Traffic – Honeysuckle Dr.).
- 3-07-3 Ordinance in amendment of Chapter 10.32 of the Code of the City of Cranston, 2005, entitled “Motor Vehicles and Traffic” (Horton School – Park Ave.).
- 3-07-4 Ordinance in amendment of Chapter 10.12 of Title 10 of the Code of the City of Cranston, 2005, entitled “Motor Vehicles and Traffic” (Horton School – Orlando, Park and Garland).
- 3-07-5 Ordinance in amendment of Chapter 10.32 of Title 10 of the Code of the City of Cranston, 2005, entitled “Motor Vehicles and Traffic” (South Comstock Parkway and Tomahawk Trail).

Public Works Committee – April 12, 2007

Petition from National Grid for pole location at Woodbine St.

Petition from National Grid for pole location at Pippin Orchard Rd.

Petition from Verizon New England for proposed excavation to dig splice pit to locate cable on Phenix Ave.

Finance Committee – April 10, 2007

- 3-07-6 Ordinance amending the Budget for the Fiscal Year commencing July 1, 2006 and ending June 30, 2007 (Inspections Department Permit Technician).
- 3-07-7 Ordinance in amendment of Chapter 3 of the Code of the City of Cranston, 2005, entitled “Revenue and Finance” (Commercial Tax Incentive Five Year).
- 3-07-8 Ordinance in amendment of Chapter 3 of the Code of the City of Cranston, 2005, entitled “Revenue and Finance” (Commercial Tax Incentive Ten Year).
- 3-07-9 Ordinance in amendment of Chapter 3 of the Code of the City of Cranston, 2005, entitled “Revenue and Finance” (Industrial Tax Incentive Five Year).
- 3-07-10 Ordinance in amendment of Chapter 3 of the Code of the City of Cranston, 2005, entitled “Revenue and Finance” (Industrial Tax Incentive Ten Year).

Tax Incentive Application for Washington Trust for property located at 1203 Oaklawn Ave.

Ordinance Committee – May 17, 2007

- 3-07-11 Ordinance amending the Comprehensive Plan of 1992 (Phenix Ave. – DelBonis Sand and Gravel).
- 3-07-12 Ordinance in amendment of Chapter 17 of the Code of the City of Cranston, 2005, entitled “Zoning” (Change of Zone – Park Ave. – DelBonis Sand and Gravel).

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City Plan Commission – May1, 2007

- 3-07-11 Ordinance amending the Comprehensive Plan of 1992 (Phenix Ave. – DelBonis Sand and Gravel).
- 3-07-12 Ordinance in amendment of Chapter 17 of the Code of the City of Cranston, 2005, entitled “Zoning” (Change of Zone – Park Ave. – DelBonis Sand and Gravel).

On motion by Council Vice-President McFarland, seconded by Councilman Lanni, the above items were referred to the respective Committees. Motion passed on a vote of 8-0. The following being recorded as voting “aye”: Councilmen Lanni, Lupino, Livingston, Navarro, Council Member Bucci, Councilman Santamaria, Council Vice-President McFarland and Council President Garabedian -8.

Claims Committee

- *Kenneth Kowalski
- *Verizon
- *Marilyn DeNardo
- *Naomi Neal
- *Dario N. Fontes
- *Debra Valfredo
- *Ronald Antonucci
- *Phyllis M. Pimental
- *Patricia Shirley
- *Richard Viera
- *Mr. & Mrs. John Fitzsimmons
- *Robert Zompa
- *Josephine A. Howell
- *Charles Manni

The above claims were referred to the Claims Committees.

XI. MISCELLANEOUS BUSINESS ON CLERK’S DESK

No business.

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XII. PUBLIC HEARINGS ON UNDOCKETED ITEMS

Mark Lucas, 28 Riverfarm Rd., appeared to speak and asked questions regarding the Cease and Desist Order for Domestic Bank

Suzanne Arena, 62 Glenview Dr., appeared to speak and asked why the residents who were present earlier to speak regarding the Concrete Plant issue were not allowed to speak, even though it was listed on the docket. Council President Garabedian stated that it was on the advise of legal counsel that no action be taken on the items on the docket regarding the Concrete Plant and there is a lawsuit filed against the Council and he felt the responsible thing to do was not discuss this issue, since no action would be taken on them.

Steve Callahan, 135 Amanda St., appeared to speak and stated that he hopes that the Resolution passed this evening regarding the letter to be drafted to the US Army Corps of Engineers requesting assistance for flood relief does accomplish something, but he does not think there is any money to do this. He also stated that a few months ago, he questioned what the status of his claim is and he questioned where the notebook is that he presented to the last Claims Committee. Councilman Lupino stated to Mr. Callahan that his claim is still in the system and no action has been taken. Mr. Callahan questioned, because of sewer backups, would this be grounds for abatement. Councilman Livingston stated that he should consult an attorney. The Council should not be giving legal advice. Councilman Lanni stated that we all share the frustration, but the problem is we have not received a legal interpretation of the contract with Veolia. This was requested last year from the previous Administration and the Council has never received that legal interpretation.

Michael Imbruglia appeared to speak and thanked the Council for re-appointing him to the Board of Contract and Purchase.

The meeting adjourned at 9:05 P.M.

Maria Medeiros Wall, JD
City Clerk

Rosalba Zanni
Assistant City Clerk/Clerk of Committees

(See Stenographic Notes of Ron Ronzio, Stenotypist).