

ORDINANCE COMMITTEE

Regular meeting of the Ordinance Committee was held on Thursday, September 17, 2009 in the Council Chambers, City Hall, Cranston, Rhode Island.

The meeting was called to order at 9:20 P.M. by the Chair.

Present: Councilman Anthony J. Lupino, Chair
Councilman Robert J. Pelletier, Vice-Chair
Councilman Mario Aceto
Councilman Emilio L. Navarro

Absent: Council Member Michelle Bergin-Andrews

Also Present: Councilman Richard D. Santamaria, Jr.
Robin Muksian-Schutt, Director of Administration
Evan Kirshenbaum, Assistant City Solicitor
Robert Strom, Director of Finance
Rosalba Zanni, Assistant City Clerk/Clerk of Committees
Meredith Mahoney, Stenographer

MINUTES OF THE LAST MEETING:

On motion by Councilman Pelletier, seconded by Councilman Aceto, it was voted to dispense with the reading of the minutes of the last meeting and they stand approved as recorded. Motion passed unanimously.

CORRESPONDENCE:

OLD BUSINESS:

PUBLIC HEARINGS/NEW BUSINESS:

8-09-7 Ordinance authorizing the Purchasing Agent to lease the building at 25 Brayton Ave., Cranston, RI (Hope Alzheimer's Center).

Ms. Schutt appeared to speak. No one appeared to oppose.

On motion by Councilman Pelletier, seconded by Councilman Aceto, it was voted to recommend approval of this Ordinance. Motion passed unanimously.

8-09-11 Ordinance in amendment of Title 8 of the Code of the City of Cranston, 2005, entitled “Health and Safety” (Foreclosure Requirements for Owner Occupied Residential Properties).

8-09-12 Ordinance in amendment of Title 8 of the Code of the City of Cranston, 2005, entitled “Health and Safety” (Foreclosure Requirements for Rental Properties).

Chair stated that the above two Ordinances will be taken together. No one objected.

No one appeared to speak in favor or to oppose.

On motion by Councilman Pelletier, seconded by Councilman Aceto, it was voted to recommend approval of the above two Ordinances.

Under Discussion:

Councilman Aceto stated that these two Ordinances insure before anyone closes on any property, that the mortgage company has done everything possible to help the homeowner. There may have to be a mechanism for the City Clerk to check to make sure this was done before a title is cleared.

Solicitor Kirshenbaum stated that he can work on an affidavit that would have to be provided.

Councilman Lupino asked if these Ordinances would put a restriction or raise a red flag for someone who wishes to sell their property. Solicitor Kirshenbaum stated that that is a good question, he is not sure. He can research this and have an answer for the Council prior to the Council meeting.

Councilman Santamaria stated that he does like the intent of these Ordinances, but his concern is, is this going to throw a wrench on the Ordinance he proposed and was passed a few months ago fining the banks for Minimum Housing violations. Councilman Lupino stated that these Ordinances kick in at the threat of foreclosure. Councilman Santamaria’s Ordinance would take effect for foreclosure properties.

Diana Gordon appeared to speak in favor of these two Ordinances. She stated that it will help the owner of the property and also the City.

Discussion took place on Ordinance 8-09-11, Section K, the amount of days from the initial notice.

Motion and second were withdrawn.

On motion by Councilman Pelletier, seconded by Councilman Aceto, it was voted to amend Ordinance 8-09-11, Section K, by changing “sixty days” to “forty-five days”. Motion passed unanimously.

On motion by Councilman Pelletier, seconded by Councilman Aceto, it was voted to recommend approval of the above two Ordinances. Motion passed unanimously.

The meeting adjourned at 9:35 P.M.

Respectfully submitted,

Rosalba Zanni
Assistant City Clerk/Clerk of Committees