



**CITY OF EAST PROVIDENCE
RHODE ISLAND
DOCKET OF REGULAR COUNCIL MEETING
TUESDAY, NOVEMBER 14, 2006
7:30 P.M.**

- I. CALL TO ORDER**
- II. INVOCATION**
- III. SALUTE TO THE FLAG**

TO APPROVE THE CONSENT CALENDAR

All items under “*CONSENT CALENDAR*” are considered to be of a routine and noncontroversial nature by the City Council and will be enacted by one motion. There will be no separate discussion on these items unless a Council member so requests, in which event, the item will be removed from the “*CONSENT CALENDAR*” and will be considered in its normal sequence on the docket.

Motion _____ By _____ 2nd _____
Caine _____ Midgley _____ Perry _____ Silva _____ Larisa _____

IV. CONSENT CALENDAR

A. APPROVAL OF COUNCIL JOURNALS

October 17, 2006 – Regular Meeting

B. CANCELLATION/ABATEMENTS *(Requested by Tax Assessor)*

<u>YEAR</u>	<u>AMOUNT</u>
2006	\$3,193.77
2005	\$ 180.80
TOTAL	\$3,374.57

C. BOARD OF ASSESSMENT REVIEW

Requested adjustments for hardships and residential Tax Board of Review

2006 Real Estate appeals <i>(15 approved - 5 denied - total of 20)</i>	\$10,405.90
TOTAL	\$10,405.90

D. LETTER OF RESIGNATION – 1) Tracy L. Oliver – Beautification Commission. 2) Douglas Anderson – Economic Development Commission. 3) Elizabeth Pegg – Economic Development Commission.

V. APPOINTMENTS

Conservation Commission *(by Mayor Larisa)*

Keith Gonsalves, 2 Ramsay Street (02915)

Motion _____ By _____ 2nd _____

James Boyd, 15 Oriole Street (02916) *(to fill the unexpired term of Scott Costello)*

Motion _____ By _____ 2nd _____

Historic Properties Designation and Study Commission

Claudette C. Field, 1474 Pawtucket Avenue (02916) *(reappointment by Councilman Caine)*

Motion _____ By _____ 2nd _____

Michael Charves, 43 Coyle Avenue (02916) (reappointment by Councilwoman Perry)
Motion _____ By _____ 2nd _____

**VI. CITY COUNCIL SITTING AS LICENSING COMMISSIONERS
LICENSES REQUIRING PUBLIC HEARING**

1) Renewal of Alcoholic Beverage License (Advertised 10/20/06 & 10/27/06)

B-Limited (Victualing)

Theomar Corp., d/b/a Theo's Restaurant, 1175 Warren Avenue

Public Comments

Motion _____ By _____ 2nd _____
Caine _____ Midgley _____ Perry _____ Silva _____ Larisa _____

2) B-Full Privilege Victualer (Stock Transfer)

James McKivergan, Two Jerks Pub & Grill, Inc., 446 Waterman Avenue

Public Comments

Motion _____ By _____ 2nd _____
Caine _____ Midgley _____ Perry _____ Silva _____ Larisa _____

Letter of Objection to the transfer of the liquor license received from Attorney Paul J. Pisano on behalf of RI Distributing Company

3) Vict/Over 50 (Stock Transfer)

James McKivergan, Two Jerks Pub & Grill, Inc., 446 Waterman Avenue

Public Comments

Motion _____ By _____ 2nd _____
Caine _____ Midgley _____ Perry _____ Silva _____ Larisa _____

4) Pool Table (Stock Transfer)

James McKivergan, Two Jerks Pub & Grill, Inc., 446 Waterman Avenue

Public Comments

Motion _____ By _____ 2nd _____
Caine _____ Midgley _____ Perry _____ Silva _____ Larisa _____

5) Pool Table/Sunday (Stock Transfer)

James McKivergan, Two Jerks Pub & Grill, Inc., 446 Waterman Avenue

Public Comments

Motion _____ By _____ 2nd _____
Caine _____ Midgley _____ Perry _____ Silva _____ Larisa _____

LICENSES NOT REQUIRING PUBLIC HEARING

6) Vict/Not Over 25 (Transfer) Subject to approvals from the Chief of Police, Building Inspector, Health Inspector and Fire Marshall.

From: Thich Van Nguyen

To: Johnny Vo, d/b/a Convenience Store #1, 665 North Broadway

Motion _____ By _____ 2nd _____

7) Holiday/Sales (Transfer) Subject to approvals from the Chief of Police, Building Inspector, Health Inspector and Fire Marshall.

From: Thich Van Nguyen

To: Johnny Vo, d/b/a Convenience Store #1, 665 North Broadway
Motion _____ By _____ 2nd _____

8) Vict/Not Over 25 Subject to approvals from the Chief of Police, Building Inspector, Health Inspector and Fire Marshall.

Andy Lin, d/b/a Taste King Chinese Restaurant, 656 Bullocks Point Avenue
Motion _____ By _____ 2nd _____

9) Vict/Not Over 25 (Corp. Name Change Only)

From: De Oliveira, Valdeci & Silvana
To: Silvana De Oliveira, Ponto Um Market, Inc., d/b/a Ponto Um Market, 234 Warren Avenue
Motion _____ By _____ 2nd _____

10) Holiday Sales (Corp. Name Change Only)

From: De Oliveira, Valdeci & Silvana
To: Silvana De Oliveira, Ponto Um Market, Inc., d/b/a Ponto Um Market, 234 Warren Avenue
Motion _____ By _____ 2nd _____

LICENSING COMMISSIONERS RESUME SITTING AS CITY COUNCIL PUBLIC HEARING

VII. PUBLIC HEARINGS

ORDINANCES – FINAL PASSAGE (Given First Passage October 17, 2006. Advertised - Prov. Journal – October 20, 2006)

1) The following is an ordinance ordering the assessment and collection of property tax on the ratable real estate, tangible personal property, and an excise tax on registered motor vehicles and trailers.

SECTION I. That the City Council of the City of East Providence hereby orders the assessment and collection of a tax on ratable real estate, tangible personal property and an excise tax on registered motor vehicles and trailers in a sum not more than Seventy Nine Million Three Hundred Thousand (\$79,300,000) Dollars nor less than Seventy-eight Million Two Hundred Thousand (\$78,200,000) Dollars. Said tax is for ordinary expenses, for the payment of interest and indebtedness, in whole or in part, of said city, and for other purposes authorized by law.

The Tax Assessor shall assess and apportion said tax on the inhabitants and ratable property of said city as of the 31st day of December, 2006 at twelve o'clock Eastern Standard Time, according to law, and shall on completion of said assessment, date and sign same and shall make out and certify to the City Treasurer of the City of East Providence, who is charged with the duties for the collection of taxes, on or before the 15th day of June, 2007 complete list of the names of the persons taxed and of the total value of all the real estate assessed against each person, and also the amount of registered motor vehicles and trailers assessed against each person, and also the total amount assessed against each person on said real estate, personal estate and registered motor vehicles and trailers, opposite the name of the person or persons assessed. Upon receipt of the certified tax list by the City Treasurer, he shall proceed and collect said tax on the persons and estates liable thereof; said tax shall be due and payable on and between the 1st day of June 2007 and the 2nd day of July, 2007 and provided further that if said tangible personal property and real estate taxes are paid in full on or before the 2nd day of July, 2007, a discount of three per centum (3%) of the total taxes on said tangible personal property and real estate shall be granted, and all taxes remaining unpaid on the 2nd day of July, 2007 shall carry until collected a penalty at the rate of twelve per centum (12%) per annum from the 1st day of June, 2007 upon said unpaid tax, however, said taxes may be paid in four installments; the first installment of twenty-five per centum (25%) on or before the 2nd day of July, 2007, the second installment of twenty-five per centum (25%) on or before the 3rd day of September, 2007, the third installment of twenty-five per centum (25%) on or before the 3rd day of December, 2007 and the fourth installment of twenty-five per centum (25%) on or before the 3rd day of March, 2008.

Each installment of taxes if paid on or before the last day of each installment period successively in order shall be free from any charge of interest.

If the first installment or any succeeding installment of taxes is not paid by the last date of the respective unpaid balance period or periods as they occur, then the whole tax or remaining unpaid balance of the taxes as the case may be shall immediately become due and payable and carry until collected a penalty at the rate of twelve per centum, (12%) per annum.

The City Treasurer shall, by advertisement in the public newspaper having circulation in the City of East Providence, notify all persons assessed to pay their respective taxes at his office on and between the said 1st day of June, and the 2nd day of July, 2007 both days inclusive; said City Treasurer setting forth the hours during which his office shall remain open to receive said taxes.

SECTION II. That any of said taxes not paid on or before the 3rd day of March, 2008 shall forthwith be collected by levy upon the sale of real estate upon which it is assessed and by that or other due process of law in case of assessment upon personal property. *(Requested by: Director of Finance)*

Public Comments

Motion _____ By _____ 2nd _____
Caine _____ Midgley _____ Perry _____ Silva _____ Larisa _____

2) *The following is an ordinance authorizing the Director of Finance to borrow funds in anticipation of revenue.*

SECTION I. The Director of Finance is authorized to borrow during the fiscal year ending October 31, 2007 such sums of money in anticipation of the sewer use fee revenue of the year as may be permitted by law for the purpose of meeting the current liabilities and expenses of the City and that the Director of Finance is authorized to issue the note or notes of the City therefore and to refund such note or notes and any revenue anticipation notes of a prior year to the extent permitted by law. *(Requested by: Director of Finance)*

Public Comments

Motion _____ By _____ 2nd _____
Caine _____ Midgley _____ Perry _____ Silva _____ Larisa _____

3) *The following is an ordinance authorizing the Director of Finance to borrow funds in anticipation of taxes.*

SECTION I. The Director of Finance is authorized to borrow during the fiscal year ending October 31, 2007 such sums of money in anticipation of the property taxes of the year as may be permitted by law for the purpose of meeting the current liabilities and expenses of the City and that the Director of Finance is authorized to issue the note or notes of the City therefore and to refund such note or notes and any tax anticipation notes of a prior year to the extent permitted by law. *(Requested by: Director of Finance)*

Public Comments

Motion _____ By _____ 2nd _____
Caine _____ Midgley _____ Perry _____ Silva _____ Larisa _____

4) *The following is an ordinance amendment regarding stop sign at North Sharon Street (northbound traffic) at Orchard Street.*

SECTION I. Sec. 18-269 entitled "Stop and yield intersections designated; when stops required." is amended by adding thereto the following:

NORTH SHARON STREET (northbound traffic) at Orchard Street. *(Requested by: Director of Public Works)*

Public Comments

Motion _____ By _____ 2nd _____
Caine _____ Midgley _____ Perry _____ Silva _____ Larisa _____

5) *The following is an ordinance amendment regarding handicap parking in front of 24 Park Square Avenue.*

SECTION I. Article X entitled “Stopping, Standing and Parking.” of Chapter 18 of the Revised Ordinances of the City of East Providence, Rhode Island, 1998, as amended, entitled “Vehicles and Traffic.” Subsection 18-315 entitled “Reserved parking designated–Handicapped parking.” is amended by adding thereto the following:

PARK SQUARE AVENUE (east side) in front of house number 24. *(Requested by: Director of Public Works)*

Public Comments

Motion _____ By _____ 2nd _____
Caine _____ Midgley _____ Perry _____ Silva _____ Larisa _____

VIII. NEW BUSINESS

A. CITY MANAGER’S REPORT

Discussion of Blue Cross Contract Renewal

Motion _____ By _____ 2nd _____
Caine _____ Midgley _____ Perry _____ Silva _____ Larisa _____

B. REPORTS OF OTHER CITY OFFICIALS

CLAIMS COMMITTEE *(By William J. Conley, Jr. - City Solicitor)*

Motion _____ By _____ 2nd _____
Caine _____ Midgley _____ Perry _____ Silva _____ Larisa _____

C. COUNCIL MEMBERS

(By Mayor Larisa)

- 1) Copay Now and 2
- 2) The Harrah’s Effect
- 3) The Wisdom of the EP City Charter

D. COMMUNICATIONS

Charles Mello, Jr., 596 Willett Avenue. Requesting a discussion on Open Meetings and the Council’s tardiness over the past several meetings.

E. ADJOURNMENT

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