



**CITY OF EAST PROVIDENCE
RHODE ISLAND
DOCKET OF REGULAR COUNCIL MEETING
TUESDAY, OCTOBER 3, 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 – Regular Meeting
- September 5, 2006 – Closed Meeting – Re: Collective Bargaining
- September 15, 2006 – Special Meeting
- September 19, 2006 – Regular Meeting

B. CANCELLATION/ABATEMENTS (Requested by Tax Assessor)

<u>YEAR</u>	<u>AMOUNT</u>
2006	\$41,146.99
TOTAL	\$41,146.99

C. LETTER – from the RI Department of Environmental Management regarding the introduction of RIDEM’s new government liaison.

D. ALCOHOLIC BEVERAGE LICENSE - Class F – October 28, 2006
Sacred Heart Church, 118 Taunton Avenue

E. ALCOHOLIC BEVERAGE LICENSE – Class F-1– October 21 and October 28, 2006
St. Francis Xavier, 81 North Carpenter Street

F. RESOLUTION – Town of New Shoreham – Resolution opposing Ballot Question No. 1 relative to amending the State of RI Constitution to grant a single private company the right to a no-bid license for a casino in the Town of West Warwick.

G. RESOLUTION – Town Of South Kingstown – Resolution calling for legislative hearings into insurance industry practices relative to cancellation or non-renewal of policies based on geographic location of property.

H. RESOLUTION – Town of South Kingstown - Resolution opposing Ballot Question No. 1 relative to amending the State of RI Constitution to grant a single private company the right to a no-bid license for a casino in the Town of West Warwick.

I. RESOLUTION – Town of Middletown – Resolution opposing the expansion of gambling in Rhode Island and specifically the proposed constitutional amendment which would allow a casino in the Town of West Warwick.

J. RESOLUTION – Town of North Kingstown – Resolution opposing the expansion of gambling and the development of a casino in the Town of West Warwick or anywhere in Rhode Island.

V. APPOINTMENTS

Carousel Park Commission (By Councilman Silva)

Betsy Dumas, 72 Seventh Street (02914)

Motion_____By_____2nd_____

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

1) B-Limited Victualer (Subject to approvals from the Chief of Police, Building Inspector, Health Inspector and Fire Marshall)

Theodore Mitrelis, Theomar Corp., d/b/a Theo’s Restaurant, 1175 Warren Avenue

Public Comments

Motion_____By_____2nd_____

Caine_____Midgley_____Perry_____Silva_____Larisa_____

2) Vict/Not Over 50 (Subject to approvals from the Chief of Police, Building Inspector, Health Inspector and Fire Marshall)

Theodore Mitrelis, Theomar Corp., d/b/a Theo’s Restaurant, 1175 Warren Avenue

Public Comments

Motion_____By_____2nd_____

Caine_____Midgley_____Perry_____Silva_____Larisa_____

LICENSES NOT REQUIRING PUBLIC HEARING

3) Sec/Autos & Trucks (Transfer) Subject to approvals from the Chief of Police, Building Inspector, Zoning Officer, and Fire Marshall.

From: John St. Angelo, St. Angelo Motors, Inc.

To: Jack H. Fox, Fox Buick, Pontiac, GMC, Inc., 500 Taunton Avenue

Motion_____By_____2nd_____

LICENSING COMMISSIONERS RESUME SITTING AS CITY COUNCIL PUBLIC HEARING

VII. PUBLIC HEARINGS

ORDINANCES – FINAL PASSAGE (Given First Passage Sept. 19, 2006. Advertised-Providence Journal – Sept. 22, 2006)

1) The following is an ordinance amendment regarding maximum tax levy

SECTION I. Article IV entitled “Property Tax on Ratable Real Estate and Tangible Personal Property and Excise Tax on Registered Motor Vehicles and Trailers” of Chapter 16 of the Revised Ordinances of the City of East Providence, Rhode Island, 1998, as amended, entitled “Taxation.” is amended by adding thereto the following:

Sec. 16-53. Maximum levy.

(a) Beginning in fiscal year 2007, the City may not levy a tax in an amount more than 3 ½% in excess of the amount levied and certified by the City for the prior year. The amount levied by the City is deemed to be consistent with the 3 ½% levy growth cap if the tax rate is not more than 103.5% of the prior year's tax rate. In all years when a revaluation is not being implemented, a tax rate is deemed to be 103.5% or less of the prior year's tax rate if the tax on a parcel of real property, the value of which is unchanged for purpose of taxation, is no more than 103.5% of the prior year's tax on the same parcel of real property. In any year when a revaluation is being implemented, the tax rate is deemed to be 103.5% of the prior year's tax rate upon certification by the Department of Finance for the City.

(b) The amount levied by the City may exceed the 3.5% increase only upon approval by a supermajority of four of the City Council.

(c) The amount levied by the City may exceed the percentage increase as specified in subsection (a) of this section if one of the following occurs:

(1) The City forecasts or experiences a loss in total non-property tax revenues and the loss is certified by the Director of Finance.

(2) The City experiences or anticipates an emergency situation, which causes or will cause the levy to exceed this percentage increase specified in subsection (a). Without limiting the generality of the foregoing, an emergency shall be deemed to exist when the City experiences or anticipates health insurance costs, retirement contributions or utility expenditures which exceed the prior fiscal year's health insurance costs, retirement contributions or utility expenditures by a percentage greater than three (3) times the percentage increase as specified in subsection (a) of this section.

(3) The City forecasts or experiences debt services expenditures which exceed the prior year's debt service expenditures by an amount greater than the percentage increase as specified in subsection (a) of this section and which are the result of bonded debt issued in a manner consistent with general law or a special act.

(4) The City experiences substantial growth in its tax base as the result of major new construction which necessitates either significant infrastructure or school housing expenditures by the City or a significant increase in the need for essential municipal services and such increase in expenditures or demand for services is certified by the Director of Finance. *(Requested By Mayor Larisa)*

Public Comments

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

2) The following is an ordinance amendment regarding stop sign at Milburn Road (northbound traffic) at Plymouth Road, Milburn Road (westbound traffic) at Dover Avenue, Commack Road (westbound traffic) at Dover Avenue, and Commack Road (eastbound traffic) at Milburn Road:

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

MILBURN ROAD (northbound traffic) at Plymouth Road.

MILBURN ROAD (westbound traffic) at Dover Avenue.

COMMACK ROAD (westbound traffic) at Dover Avenue.

COMMACK ROAD (eastbound traffic) at Milburn Road. (*Requested by: Director of Public Works*)

Public Comments

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

3) *The following is an ordinance amendment pertaining to the Harbormaster's Department:*

SECTION I. Subsection (4) of Section 13-76 entitled "Purpose and Intent" of Chapter 13 of the Revised Ordinances of the City of East Providence, Rhode Island, 19871998, as amended, entitled "Public Places" is amended to read as follows:

- (4) Remain consistent with the goals and regulations of the Rhode Island Coastal Resources Management Council, the state Rhode Island Department of Environmental Management (RI-DEM), the state guide plan, and the United States Army Corps of Engineers, and all Rhode Island State Laws pertaining to harbormasters.

SECTION II. Subsection (16) and Subsection (17) of Section 13-83 entitled "Appointment; duties and responsibilities" of Chapter 13 of the Revised Ordinances of the City of East Providence, Rhode Island, 19871998, as amended, entitled "Public Places" are amended to read as follows:

- (16) Carry out all other powers and duties authorized to the harbormaster under various state and federal marine laws, including, but not limited to, Marine Sanitation Device (MSD) inspection and discharge responsibilities afforded through the U.S. Coast Guard (33 CFR, and 46 CRF) and RI-DEM through G. L. §46-12-41, MARPOL ANNEX V, Section 312 of the Clean Water Act, G.L. 1956, § 46-22-1 et seq.
- (17) Attend annual First Aid and CPR training classes, attend one US Coast Guard boating safety course, attend all training courses required by the Harbormaster Training and Standards Commission, and attend specific harbormaster and harbor management training courses as designated by the harbor management commission to the city manager. The assistant harbormasters are also required to attend these classes and courses. Attending such classes and courses shall be at least prerequisite to appointment or reappointment as a harbormaster or assistant harbormaster.

SECTION III. Section 13-92 entitled "Boat sewage waste." of Chapter 13 of the Revised Ordinances of the City of East Providence, Rhode Island, 19871998, as amended, entitled "Public Places" are amended to read as follows:

- (a) The disposal of boat sewage wastes by any means into the coastal waters of the city is prohibited.
- (b) No person shall operate or moor for more than thirty (30) days, a boat in the waters of the city, other than vessels for hire licensed by the U.S. Coast Guard to carry six (6) or more passengers, unless such boat displays in a prominent position an approved "no discharge certificate decal."

SECTION IV. Section 13-94 entitled "Towing and moving of vessels" of Chapter 13 of the Revised Ordinances of the City of East Providence, Rhode Island, 19871998, as amended, entitled "Public Places" is amended to read as follows:

If any vessel berthed, moored, or anchored in the coastal waters of the city is found to be in violation of any provision of this chapter; the harbormaster is directed to move, relocate, or tow such vessel. In addition to any

fees such violation shall incur, a fine of \$500100.00 shall be collected from the vessel owner for such harbormaster action. This fee shall be set by the city council periodically, upon recommendation from the harbor management commission.

SECTION V. Subsection (a) of Section 13-96 entitled “Abandoned vessels and structures” of Chapter 13 of the Revised Ordinances of the City of East Providence, Rhode Island, 19871998, as amended, entitled “Public Places” is amended to read as follows:

- (a) Upon his determination the harbormaster may take custody and control of abandoned vessels and structures located in the coastal waters and harbor areas of the city and remove, store, or otherwise dispose of such vessel or structure at the expense and sole risk of the owner of the abandoned vessel or structure. In addition to any fees such violation shall incur, a fine of \$500.00 shall be collected from the vessel owner for such harbormaster action. Reasonable notice of such removal, storage, or disposal shall be publicly advertised. If any abandoned vessel or structure presents a hazard to the navigation, the harbormaster may have it removed before it is publicly advertised. The owner is responsible for all expenses incurred.

SECTION VI. Subsection (c) and Subsection (e) of Section 13-116 entitled “Permitting” of Chapter 13 of the Revised Ordinances of the City of East Providence, Rhode Island, 19871998, as amended, entitled “Public Places” is amended to read as follows:

- (c) *Permit renewals.* Renewal forms will be mailed by the harbormaster each year to those persons who held valid mooring permits at the end of the previous calendar year by January 15 and returned to the city hall by March 31February 28. Permit renewals that include a change in the vessel size or draft may cause the renewal to be considered under section 13-116(d) of this article, Relocation of existing permitted moorings. Nonrespondents shall be sent a registered letter on or about April March 1, assessing them a \$100.00 late fee and giving the permit holder until AprilMarch 15 to renew. Failure to submit a renewal form, mooring permit fee, and late fee by AprilMarch 15 may result in the loss of the permitted space. It shall be the responsibility of the mooring permit holder to notify the harbormaster of any change in address. The harbormaster shall approve or reject mooring permit applications by AprilMarch 15.
- (e) *Failure to renew an existing valid mooring permit.* Failure to renew an existing valid mooring permit in accordance with the provision of this chapter by AprilMarch 15 of any given year may result in the permitted owner’s abandonment of all his privileges and interest in the previously permitted mooring space. The harbormaster may remove the now abandoned mooring at the permitted owner’s expense. Such expense may in turn be recovered by the city, in accordance with the provisions of this article.

SECTION VII. Subsection (c) of Section 13-122 entitled “Mooring fields” of Chapter 13 of the Revised Ordinances of the City of East Providence, Rhode Island, 19871998, as amended, entitled “Public Places” is amended by deleting therefrom the following paragraph:

Mooring Field A-2: A body of water beginning 100 feet northwest of Dock A at Cove Haven Marina proceeding northeasterly for 175 feet, then turning southeasterly for a distance of 125 feet, then turning southwesterly for 165 feet, then turning westerly for 85 feet.

SECTION VIII. Subsection (a) of Section 13-125 entitled “Dredging” of Chapter 13 of the Revised Ordinances of the City of East Providence, Rhode Island, 19871998, as amended, entitled “Public Places” is amended to read as follows:

- (a) Periodically mooring fields A-1, A-2 and B may be maintenance dredged as part of a federal project. It shall be the sole responsibility of the mooring permit holder (owner of the mooring) to remove all hardware and ground tackle for the duration of the dredge project. Notification will be made to remove

mooring hardware and ground tackle by form of a letter to mooring permit holders and public notice. If after proper notification, a mooring and/or its ground tackle are not promptly removed by the mooring permit holder (owner of the mooring), the mooring and/or its ground tackle will be removed and disposed of at the owner's expense and the mooring permit will be revoked.

SECTION IX. Subsection (4) of Section 13-141 entitled "Fees" of Chapter 13 of the Revised Ordinances of the City of East Providence, Rhode Island, 19871998, as amended, entitled "Public Places" is amended to read as follows:

(4) All current permit holders applying for relocation shall be assessed an application fee of \$50.0025.00;

SECTION X. Subsection (b) of Section 13-142 entitled "Penalties" of Chapter 13 of the Revised Ordinances of the City of East Providence, Rhode Island, 19871998, as amended, entitled "Public Places" is amended to add Subsection (b)(12) and Subsection (b)(13) to read as follows:

(12) Failure to display an approved "No Discharge Certificate Decal" in a prominent position on a vessel required to display such a decal. \$100.00

(13) Blocking, barricading, or impeding use of or access to designated public right-of-way \$100.00-\$1000.00 (*Requested by Councilman Midgley and the Harbor Management Commission*)

Public Comments

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

4) The following is an ordinance appropriating \$138,358,274 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 \$138,358,274 made up as follows:

RECEIPTS	
Beginning Balance	\$4,265,667.00
Sale of City Property Reserve	\$300,000.00
General Property Tax	\$72,315,600.00
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	\$138,358,274.00

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	251,118.00
Supply and Service	223,511.00
Equipment & Capital Outlay	15,600.00
	490,229.00
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	659,592.00
Supply and Service	27,250.00
Equipment and Capital Outlay	7,000.00

	693,842.00
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	34,968.00
Equipment and Capital Outlay	29,000.00
	620,557.00
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	577,570.00
Equipment and Capital Outlay	20,000.00
	2,685,326.00
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	2,795,618.00
Supply and Service	33,450.00
	2,829,068.00
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

Public Comments

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

VIII. NEW BUSINESS

A. REPORTS OF OTHER CITY OFFICIALS

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

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

B. RENEWAL OF ANNUAL LICENSES (By Dana L. Toy, City Clerk)

Requesting authorization be granted to renew subject licenses, excluding alcoholic beverage licenses, for year commencing December 1, 2006 upon application by licensee and subject to approval by the Chief of Police, Building Inspector, Health Inspector, and Fire Marshall. Requesting to also be advised of any licenses to be deferred or withheld from this renewal process.

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

C. COUNCIL MEMBERS

“Whiteknact Garden Project” (by Mayor Larisa)

D. INTRODUCTION OF ORDINANCES (If given First Passage, can be referred to the next regular Council Meeting to be held on October 17, 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 Four Hundred Thousand (\$79,400,000) Dollars nor less than Seventy-eight Million Three Hundred Thousand (\$78,300,000) 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 sewer rates*

SECTION I. Subsection (c) of Sec. 17-183 entitled "Charges to be based upon water consumption; rate" of Chapter 17 of the ordinances of the City of East Providence, Rhode Island, 1998, as amended, entitled "Utilities" is amended to read as follows:

(c) The water consumption portion of the sewer charge shall be at a rate of ~~\$3.05~~ **4.00** per hundred cubic feet of water used based upon the actual quarterly or monthly meter reading of water consumption less an annual exemption of 3,500 cubic feet. Such exemption shall be prorated quarterly or monthly for users of city water who are billed on a quarterly or monthly basis. *(Requested by: Director of Finance)*

Motion_____By_____2nd_____

E. ADJOURNMENT