

## SPECIAL MEETING – CITY COUNCIL

-MAY 15, 2008-

A Special meeting of the Cranston City Council was held on THURSDAY, May 15, 2008 in the Council Chambers, City Hall, 869 Park Ave., Cranston, Rhode Island.

The meeting was called to order at 8:10 P.M. by Council President Garabedian.

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

Also Present: Mayor Michael T. Napolitano; Ernest Carlucci, Director of Administration; Frank Migliorelli, Deputy Director of Administration; Vito Sciolto, City Solicitor; Patrick Quinlan, City Council Legal Counsel; Corsino Delgado, Director of Finance; Steve Woerner, City Council Internal Auditor; Pat Quinlan, City Council Legal Counsel.

**-MAY 15, 2008-**

The City Clerk read the following:

**CITY OF CRANSTON  
RHODE ISLAND**

**NOTICE OF SPECIAL MEETING OF THE CITY COUNCIL**

In Accordance with Section 3.07 and 6.10 of the Home Rule Charter, I hereby call a special meeting of the City Council to be held on **Thursday, May 15, 2008, at 8 p.m.** in the Council Chambers, 869 Park Avenue, Cranston, RI which meeting the following items of business shall be transacted:

To address any Mayoral disapprovals of any increases or additional appropriations approved by the Council in the 2009 Budget.

Ordinance no. 2-08-5 In Amendment of Chapter 15.04 of the Code of the City of Cranston, 2007, Entitled "Building Code" (Historic Certificate of Occupancy) Passed April 28, 2008. Mayor's disapproval filed May 8, 2008.

And I hereby request the City Clerk to notify all Council members of the Call of the special meeting.

Executed at Cranston, Rhode Island, this 13th day of May, 2008.

---

/s/ Aram G. Garabedian, Council President

Individuals requesting interpreter services for the hearing-impaired must notify the Office of the City Clerk at 461-1000 Ext. 3197 seventy-two (72) hours in advance of the hearing date."

**-MAY 15, 2008-**

**CERTIFICATION**

I hereby certify that a true copy of the attached Call of a special meeting of the City Council to be held on Tuesday, May 13, 2008 at 8:00 P.M. in the Council Chambers, third floor, City Hall, 869 Park Ave., Cranston, R.I. was delivered via electronic mail on the 13<sup>th</sup> of May, 2008 and regular mail, postage prepaid to the addresses listed below.

Council President Aram G. Garabedian  
173 Belvedere Dr.  
Cranston, RI 02920  
[Aram@blissproperties.net](mailto:Aram@blissproperties.net)

Council Member Maria A. Bucci  
301 Wilbur Ave.  
Cranston, RI 02921  
[MarBC4@aol.com](mailto:MarBC4@aol.com)

Councilman Terence Livingston  
28 Tucker Ave.  
Cranston, RI 02905  
[Terry@livingstonlaw.us](mailto:Terry@livingstonlaw.us)

Councilman Jeffrey P. Barone  
16 Samuel Court  
Cranston, RI  
[Jeffreyb22@cox.net](mailto:Jeffreyb22@cox.net)

Councilwoman Paula B. McFarland  
100 Pomham St.  
Cranston, RI 02910  
[p\\_mcfarland@verizon.net](mailto:p_mcfarland@verizon.net)

Councilman John E. Lanni, Jr.  
111 Woodview Dr.  
Cranston, RI 02920  
[john.lanni@yahoo.com](mailto:john.lanni@yahoo.com)

Councilman Anthony J. Lupino  
15 Black Oak Court  
Cranston, RI 02921  
[tlupino@cox.net](mailto:tlupino@cox.net)

Councilman Emilio L. Navarro  
61 Autumn St.  
Cranston, RI 02910  
[Navarro\\_emilio@hotmail.com](mailto:Navarro_emilio@hotmail.com)

Councilman Richard Santamaria  
20 Burr St.  
Cranston, RI 02920  
[Ritatj10@yahoo.com](mailto:Ritatj10@yahoo.com)

---

/s/ Rosalba Zanni, Assistant City Clerk

**-MAY 15, 2008-**

**Council President Garabedian** asked that the Clerk read the Mayor's Veto message.

**Expenditures – City Council (0201):**

Acct. #101-0201-54136 – Council Auditor

**Councilman Barone** motioned to sustain. No one seconded this motion.

On motion by Council Vice-President McFarland, seconded by Councilman Navarro, it was voted to override the Mayor's veto.

Under Discussion:

**Councilman Lupino** asked for an explanation on the dollar amount. Councilman Livingston stated that this has been discussed and debated during the budget hearings.

Roll call was taken and motion passed on a vote of 7-2. The following being recorded as voting "aye": Councilmen Lanni, Livingston, Navarro, Council Member Bucci, Councilman Santamaria, Council Vice-President McFarland and Council President Garabedian -7. The following being recorded as voting "nay": Councilmen Lupino and Barone -2.

Acct. #101-0201-51254 – Hospitalization

On motion by Council Vice-President McFarland, seconded by Councilman Navarro, it was voted to override the Mayor's veto.

Under Discussion:

**Councilman Lupino** asked what type of plan this will be. Mr. Delgado stated that this will be a family plan rate for hospitalization.

Roll call was taken and motion passed on a vote of 7-2. The following being recorded as voting "aye": Councilmen Lanni, Livingston, Navarro, Council Member Bucci, Councilman Santamaria, Council Vice-President McFarland and Council President Garabedian -7. The following being recorded as voting "nay": Councilmen Lupino and Barone -2.

Police Department (2801)

Acct. #101-2801-51101 – Validating Clerk

On motion by Council Vice-President McFarland, seconded by Councilman Navarro, it was voted to override the Mayor's veto. Motion passed on a vote of 7-2. The following being recorded as voting "aye": Councilmen Lanni, Livingston, Navarro, Council Member Bucci, Councilman Santamaria, Council Vice-President McFarland and Council President Garabedian -7. The following being recorded as voting "nay": Councilmen Lupino and Barone -2.

**-MAY 15, 2008-**

On motion by Councilman Livingston, seconded by Council Vice-President McFarland, it was voted to have Mr. Woerner and Mr. Igoe, the City Controller, meet and make adjustments on the "Tax Escrow Account" to balance the budget.

Under Discussion:

**Councilman Lupino** asked for clarification on this motion and what these adjustments are.

**Councilman Lupino** asked to make a motion to amend above vote stating that upon review of that, the final approval come before the full Council. Councilman Navarro seconded this motion for discussion purposes.

Under Discussion:

**Mr. Woerner** stated that when the budget was adopted, there were some minor amounts in the amount of approximately \$50,000 total, that were not in balance.

**Council Vice-President McFarland** asked that the City Solicitor provided the Council, in writing, how the City will be handling the bumping process, since positions were abolished. Mr. Sciolto asked that this request be put in writing so he can review it. Councilman Lanni stated that this is a function between the Administration and the Union. Council Vice-President McFarland stated that she would just like to know what the process is, in writing, as to the bumping rights.

On motion by Councilman Livingston, seconded by Councilman Navarro, it was voted to move the question. Motion passed on a vote of 8-1. The following being recorded as voting "aye": Councilmen Lanni, Livingston, Navarro, Council Member Bucci, Councilmen Santamaria, Barone, Council Vice-President McFarland and Council President Garabedian -8. The following being recorded as voting "aye": Councilman Lupino -1.

Roll call was taken on motion made by Councilman Livingston and seconded by Council Vice-President McFarland regarding the "Tax Escrow Account" and passed on a vote of 7-1 with 1 abstention. The following being recorded as voting "aye": Councilmen Lanni, Livingston, Navarro, Council Member Bucci, Councilman Santamaria, Council Vice-President McFarland and Council President Garabedian -7. The following being recorded as voting "nay": Councilman Barone -1. Councilman Lupino abstained.

**2-08-5 ORDINANCE IN AMENDMENT OF CHAPTER 15.04 OF THE CODE OF THE CITY OF CRANSTON, 2007, ENTITLED "BUILDING CODE" (HISTORIC CERTIFICATE OF OCCUPANCY). Passed April 28, 2008. Mayor's disapproval filed May 8, 2008**

On motion by Councilman Navarro, seconded by Councilman Livingston, it was voted to continue this Ordinance.

Under Discussion:

**Council President Garabedian** asked if there was a Solicitor's signature on the Ordinance as to form and legality. City Clerk indicated that the Solicitor did sign the Ordinance as to form and legality.

**Mayor Napolitano** stated that this Ordinance troubles him because of what discretion the Historic District Commission would have.

**Councilman Lanni** stated that this Ordinance gives way too much power to the Historic District Commission.

**-MAY 15, 2008-**

**Councilman Navarro** stated that the Mayor's veto states that this Ordinance is in conflict with the City Code. He noted that the Solicitor gave it a positive approval. Mayor Napolitano stated that his problem is who has the ultimate authority to issue the certificate of occupancy, is it the Building Inspector or the Historic District Commission.

Roll call was taken and 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.

The meeting adjourned at 8:30 P.M.

Maria Medeiros Wall, JD  
City Clerk

Rosalba Zanni  
Assistant City Clerk/Clerk of Committees

(See stenographic notes of Heather Finger, Stenotypist)