I. EXECUTIVE SESSION

The City Council of the City of East Providence will meet in Executive Session pursuant to RI General Laws § 42-46-5 (a) (2) and RI General Laws § 42-46-5 (a) (3)

A. New Claims
   1. Philip & Patricia Abbatomarco
   2. Tina Benros
   3. Robert Gomes
   4. Anthony Rose

B. Litigation
   1. Tabatha Glavin vs City of East Providence
   2. R.I. Council 94 and City of East Providence GR: Albert Quattrucci Termination

II. CALL TO ORDER

III. SALUTE TO THE FLAG

IV. 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.

A. Letters
   2. Letter of resignation from Michael Bernstein from the Economic Development Commission.
   5. Notice of RI Ethics Commission consideration of proposed regulation regarding out of state travel.
   6. Notice from RI DEM regarding an aquatic ecosystem restoration project to restore fish migration to the lower Ten Mile River via construction of a fish ladder.

B. Alcoholic Beverage Class F
   1. Maria F. Lacerda, 17 Health Street (02914), St Martha's Church, Portuguese Night, November 3, 2012.

C. Alcoholic Beverage Class F-1
   1. St. Francis Xavier Church, 160 Orchard Street (02914), Fundraiser for Police Officer recovery (East Providence), October 20, 2012.
   2. St. Francis Xavier Church, 160 Orchard Street (02914), Calendar Dinner and Dance (Youth Ministry), November 10, 2012.

D. Council Journals
   1. Regular Meeting October 2, 2012
   A motion to approve the Consent Calendar is made by Assistant Mayor Rose, seconded by Councilwoman Kleyla, and on a roll call vote it is unanimous.

V. PUBLIC COMMENT

1. Jim Briden, 17 Hollow Ridge Road (02916) - Pond View
2. Corliss Blanchard, Roger Williams Avenue (02916) - City Business
3. Freddie Rybka, 9 Cozzens Avenue (02915) - All Day K

VI. LICENSES REQUIRING PUBLIC HEARING

A. Annual Alcoholic Beverage Renewals

CLASS A (RETAILER)
Barrington Liquors, Inc. 618 Warren Avenue
Clift’s Liquors, Inc. 191 Willett Avenue
Cozy Corporation dba Brookfield Liquors 470 North Broadway
Liquor Depot East Providence, Inc. dba Wine & Spirits Depot 1925 Pawtucket Avenue Suite #5
Marvic Enterprises, Inc. dba Jordan’s Liquors 199 Taunton Avenue
McGreens Fine Wine & Spirits, Inc. 1086 Willett Avenue
Riverside Liquors, Inc. 225 Bullocks Point Avenue
B-FULL PRIVILEGE (VICTUALING)

141 Corp dba Uncle Tony’s Pizza & Pasta 141 Newport Avenue
Agipari Enterprises Inc. dba Roosters Grill 664 Bullocks Point Avenue
Avenue N Restaurant Group, LLC dba Avenue N 20 Newman Avenue
B. Pinelli, Inc. dba B. Pinelli’s 736 North Broadway
Ban Chieng, Inc. dba Siam Square Restaurant 1050 Willett Avenue
Broadway Lounge, Inc. dba Merrill Lounge 535 North Broadway
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
Chelo’s of Newport Avenue, Inc. 45D Newport Avenue
China Gourmet, Inc. dba China Gourmet Restaurant 181 Willett Avenue
Cilantro Mexican Grill, LLC dba Cilantro Mexican Grill 430 Newport Avenue
Comedy Connection of RI, Inc. dba Comedy Connection 39 Warren Avenue
D L Enterprises, Inc dba East Bay Tavern 305 Lyon Avenue
Davenport’s Bar & Grill, Inc. dba Davenport’s Restaurant 1925 Pawtucket Avenue
Dolces Restaurant, Inc. dba Bovi’s Town Tavern 287-289 Taunton Avenue
East Providence House of Pizza, LLC 187 Willett Avenue
East Providence Yacht Club, Inc. 9 Pier Road
El Azteca Mexican Restaurant, LLC dba El Azteca Mexican Restaurant 335 Newport Avenue
Golden Dragon, LLC dba Young China Restaurant 250 Warren Avenue
Hibachi Grill Supreme Buffet, Inc. 58 Newport Avenue
Holy Ghost Beneficial Brotherhood of Rhode Island 51 North Phillips Street
Holy Ghost Brotherhood of Charity 59 Brightridge Avenue
Ichigo Ichi, LLC dba Ichigo Ichie 5 Catamore Boulevard
K&G Enterprises, Inc. dba Restaurant La Camelia 92 Waterman Avenue
Lane Foods Company, LLC dba Gregg’s Restaurant 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, Inc. dba Red Bridge Tavern 22 Waterman Avenue
Loggia Luce Moderna 1112 99 Hicks Street
Lucky’s American Bar & Grille, Inc. 1175 Warren Avenue
Mathias Enterprises, LTD dba Campino Restaurant & Sports Bar 218 Warren Avenue
Milho, Albertino dba Al’s Place 28 Water Street (First Floor)
Milho, Albertino R. dba Madeira Restaurant 288-290 Warren Avenue
Milho, Albertino dba Milho Waterfront Banquet Hall 28 Water Street (Second Floor)
Our Place on North Broadway, LLC 525 North Broadway
P&G Bowling, Inc. dba East Prov Bowling Ctr. 80 Newport Avenue
Paiva’s Restaurant Corp. dba O’Dinis Restaurant & Tavern 579 Warren Avenue
Pepper Dining, Inc. dba Chili’s Grill & Bar 50 Highland Avenue
Portuguese American Athletic Club 281 Warren Avenue
PRPS, Inc. dba 2 Pauls 315 Waterman 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
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)
Ava Kerolos, Inc. dba Zoe’s Pizza and Seafood 1022 South Broadway
Boston House of Pizza, Inc. 540-542 Taunton Avenue
Bowling Academy, Inc. 354 Taunton Avenue
Chen, Yun Yan dba Mei Sing Chinese Restaurant 2827 Pawtucket Avenue
East Providence Persy’s Place, LLC dba Persy’s Place 140 Newport Avenue
E B Dragon, LLC dba East Buffet Restaurant 52 Narragansett Park Drive
Farnsworth Café, LLC dba Farnsworth Cafe 302 Willett Avenue
Horton’s Seafood, Inc. dba Horton’s Seafood 809 Broadway
Jeon, Il Sun dba Sun & Moon Korean Restaurant 95 Warren Avenue
Jin Hua Chinese Restaurant, Inc. dba New Buffet Restaurant 1925 Pawtucket Avenue
JPCT Sports, LLC dba Tennis Rhode Island 70 Boyd Avenue
Pazi’s Place, LLC dba Pazi’s Place 380 Taunton Avenue

A motion to approve the Annual Alcoholic Beverage License Renewals is made by Assistant Mayor Rose, seconded by Councilwoman Kleyla and on a roll call vote it is unanimous.

B. Pawnbroker
1. The Gold Advance, Inc. DBA The Gold Loan Co., 329 Warren Avenue (02914), Dan Rocco Baldelli, 81 Windsong Road, Cumberland (02864).

A motion to approve the license is made by Assistant Mayor Rose, seconded by Councilwoman Kleyla and on a roll call vote it is unanimous.

C. Secondhand Miscellaneous
1. The Gold Advance, Inc. DBA The Gold Loan Co., 329 Warren Avenue (02914), Dan Rocco Baldelli, 81 Windsong Road, Cumberland (02864).

A motion to approve the license is made by Councilwoman Kleyla, seconded by Assistant Mayor Rose and on a roll call vote it is unanimous.
VII. LICENSES NOT REQUIRING PUBLIC HEARING

A. Holiday Sales

1. The Gold Advance, Inc. DBA The Gold Loan Co., 329 Warren Avenue (02914), Dan Rocco Baldelli, 81 Windsong Road, Cumberland (02864).

A motion to approve the license is made by Assistant Mayor Rose, seconded by Councilwoman Kleyla and on a roll call vote it is unanimous.

VIII. PUBLIC HEARING - ORDINANCES FINAL PASSAGE

A. An ordinance amending no parking on Bentley Street.

AN ORDINANCE IN AMENDMENT OF CHAPTER 18 OF THE REVISED ORDINANCES OF THE CITY OF EAST PROVIDENCE, RHODE ISLAND, 1998, AS AMENDED, ENTITLED “VEHICLES AND TRAFFIC”

SECTION I. Section 18-307 entitled “Parking prohibited at all times.” of 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.” is amended by adding thereto the following:

Bentley Street (east side) from Mauran Avenue to Juniper Street

SECTION II. This ordinance shall take effect upon its second passage and all ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Requested by: Mayor Rogers

A motion to approve the ordinance is made by Assistant Mayor Rose, seconded by Councilwoman Kleyla and on a roll call vote it is unanimous.

IX. NEW BUSINESS

A. City Managers Report (by City Manager Peter Graczykowski)

1. Departmental Activity Update

2. FY12-13 Budget Presentation

The City Manager reports that the Budget Commission is requesting Council input on the budget version which has been provided to the Council. All input will be forwarded from this meeting to the Budget Commission for the final hearing on the budget scheduled for this Thursday at 5:00 P.M. The City Manager stated that he and the Finance Department worked into the late hours last night to provide the Council with as much information as they could which is contained in the budget before them.

Mayor Rogers asks a question related to revenues and the inability to see the offset of Municipal Court in particular.

The City Manager acknowledges there is some information missing due to the inability of the old computer system. They did the best they could but that these problems will be fixed by next year's budget as the City moves to a newer system.

Assistant Mayor Rose asks why the totals revenues for Municipal Court are in the back of the book and not with the Clerk's Office budget. He adds that he personally went through all the deposit slips over the last year for the Court and that he has verified the numbers himself and with Finance Director Moore. The budget has these numbers off by about $100,000, so it should reflect the additional revenue of $100,000 brought in by the Court. He states this is why the consolidation took place and why it worked. Central Falls went bankrupt and kept their Municipal Court because the court brings in needed revenue. West Warwick, Warwick they all keep their courts for this reason. In addition the numbers the City is using in this budget only reflect 10 months of revenue from the Court meaning the revenue will be even greater when you factor in the remaining two months. The revenue will be around $340,000.

The Finance Director said the current scenario is actually better for the Court because originally it was figured on less revenue and clearly there is more. It was also figured that there would be a lay off which due to the restructuring of the Clerk's office and a retirement which took place that lay off is no longer possible.

The City Manager stated the Court is a convenience for residents, it's operationally smart and officers are more likely to generate the revenue for a Court. All of this and the revenue the Court generates should be relayed to the Budget Commission so that a policy decision can be made.

Assistant Mayor Rose said the office consolidation worked and through all the changes including Canvassing being put under the same roof, you don't hear a peep out of that office, they just do their job. We are succeeding and it is bringing in revenue. We are giving up streaming and middle school sports maybe some of the revenue the court generates can be used to fund other items in the budget.

The City Manager added that they have built in the Deputy City Clerk position and that no additional hires will be needed in the Clerk's office for the Municipal Court. If the Traffic portion of the court were to transfer to the State the original savings no longer exist.

Mayor Rogers asked the Clerk to forward all correspondence from the Court and the Police Chief to the Budget Commission Chair.

Mayor Rogers asked where is the Carousel budget in the budget before them?

The Finance Director stated there are a number of smaller budgets within the budget that do not show up as their own entity but rather are all lumped together under trusts and grants.

Mayor Rogers asked if the Carousel was a City entity.

The City Manager stated the Carousel has a 501(c)(3) component. However, over the years it was heavily subsidized by the City. This last year many of those subsidies have been taken over by the Carousel such as utility bills. We have to make sure the City is getting reimbursed for its services.

The Mayor asked are they City employees or not?

The City Manager stated they are on City payroll but the City gets reimbursed for the payroll however they are under the City's insurance policy.

Mayor Rogers asked the City Manager if he was aware there was a court order granting the Carousel and all the surrounding land including Rose Larisa Park across the street and the strip of beach connected to it to the Carousel not the City.

Solicitor Andreoni confirmed this matter.

Mayor Rogers added that the Budget Commission is rumored out in the public to be planning to try to privatize the Carousel. The Carousel pays back the City for everything it is given during the course of the year. He requested ASAP that the Law Department research this and confirm that there is no way the Budget Commission can order a private vendor to take over the Carousel.

Solicitor Andreoni stated the Supreme Court order supersedes the Budget Commission's view of their authority.

Councilman Conley stated that for the record, he would like to know from both the Mayor and the City Manager, both of which sit on the Budget Commission.
Mayor Rogers stated that his heart was with the Carousel, he fought in 1980 to make it stay and he has not been told anything directly, he is aware of the same rumors Councilman Conley is aware of.

The City Manager stated he resented the behind closed doors comment, everything is open to the public and all Budget Commission meetings take place as such. These are unsubstantiated rumors and there is nothing in the budget to suggest that it will be privatized.

Councilman Conley asked if anyone on the Budget Commission has said this.

The City Manager stated he does not speak for the Budget Commission but that the Councilman is welcome to speak with the Chair.

The Mayor stated he has not heard anything directly.

Councilman Conley stated that he is concerned regarding the evasiveness of the response.

Mayor Rogers stated he would be watching it like a hawk as he is for Municipal Court, however he would still like the Law Department to do the research even for use as to what the City or the Council has or has not with regard to authority of the Carousel.

Councilman Conley stated it is very discouraging that we have to sit here in front of you as your elected official and know there is no action we can take that is going to impact the budget and they will be making those decisions. While I think we can share in the Budget Commission goals, it is important to identify where I think we as a community need to be. We do not have to sit silently when they act demonstratively against our community's public interest. We share in the goals of a balanced budget and a 5 year plan. We do not have to agree with the method or the means to get there. The most discouraging moment has really been the attack and vilification of one of the most vulnerable of our community. Anyone in the public trust who purposely pits our special education population against the general education population of our schools and our entire community at large, to suggest any dollar we spend on special education is a dollar taken away from the general population is deplorable. Special education students and their parents are not asking for anything more than any other student in our community. They are simply asking we give the best education we can with the dollars available, no matter how much. It is a tough ask to want to provide special education students with the very best education we can give them but it is a disservice to the rest of our community. I believe the Budget Commission should be more aggressively pursued.

The City Manager replied yes, in view of the changes the decision should be revisited at the very least. The Finance Director stated he believed it had.

Mayor Rogers asked for confirmation that the Canvassing Authority budget had been straightened out satisfactorily.

The Finance Director stated he believed it had.

Tom Riley, the Canvassing Authority Director came to the podium and stated it was but that the department was swamped with short of staff and budget. Adding that they had to take the money they needed out of postage as there was nowhere else to take it from.

The City Manager summarized the comments from all to bring back to the Budget Commission for the public hearing. They were Municipal Court, the Carousel rumors and the Canvassing Budget.

Assistant Mayor Rose asked do we have a substantial reason for the court to stay.

The City Manager replied yes, in view of the changes the decision should be revisited at the very least.

Mayor Rogers stated that a consensus is needed and he will filibuster if necessary.

The City Manager stated that he hoped the consensus would be to keep the court.

B. Reports of Other City Officials

1. Claims Committee Report (by Solicitor Orlando Andreoni)

Pursuant to R.I.G.L. § 42-46-5(a)(2), a motion is made by Councilman Rose and seconded by Councilwoman Kleya to convene in closed session for the purposes of discussing claims & litigation. Upon a roll call vote: Mayor Rogers – Aye, Councilman Conley - Aye, Councilman DiGioia – Aye, Councilwoman Kleya – Aye, Councilman Rose – Aye motion is approved 5-0.
NEW CLAIMS

PHILIP & PATRICIA ABBATOMARCO
RM No. 12-051, Claim No. 12-037
Claim for reimbursement of expenses incurred as a result of a sewer block caused by roots from a City tree. See recommendation of the Director of Public Works.
Motion by: Councilman RoseSeconded by: Councilwoman Kleyla
Motion: Approve the claim in the amount of $279.00.

TINA BENROS
RM No. 12-050, Claim No. 12-036
Claim for property damage sustained to claimant’s tire after driving over metal debris on Veterans Memorial Parkway. See recommendation of the Director of Public Works.
Motion by: Councilman ConleySeconded by: Councilwoman Kleyla
Motion: Refer the claim to United Water.

ROBERT GOMES
RM No. 12-048, Claim No. 12-034
Claim for reimbursement of expenses incurred for damage to a kitchen faucet following work performed on Cotter Street by the Water Division. See recommendation of the Director of Public Works.
Motion by: Councilman ConleySeconded by: Councilman DiGioia
Motion: Deny the claim.

ANTHONY ROSE
RM No. 12-053, Claim No. 12-038
Claim for illegal search and seizure. Recommend referral to the insurance carrier.
Motion by: Councilman ConleySeconded by: Councilwoman Kleyla
Motion: Refer the claim to the insurance carrier.
Status Report

Motion: Receive as information.

**VOTE**

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R.I. COUNCIL 94 AND CITY OF EAST PROVIDENCE

GR: ALBERT QUATTRUCCI TERMINATION

AAA # 11 390 02268 10

Status Report

Motion: Defer the matter pending action by the Budget Commission.

**VOTE**

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A motion to approve the Claims Committee Report is made by Assistant Mayor Rose, seconded by Councilman Conley and on a roll call vote it is unanimous.

2. 7th Annual Freaky 5K Road Race (by Fire Chief Joseph Klucznik)

A motion to approve the event is made by Assistant Mayor Rose, seconded by Councilman DiGioia and on a roll call vote it is unanimous.

3. School Committee Update (by Council Liaison School Committee Member Chrissy Rossi)

The Finance Director stated that the School Budget is a bottom line budget and the School Committee can reallocate as they see fit. Ms. Rossi stated that $4.5 million plus is being cut over last year's budget. If we don't keep it at 90 percent of last year's budget we can lose our federal funding as it is part of the No Child Left Behind Act and we are actually short $1.7 million.

Mayor Rogers asked the City Manager to provide this information to the Budget Commission.

The City Manager stated he absolutely would at the public forum and any School Committee members should attend as we need to hear this type of input. Ms. Rossi worked at the podium with the Finance Director for a few minutes going over items that were not clear such as the All Day K issue and the funding to be lost as well as the closure of Oldham School next year.

The City Manager suggested that they meet the next day to go over all the facts and figures in detail.

Ms. Rossi closed by stating that the School Committee had nothing to do with putting this budget together and there is no way this budget will survive next year and we will end up in a deficit next year.

C. Council Members

1. Bi-Weekly Update (by Mayor Rogers)

   - Cleanup of the Runnins Rivers

   Mayor Rogers stated he is most interested in a time line as the people who live in this area are suffering.

   Director Boyle spoke and explained that two weeks ago David Bachrach and she met with staff for the CDBG disaster funds. She provided the description of the process and the funding which the City applied for and received up to this point. There is $100,000 to remove Runnins River sediment and the invasive species to relieve the State Street area flooding which the Budget Commission approved. Director Boyle distributed a written time line.

   Adding that they are also working with MA EMA as the location is right on the state line. They expect to have the entire work completed by November 2013.

   Mayor Rogers requested the time line in bulleted version which he could deliver to the neighborhood.

   Director Boyle also stated that Congressman Cicilline's efforts via the Mayor have been very helpful and she would ask that soon to be State Senator Conley help us in that end result. Councilman Conley said to keep him in the loop.

   - Status of Audit Management Letter

   Mayor Rogers called on the City Manager to respond. The City Manager stated that for years these findings went unanswered and this is why the same findings kept coming back and they have become key findings. For reference attached to the Council packet is the response to the audit management letter under each of the findings you will see an update. Most will be remedied by the new financial system which will be in place in 6 months.

   - Other Issues

2. Update on Community Garden Committee (by Assistant Mayor Rose)

Assistant Mayor Rose stated that over a period of time he has had quite a few people contact him to set up a committee on this issue. The Assistant Mayor read a letter from constituent on the topic.
Director Boyle spoke stating we have recently received a proposal referred to her by the City Manager. She hasn't had time to vet it yet but it is from the aid foundation at Hunts Mills and she will take a look at it and ultimately refer it to the City Council for their review. She added that a member on the Planning Department is on the Board of the Southside Community Land Trust and has offered to come and speak to the group. They have an excellent website on how to start a community garden, there are resources mentioned and non-profit organization start up grants which include free seeds and timbers for raised bed gardens.

3. Reminder of the Labor Day Parade Committee Meeting (by Assistant Mayor Rose)

Assistant Mayor Rose stated the first meeting of the Labor Day Parade Committee will be held November 14th at 6:00 P.M. and that it can held in one of the rooms at City Hall.

4. Law Department (by Assistant Mayor Rose)

Assistant Mayo Rose stated our hands are tied again as far as the Budget Commission coming in and trying to put an RFP together to outsource the City’s legal services. It's going to be a huge problem and they will soon start to realize how much of a cost doing this could be, not just the legal fees but depending on the type of company coming in they might not be representing the City and taking care of the citizens.

Solicitor Andreoni stated he has submitted a report to the Budget Commission on why this is not legal.

5. Police Contract (by Assistant Mayor Rose)

Assistant Mayor Rose stated that the Budget Commission is negotiating the Police contract and a few issues need to be addressed. He knows the City can't comment on the negotiations however it should be noted the EPPD, over the past years, for the last four times their contracts were up, the department stepped up to the plate. They had no pay raises for the last 4 terms. They were one of the first to offer co-sharing for health care. Their contract didn't even need to be opened and when we had the issue with the State Police Audit they did some research and found that our department wasn't top heavy. It's a well run facility and we need to take this all into consideration when doing the contracts.

D. Resolutions

1. A Resolution in support of overturning the United States Supreme Court Ruling in Citizens United vs. Federal Election Commission

WHEREAS, we the people adopted and ratified the United States Constitution to protect the free speech and other rights of people not corporations; and
WHEREAS, corporations are not people but instead are entities created by the law of states and nations; and
WHEREAS, for the past three decades, a divided United States Supreme Court has erroneously transformed the First Amendment into a powerful tool for corporations seeking to evade and invalidate the people’s laws; and
WHEREAS, this corporate misuse of the First Amendment and Constitution has reached an extreme conclusion in the United States Supreme Court’s ruling in Citizens United vs. Federal Election Commission; and
WHEREAS, Citizens United v. Federal Election Commission overturned longstanding precedent prohibiting corporation from spending corporate general treasury funds in our elections; and
WHEREAS, Citizens United v. Federal Election Commission unleashes a torrent of corporate money in our political process unmatched by any campaign expenditure totals in United States history; and
WHEREAS, Citizens United v. Federal Election Commission purports to invalidate state laws and even state constitutional provisions separating corporate money from elections; and
WHEREAS, Citizens United v. Federal Election Commission presents a serious and direct threat to our republican democracy; and
WHEREAS, Article V of the United States Constitution empowers and obligates the people and states of the United States of America to use the constitutional amendment process to correct those egregiously wrong decisions of the United States Supreme Court that go to the heart of our democracy and republican self-government; and
WHEREAS, the people and states of the United States of America have strengthened the nation and preserved liberty and equality for all by using the amendment process throughout our history, including in seven of the ten decades of the 20th century and including to reverse seven erroneous Supreme Court decisions.
NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of East Providence calls upon the United States Congress to pass and send to the states for ratification a constitutional amendment to reverse Citizens United v. Federal Election Commission and to restore constitutional rights and fair elections to the people.
This resolution shall become effective upon its passage.

Requested by: Councilwoman Kleyla

A motion to approve the resolution is made by Councilwoman Kleyla, seconded by Assistant Mayor Rose and on a roll call vote the motion passes 4-1 with Councilman DiGioia voting Nay.

E. Introduction of Ordinances

1. An ordinance regarding a stop sign on Burnside Avenue at Harris Street.

AN ORDINANCE IN AMENDMENT OF CHAPTER 18 OF THE REVISED ORDINANCES OF THE CITY OF EAST PROVIDENCE, RHODE ISLAND, 1998, AS AMENDED, ENTITLED “VEHICLES AND TRAFFIC”

SECTION I. Section 18-269 entitled “Stop and yield intersections designated; when stops required” of Article IX entitled “Stop Intersections” of Chapter 18 entitled “Vehicles and Traffic” is amended by adding there to the following:
Burnside Avenue (westbound traffic) at Harris Street

SECTION II. This ordinance shall take effect upon second passage and all ordinances and parts of ordinances inconsistent herewith are hereby repealed.

Requested By: Assistant Mayor Rose

Director Coutu stated the residents in the area are concerned as it is somewhat of a blind spot and a stop sign would be of benefit.
A motion to approve the ordinance for first passage is made by Assistant Mayor Rose, seconded by Councilwoman Kleyla and on a roll call vote it is unanimous.

D. Communications
1. Freddie Rybka, 9 Cozzens Avenue (02915) requesting to address the Council regarding the deterioration of the infrastructure of the City.

Mr. Rybka stated that Pawtucket Avenue in the Riverside area has been all dug up by National Grid and he would like Director Coutu to get them back there as they did not fill in the holes they created correctly.

Director Coutu stated he will check with RI DOT who would have given them the permits to get them back to inspect the areas and re-do the ones that need to be done and he will get that information to Mr. Rybka. Director Coutu also announced that the Pawtucket Avenue Bridge will reopen to pedestrians per the City's request to RI DOT.

X. ADJOURNMENT

A motion to approve the ordinance for first passage is made by Assistant Mayor Rose, seconded by Councilwoman Kleyla and on a roll call vote it is unanimous.

Approved By Council: November 20, 2012

Attest: ____________________________

City Clerk

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