

SPECIAL MEETING – CITY COUNCIL

-MAY 3, 2006-

Special meeting of the City Council was held on Wednesday, May 3, 2006 in the Cranston High School West Auditorium, 80 Metropolitan Ave., Cranston, Rhode Island.

The meeting was called to order at 5:45 P.M. by the Council President.

Roll Call showed the following members present: Councilmen Pisaturo, Fung, Council Member Fogarty, Council Member Bucci, Council Vice-President McFarland and Council President Garabedian –6.

Absent: Councilmen Livingston, Lanni and Barone -3.

Also Present: Paul Grimes, Director of Administration; Robin Muksian-Schutt, Deputy Director of Administration; Marco Schiappa, Director of Public Works; David Ferguson, Traffic Engineer.

-MAY 3, 2006-

Clerk read Call of the Meeting:

**CITY OF CRANSTON
RHODE ISLAND**

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

In Accordance with Section 3.07 of the Home Rule Charter, and Section 2.04.06 of the City Code, I hereby call a special meeting of the City Council to be held on Wednesday, May 3, 2006 at 5:30 P.M., in the Cranston High School West Auditorium, 80 Metropolitan Ave., Cranston, RI 02910 at which meeting the following items of business shall be transacted:

- Resolution authorizing the Abandonment of a portion of Carlsbad St.

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 25th day of April, 2006.

/s/ Aram G. Garabedian, Council President

-MAY 3, 2006-

CERTIFICATION

I hereby certify that a true copy of the attached Call of a special meeting of the City Council to be held on Wednesday, May 3, 2006 at 5:30 P.M. in the Cranston High School West Auditorium, 80 Metropolitan Ave., Cranston, R.I. was delivered via electronic mail on the 26th day of April, 2006 and regular mail, postage prepaid to the addresses listed below.

Council President Aram G. Garabedian
173 Belvedere Dr.
Cranston, RI 02920
Aram@blissproperties.net

Council Member Maria A. Bucci
21 Red Hawk Dr.
Cranston, RI 02921
MarBC4@aol.com

Council Member Cynthia M. Fogarty
60 Ausdale Rd.
Cranston, RI 02910
Fogarty1@msn.com

Councilman Allan W. Fung
252F Mayfield Ave.
Cranston, RI 02920
alfung@cox.net

Councilman Terence Livingston
28 Tucker Ave.
Cranston, RI 02905
Terry@livingstonlaw.us

Councilman Jeffrey P. Barone
16 Samuel Court
Cranston, RI
Jeffreyb22@cox.net

Councilwoman Paula McFarland
100 Pomham St.
Cranston, RI 02910
pmcfarland@prodigy.net

Councilman Michael S. Pisaturo
17 Warren Ct.
Cranston, RI 02920
michaelpisaturo@cox.net

Councilman John E. Lanni, Jr.
111 Woodview Dr.
Cranston, RI 02920
jlanni@peterpanbus.com

/s/ Rosalba Zanni, Assistant City Clerk

-MAY 3, 2006-

“RESOLUTION AUTHORIZING THE ABANDONMENT OF A PORTION OF CARLSBAD ST.”

Mr. Grimes appeared to speak and stated that the City had some concerns regarding this issue, particularly the traffic issue at Carolina and Cranston St. Since the last meeting regarding this Abandonment, the Administration met with representatives of Taco and ultimately decided that Taco would make the street improvements required and the Council would grant the abandonment, which would be conditional upon the improvements and Taco would get a Tax Incentive. The Administration recommends that this Abandonment be approved with that condition and in the meantime, it would meet the needs of the City as to the Carolina and Cranston St. issue.

Councilman Fung questioned page three of the Resolution, whereby the dollar amount is left blank. Mr. Grimes stated that that clause is being proposed to be removed. The Administration is suggesting striking out the clause “in an amount not to exceed \$_____”. The reason this should be stricken is because the Abandonment is conditional on Taco doing the improvements.

Attorney Jeffrey Gladstone, appeared to represent Taco and stated that in the first paragraphs, everything is subject to if the four conditions are met. He is in favor of striking out the language as stated by Mr. Grimes.

Council Member Fogarty stated that the City is not stating what we would like to have done, we are just stating improvements. Attorney Gladstone stated that a proposal has been put forward and in the traffic study, it states remediation proposals.

Council President Garabedian stated that the Council in passing this Resolution, needs to see any plans or proposals and any plans or proposals should be made part of the record tonight as an attachment.

Mr. Schiappa stated that there is no specific plan that has been accepted. There have been proposals and concepts that have been proposed.

On motion by Council Member Fogarty, seconded by Council Vice-President McFarland, it was voted to amend this Resolution as follows: Page three of the Resolution, third line, after the word “improvements”, delete the rest of the sentence and add “shall be approved by the City Council prior to implementation”.
Under Discussion:

Attorney Gladstone stated that this amendment would effect issues in terms of binding subsequent Councils.

Mr. Grimes stated that the normal course of action to approve these types of things is to go through the Planning Commission, Traffic Engineer and Zoning.

-MAY 3, 2006-

Council President Garabedian asked how long it would take for Taco's Engineer to provide a plan. Attorney Gladstone stated that a schematic design should be ready within four weeks.

Council Vice-President McFarland spoke regarding the proceeds if this Abandonment is approved and stated that she wants to make sure that that is not going to go into the General Fund. Mr. Grimes stated that when the Abandonment proceeds is received, it would go into the General Fund. How that money is designated, is a policy issue. Council Vice-President McFarland stated that there is an Ordinance being heard on May 11, 2006 before the Finance Committee addressing this issue. Mr. Grimes stated that the proceeds would go into the General Fund and if the Ordinance is passed, then it would be allocated.

Motion and second to amend this Resolution were withdrawn.

On motion by Council Vice-President McFarland, seconded by Council Member Bucci, it was voted to amend the above Resolution as follows: page three of the Resolution, third line, after the word "improvements", delete the rest of the sentence and add "subject to Council approval of the schematic design". Motion passed on a vote of 6-0. The following being recorded as voting "aye": Councilmen Pisaturo, Fung, Council Member Fogarty, Council Member Bucci, Council Vice-President McFarland and Council President Garabedian -6.

On motion by Councilman Fung, seconded by Council Member Fogarty, the above Resolution was adopted as amended on a vote of 6-0. The following being recorded as voting "aye": Councilmen Pisaturo, Fung, Council Member Fogarty, Council Member Bucci, Council Vice-President McFarland and Council President Garabedian -6.

The meeting adjourned at 6:18 P.M.

Maria Medeiros Wall
City Clerk

Rosalba Zanni
Assistant City Clerk/Clerk of Committees

(See Stenographic Notes of Heather Finger, Stenotypist).

