



**CITY OF EAST PROVIDENCE
RHODE ISLAND
DOCKET OF REGULAR COUNCIL MEETING
TUESDAY, OCTOBER 17, 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**

September 5, 2006 - Closed Meeting Re: Collective Bargaining
October 3, 2006 - Regular Meeting

B. **MEMO** – Dept. of Homeland Security, Transportation Security Administration – Memorandum of Understanding.

V. **APPOINTMENTS**

Traffic Control (by Councilman Midgley)

Bert S. Rodrigues, 34 Scott Drive (02915)

Motion _____ By _____ 2nd _____

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

Renewal of Alcoholic Beverage Licenses *Subject to approvals from the Chief of Police, Building Inspector, Health Inspector, and Fire Marshall. (Advertised 10/14/05 & 10/21/05)*

CLASS A (RETAILERS)

Barrington Liquors, Inc., 618 Warren Avenue

Clift’s Liquors, Inc., 191 Willett Avenue

Douglas Wine & Spirits-East Providence, Inc., 1935 Wampanoag Trail

Maia Brothers Liquor Mart, Inc., 208 Warren Avenue

Marvic Enterprises, Inc., dba Jordan’s Liquors, 199 Taunton Avenue

McGreens Fine Wine & Spirits, Inc., 1086 Willett Avenue

O’Dell Enterprises, Inc., dba Brookfield Liquors, 470 North Broadway

Riverside Liquors, Inc., 225 Bullocks Point Avenue

Town Liquor Co., Inc., dba Town Wine & Spirits, 179 Newport Avenue

B-FULL PRIVILEGE (VICTUALING)

141 Corp., dba Uncle Tony's Pizza & Pasta, 141 Newport Avenue

Beef Hearth, Inc., dba Chelo's, 45 Newport Avenue

Bertucci's Restaurant Corp., dba Bertucci's Brick Oven Pizzeria, 70 Narragansett Park Drive

Brinker Rhode Island, Inc., dba Chili's Grill & Bar, 50 Highland Avenue

Cape Verdean Progressive Center, 329 Grosvenor Avenue

Centre Court Inc., dba The Loft, 55 Hospital Road

Chelo's of East Providence, Inc., 911 Warren Avenue

CMC Restaurant, Inc., dba Estrela Do Mar, 736 North Broadway

Comedy Connection of RI, Inc., dba Comedy Connection, 39 Warren Avenue

Davenport's Bar & Grill, Inc., dba Davenport's Restaurant, 1925 Pawtucket Avenue

D L Enterprises, Inc., dba East Bay Tavern, 305 Lyon Avenue

Dolces Restaurant, Inc., dba Bovi's Town Tavern, 287-289 Taunton Avenue

East Providence Yacht Club, Inc., 9 Pier Road

El Azteca Mexican Restaurant, Inc., dba El Azteca Mexican Restaurant, 335 Newport Avenue

Felshy, Inc., dba Cattails City Grille, 315 Waterman Avenue

Golden Dragon, LLC, dba Young China Restaurant, 250 Warren Avenue

Holy Ghost Beneficial Brotherhood of Rhode Island, 51 North Phillips Street

Holy Ghost Brotherhood of Charity, 59 Brightridge Avenue

Hong Meas Restaurant, Inc., dba Hong Meas Restaurant, 332 Warren Avenue

K&G Enterprises, Inc., dba Restaurant La Camelia, 92 Waterman Avenue

Lane Foods, Inc., dba Greggs Restaurants, 1940 Pawtucket Avenue

Lees Restaurant and Lounge, Inc., dba Lees Restaurant and Lounge, 376 Bullocks Point Avenue

Lincoln Bar & Grill, Inc., 24 Monroe Avenue

Little Lucy's Lunch, dba Red Bridge Tavern, 22 Waterman Avenue

Loggia Luce Moderna 1112, 99 Hicks Street

Lumberyard, Inc., dba 3rd Base Tavern, 281 Massasoit Avenue

Mathias Enterprises, LTD, dba Campino Restaurant & Sports Bar, 218 Warren Avenue

Merrill Lounge, Inc., dba Merrill Lounge, 535 North Broadway

Milho, Albertino R., dba Madeira Restaurant, 288-290 Warren Avenue

P & G Bowling, Inc., dba East Providence Bowling Center, 80 Newport Avenue

Paiva's Restaurant Corp., dba O'Dinis Restaurant & Tavern, 579 Warren Avenue

Planet Azores, Inc., dba Solmar Restaurant, 497 Warren Avenue

Portuguese American Athletic Club, 281 Warren Avenue

Pub Ventures, Inc., dba Mulhearn's Pub, 507 North Broadway

PWRPJ, Inc., dba Rockin' Times, 478 Waterman Avenue

Riviera Inn Dining and Banquet Company, 580 North Broadway

Sax's Steak & Pizza, LLC, dba Sax's Steak & Pizza, 525 North Broadway

SAZ, Inc., dba Town Pizza & Family Restaurant, 949 Willett Avenue

T&T'S 133 Club, Inc., dba 133 Club, 29 Warren Avenue

THF, Inc., dba Houlihan's Tavern On The River, 28 Water Street

Town Pub, Inc., 311 Taunton Avenue

Tropical Ilhas, Inc., 472 Waterman Avenue

Two Jerks Pub & Grill, Inc., dba Two Jerks Pub & Grill, 446 Waterman Avenue

Watchemoket Bar, Inc., dba Watchemoket Bar, 31 Warren Avenue

Wong Restaurant Corporation, dba Rickshaw Inn, 181 Willett Avenue

C (SALOON)

Quattrucci, Carl & Arthur dba Monforte's Bar, 493 Waterman Avenue

D-FULL PRIVILEGE

Agawam Hunt, 15 Roger Williams Avenue

Columbus Club of Barrington, 1 Viola Avenue

Columbus Club of East Providence, 3200 Pawtucket Avenue

East Providence Athletic Club, 118 Mauran Avenue

East Providence Fraternal Order of Eagles 1773, 334 Waterman Avenue

East Providence Lodge of Elks 2337, 60 Berkeley Street

Holy Ghost Brotherhood Mariense, 846 Broadway

Metacomet Country Club, 500 Veterans Memorial Parkway

Riverside Post Holding Co., Inc., 830 Willett Avenue

Riverside Sportsmans Association, 1 Sportsman Drive

Squantum Association, Squantum Club, 947 Veterans Memorial Parkway

Teofilo Braga Club, 26 Teofilo Braga Way

Trinity Brotherhood, 146 Sutton Avenue

Wannamoisett Country Club, 96 Hoyt Avenue

B-LIMITED (VICTUALING)

Ban Chiang, Inc., dba Siam Square Restaurant, 1050 Willett Avenue

Boston House of Pizza, Inc., 540-542 Taunton Avenue

Bowling Academy, Inc., 354 Taunton Avenue

Casa Brasil, LLC, dba Casa Brasil, 543-545 North Broadway

Chan, Ben Ying , dba Mei Singh Chinese Restaurant, 2827 Pawtucket Avenue

Dedeyan, Mkrkich, dba Minerva Pizza House, 1022 South Broadway

East Providence House of Pizza, LLC, 187 Willett Avenue

E B Dragon, LLC, dba East Buffet Restaurant, 52 Narragansett Park Drive

Farnsworth Café, LLC, dba Farnsworth Café, 302 Willett Avenue

Horton’s Seafood, Inc., dba Horton’s Seafood, 809 Broadway

Jin Hua Chinese Restaurant, Inc., dba New Buffet Restaurant, 1925 Pawtucket Avenue

JPCT Sports, LLC, dba Tennis Rhode Island, 70 Boyd Avenue

Public Comments

Motion_____By_____2nd_____
Caine_____Midgley_____Perry_____Silva_____Larisa_____

LICENSES NOT REQUIRING PUBLIC HEARING

1) Carnival Subject to approvals from the Chief of Police, Building Inspector, Electrical Inspector, State Health Inspector, Fire Marshall and State Bldg. Code Commission.

St. Martha’s Church, 2595 Pawtucket Avenue

Motion_____By_____2nd_____

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

From: Maher & Bachar Tanbakji, d/b/a Payless Food Mart

To: Manpreet Singh, d/b/a Payless Food Mart, 327 Warren Avenue

Motion_____By_____2nd_____

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

From: Maher & Bachar Tanbakji, d/b/a Payless Food Mart

To: Manpreet Singh, d/b/a Payless Food Mart, 327 Warren Avenue

Motion _____ By _____ 2nd _____

LICENSING COMMISSIONERS RESUME SITTING AS CITY COUNCIL PUBLIC HEARING

**VII. PUBLIC HEARINGS
ORDINANCES – FINAL PASSAGE**

1) The following is an ordinance appropriating \$138,230,274 for the support of the City Government for the fiscal year ending October 31, 2007. (Advertised Providence Journal – September 20, 2006)

SECTION I. The receipts for the fiscal year ending October 31, 2007 have been established to amount to \$138,230,274 made up as follows:

RECEIPTS	
Beginning Balance	\$4,265,667.00
Sale of City Property Reserve	\$300,000.00
General Property Tax	\$72,187,600.00
Licenses and Permits	\$1,786,544.00
Rescue Fee Transfer	\$ 500,000.00
Smoke Detector Fee Transfer	\$ 100,000.00
Vehicle Detail Fee Transfer	\$ 100,000.00
Recreation Transfer	\$ 50,000.00
Fines, Forfeits, Penalties	\$ 40,000.00
Revenue from Use of Money & Property	\$ 400,000.00
Revenue from Other Agencies	\$ 11,537,752.00
Charges for Current Services	\$ 882,865.00
Revenue from City Agencies	\$ 202,215.00
Revenue Water Department	\$ 8,820,709.00
Revenue Wastewater Department	
Sewer Use Charge	\$ 6,603,668.00
Other Revenue	\$ 760,000.00
Revenue School Department	
Local Sources	\$ 1,867,000.00
State Sources	\$ 27,826,254.00
TOTAL RECEIPTS	\$138,230,274.00

SECTION II. To defray the expenses of the City of East Providence for the fiscal year commencing November 1, 2006 and ending October 31, 2007, the sum of money, or so much thereof as are authorized by law indicated in the accompanying schedule, are hereby appropriated for the objects and purposes, and in the amounts expressed therein, provided that payments thereunder shall be subject to the provisions of the City Charter of the City of East Providence and also subject to the provisions of said City Charter relative to the manner and form of expenditures of money set forth in said Charter from the City Treasury.

SECTION III. All monies appropriated are to be expended by the various departments in the manner and form approved by the Director of Finance.

SECTION IV. The payment to the School Fund of the following estimated receipts, included in the appropriation of \$71,087,057 for the support of the public schools for the City of East Providence fiscal year 2006-2007, shall be increased or decreased to conform with the actual amounts received from such sources during the fiscal year 2006-2007 except the City appropriation of property tax.

REVENUE-SCHOOL DEPARTMENT	
Local Sources	\$1,867,000.00
State Sources	\$27,826,254.00
City Appropriation of Property Tax	\$40,893,803.00
R.I. Meals Tax Designated for Deficit Reduction	\$500,000.00
TOTAL	\$71,087,057.00

SECTION V. The purpose of this ordinance is to adopt the Budget for the fiscal year 2006-2007 which begins November 1, 2006 and ends October 31, 2007 as prepared and submitted by the City Manager, and to implement the recommendations as set forth in the City Manager's Budget Message by the approval of said recommendations as contained herein, or by other ordinances or resolutions of the City Council; all in accordance with the provisions of said Article.

LEGISLATIVE, JUDICIAL AND GENERAL ADMINISTRATIVE ACTIVITIES	
CITY COUNCIL	
Personnel Services & Fringe Benefits	37,972.00
Supply and Service	10,700.00
Equipment and Capital Outlay	1,500.00
	50,172.00
CITY MANAGER	
Personnel Services & Fringe Benefits	286,512.00
Supply and Service	9,650.00
Equipment and Capital Outlay	1500.00
	297,662.00
SENIOR CENTER	
Personnel Services & Fringe Benefits	325,398.00
Supply and Service	20,000.00
Equipment and Capital Outlay	8,000.00
	353,398.00
INFORMATION TECHNOLOGY	
Personnel Services & Fringe Benefits	241,118.00
Supply and Service	147,511.00
Equipment & Capital Outlay	15,600.00
	404,229.00
CITY CLERK	
Personnel Services & Fringe Benefits	403,128.00
Supply and Service	161,500.00
Equipment and Capital Outlay	9,000.00
	573,628.00
FINANCE-DIRECTOR	
Personnel Services and Fringe Benefits	136,952.00
Supply and Service	2,200.00
	139,152.00
FINANCE-CONTROL AND ACCOUNTS	

Personnel Services and Fringe Benefits	267,285.00
Supply and Service	5,575.00
	272,860.00
FINANCE-TREASURY-MIS	
Personnel Services and Fringe Benefits	79,897.00
Supply and Service	53,600.00
	133,497.00
FINANCE-TREASURY DIVISION	
Personnel Services and Fringe Benefits	484,741.00
Supply and Service	51,635.00
Equipment and Capital Outlay	2,600.00
	538,976.00
FINANCE-PURCHASING DIVISION	
Personnel Services & Fringe Benefits	141,240.00
Supply and Service	20,100.00
Equipment and Capital Outlay	500.00
	161,840.00
FINANCE-ASSESSMENT DIVISION	
Personnel Services and Fringe Benefits	769,824.00
Supply and Service	10,550.00
Equipment and Capital Outlay	1,000.00
	781,374.00
PLANNING	
Personnel Services and Fringe Benefits	649,592.00
Supply and Service	27,250.00
Equipment and Capital Outlay	7,000.00
	683,842.00
HUMAN RESOURCES & SERVICE-PERSONNEL & E.M.	
Personnel Services and Fringe Benefits	435,563.00
Supply and Service	17,000.00
	452,563.00
HUMAN RESOURCES & SERVICE-AFFIRMATIVE ACTION	
Personnel Services and Fringe Benefits	103,099.00
Supply and Service	1,750.00
Equipment and Capital Outlay	250.00
	105,099.00
HUMAN SERVICES	
Personnel Services and Fringe Benefits	81,620.00
Supply and Service	1,700.00
	83,320.00
LAW DEPARTMENT	
Personnel Services and Fringe Benefits	392,095.00
Supply and Service	9,650.00
Equipment and Capital Outlay	2,500.00
	404,245.00
CANVASSING AUTHORITY	
Personnel Services and Fringe Benefits	206,531.00
Supply and Service	18,600.00
Equipment and Capital Outlay	1,500.00
	226,631.00
PUBLIC LIBRARIES	
Personnel Services and Fringe Benefits	1,826,376.00
Supply and Service	101,200.00

Equipment and Capital Outlay	2,000.00
Debt Service	116,881.00
	2,046,457.00
PUBLIC SAFETY-POLICE	
Personnel Services and Fringe Benefits	10,116,589.00
Supply and Service	923,825.00
Equipment and Capital Outlay	27,000.00
	11,067,414.00
PUBLIC SAFETY-FIRE	
Personnel Services and Fringe Benefits	10,752,271.00
Supply and Service	771,350.00
Equipment and Capital Outlay	79,000.00
	11,602,621.00
PUBLIC WORKS-ANIMAL SHELTER	
Personnel Services and Fringe Benefits	168,808.00
Supply and Service	33,900.00
Equipment and Capital Outlay	15,500.00
	218,208.00
PUBLIC WORKS-BUILDINGS DIVISION	
Personnel Services and Fringe Benefits	770,491.00
Supply and Service	584,159.00
Equipment and Capital Outlay	1,500.00
	1,356,150.00
PUBLIC WORKS-BUILDING INSPECTION	
Personnel Services and Fringe Benefits	556,589.00
Supply and Service	32,968.00
Equipment and Capital Outlay	24,000.00
	613,557.00
PUBLIC WORKS-DIRECTOR	
Personnel Services and Fringe Benefits	185,651.00
Supply and Service	2,700.00
Equipment and Capital Outlay	1,000.00
	189,351.00
PUBLIC WORKS-ENGINEERING	
Personnel Services and Fringe Benefits	548,855.00
Supply and Service	21,798.00
Equipment and Capital Outlay	17,100.00
	587,753.00
PUBLIC WORKS-HIGHWAY	
Personnel Services and Fringe Benefits	2,087,756.00
Supply and Service	557,570.00
Equipment and Capital Outlay	20,000.00
	2,665,326.00
PUBLIC WORKS-CENTRAL GARAGE	
Personnel Services and Fringe Benefits	642,619.00
Supply and Service	85,475.00
Equipment and Capital Outlay	4,000.00
	732,094.00
PUBLIC WORKS-STREET LIGHTS	
Supply and Service	600,000.00
PUBLIC WORKS-WASTEWATER FACILITIES PLANT	
Personnel Services and Fringe Benefits	1,581,433.00
Supply and Service	2,254,474.00

Debt Service	216,960.00
Equipment and Capital Outlay	265,000.00
	4,317,867.00
PUBLIC WORKS-WASTEWATER FACILITIES-COLLECTION	
Personnel Services and Fringe Benefits	151,571.00
Supply and Service	2,454,650.00
Debt Service	361,080.00
Equipment and Capital Outlay	78,500.00
	3,045,801.00
PUBLIC WORKS-REFUSE DISPOSAL	
Personnel Services and Fringe Benefits	2,790,618.00
Supply and Service	33,450.00
	2,824,068.00
PUBLIC WORKS-WATER	
Personnel Services and Fringe Benefits	1,936,303.00
Supply and Service	3,404,906.00
Equipment and Capital Outlay	3,479,500.00
	8,820,709.00
RECREATION	
Personnel Services and Fringe Benefits	940,768.00
Supply and Service	189,535.00
Debt Service	60,017.00
Equipment and Capital Outlay	21,000.00
	1,211,335.00
RECREATION-PARKS	
Personnel Services and Fringe Benefits	1,031,373.00
Supply and Service	288,668.00
Equipment and Capital Outlay	29,000.00
	1,349,041.00
MISCELLANEOUS	
Retiree Benefits	1,606,817.00
Interest on Tax Notes	500,000.00
General Audit	30,000.00
Judgment & Claims	30,000.00
Mental Health	60,000.00
Bond Principal	757,500.00
Bond Interest	583,218.00
Medical Reimbursable	150,000.00
Insurance (Public Liability)	650,000.00
Unemployment Compensation	20,000.00
Professional Services	150,000.00
Membership Fees	27,000.00
Negotiations	1,000,000.00
Computer Lease Purchase	50,000.00
Self-Help	30,000.00
Master Lease	300,000.00
Capital Equipment	50,000.00
Minimum Standards	30,000.00
Other Miscellaneous	22,500.00
	6,047,035.00
CONTINGENCY FUND	75,000.00
DEBT SERVICE FUND	2,110,942.00
SCHOOL FUND	70,587,057.00

SCHOOL DEFICIT FUND	500,000.00
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Public Comments
 Motion _____ By _____ 2nd _____
 Caine _____ Midgley _____ Perry _____ Silva _____ Larisa _____

VIII. NEW BUSINESS

A. CITY MANAGER’S REPORT

- 1. Budget discussion
- 2. Report on presentation at Smith’s Research

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) Support the Charter Amendment
- 2) Vote Yes to \$5 million for Roads and Sidewalks.
- 3) Vote for your candidates on November 7th!
- 4) Support for ordinance regarding historic area zoning

(By Councilman Midgley and Mayor Larisa)

South East Drainage Area Update – MEETING - October 26, 2006 at 6:30 pm at Riverside Library

(By Councilman Caine)

Discussion of School Department’s Legal Representation with vote

Motion _____ By _____ 2nd _____

D. RESOLUTIONS

1) The following is a resolution relating to the issuance of \$460,000 notes for the purpose of financing emergency repairs to Orlo School and Waddington School, the appropriation of such funds to the repairs, and authorizing the Director of Finance and the Mayor to determine certain other matters relating thereto

WHEREAS, it was discovered that the roofs of two schools, the Orlo School and the Waddington School, had been damaged and emergency repairs were required; and

WHEREAS, the cost of such repairs amounted to \$525,000; and

WHEREAS, moneys were not appropriated nor budgeted for such repairs; and

WHEREAS, pursuant to Sections 4-19 and 4-20 of the Charter, as ratified by Chapter 80 of the Public Laws of 1959 of Rhode Island upon the recommendation of the City Manager and the concurrence of 4/5 of the City Council, an emergency appropriation may be made and in the absence of budgeted funds, emergency notes may be issued to fund the emergency appropriation; and

WHEREAS, the Rhode Island Health and Educational Building Corporation (“RIHEBC”) has the authority to finance municipal school projects pursuant to Chapter 38.1 of Title 45 of the Rhode Island General Laws; and

WHEREAS, RIHEBC has established a direct loan program pursuant to which the City issued its emergency notes in exchange for a loan of \$525,000 in October, 2005; and

WHEREAS, the funds are not available in the budget to repay the 2005 emergency loan and a new emergency loan of \$460,000 is needed to finance the repairs.

NOW THEREFORE, the Council of the City of East Providence hereby resolves:

Pursuant to Section 4.19 of the City Charter, \$460,000 is hereby appropriated for the cost of emergency repairs to the Orlo School and the Waddington School.

It is hereby found and determined that it is in the best interest of the City to take advantage of the direct loan available from RIHEBC.

Pursuant to Section 4.20 of the City Charter, Notes in an amount not to exceed \$460,000 shall be sold to the Rhode Island Health and Educational Building Corporation. The Director of Finance and the Mayor be, and they hereby are, authorized to negotiate the terms of said Notes including the denominations, maturities, interest rates and other terms and conditions of any such Notes as they in their discretion deem necessary or desirable to implement the foregoing. *(Requested by: Director of Finance)*

Public Comments

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

2) *The following is a resolution seeking repeal of Rhode Island special education laws that are more restrictive than Federal Laws*

WHEREAS, the Individuals with Disabilities Education Act (IDEA) and its associated regulations were passed and reauthorized to ensure that children with disabilities have available to them special education and related services designated to meet their unique educational needs; and

WHEREAS, in 1975 Congress pledged to provide 40% of IDEA funding and, 30 years later, has not yet reached this goal leaving local taxpayers to fund the difference; and

WHEREAS, the General Laws of the State of Rhode Island charge school committees with providing special education to meet the needs of the child with a disability as recommended and approved by the state Board of Regents for Elementary and Secondary Education in accordance with its regulations; and

WHEREAS, the state legislation and associated regulations are in some cases more restrictive than federal legislation; and

WHEREAS, Section 608(a)(2) of the federal law IDEA (2004) requires states to identify in writing to local educational agencies located in the state any such rule, regulation, or policy as a state-imposed requirement that is not required by IDEA and federal regulations; and

WHEREAS, Section 608(a)(3) further asks states to minimize the number of rules, regulations, and policies to which the local educational agencies and schools located in the State are subject under this title.

NOW, THEREFORE, BE IT RESOLVED, that the City Council for the City of East Providence asks the Rhode Island Legislature to repeal state special education laws deemed more restrictive than federal legislation.

BE IT FURTHER RESOLVED, that the City Clerk send a copy of this Resolution to the Senators and Representatives, the President of the Rhode Island Senate and the Speaker of the Rhode Island House of Representatives. *(Requested by: Mayor Larisa)*

Public Comments

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

E. INTRODUCTION OF ORDINANCES *(If given First Passage, can be referred to the next regular Council Meeting to be held on November 14, 2006 for a public hearing and consideration of Final Passage).*

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)*

Motion_____By_____2nd_____

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)*

Motion_____By_____2nd_____

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)

Motion_____By____2nd_____

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)

Motion_____By____2nd_____

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.

Motion_____By____2nd_____

F. COMMUNICATIONS

Fire Department – Requesting permission to close off Greenwood Avenue from North Broadway to approximately 50 feet West to the driveway of Rumford Towers for a 5K road race on Sunday, October 29, 2006 from 9am-2pm.

Motion_____By____2nd_____

G. ADJOURNMENT

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