

MONDAY, APRIL 16, 2018
WOONSOCKET CITY COUNCIL AGENDA
CITY COUNCIL PRESIDENT DANIEL M. GENDRON PRESIDING
6:30 PM. – HARRIS HALL
169 MAIN STREET, WOONSOCKET, RHODE ISLAND 02895

PUBLIC HEARING

- 18 O 08 In amendment of the Code of Ordinances, City of Woonsocket, Rhode Island Appendix C, Entitled "Zoning" regulating micro-lofts, micro-apartments and studios.-Murray
- 18 CO 14* A communication from Planning Board Chairman submitting response to request for advice and recommendation regarding micro-lofts, micro-apartments and studios.
- 18 O 10 Amending Chapter 12, Entitled 'Housing' Article I, Entitled 'In General' Article XII, Entitled 'Rooming Houses' and Chapter 13.37, Entitled 'Licensing of Rooming Houses' of the Code of Ordinances of the City of Woonsocket, Rhode Island.-Fagnant
- 18 O 11 In amendment of the Code of Ordinances, City of Woonsocket, R.I. Appendix C, Entitled "Zoning" regarding "Various Technical Changes".-Fagnant
- 18 CO 15* A communication from Planning Board Chairman submitting response to request for advice and recommendation regarding "Various Technical Changes".

REGULAR MEETING
AT 7:00 P.M.

1. **ROLL CALL**
 2. **PRAYER**
 3. **PLEDGE OF ALLEGIANCE**
 4. **CITIZENS GOOD AND WELFARE**
(Please limit comments to five minutes)
 5. **APPROVAL/CORRECTION OF MINUTES OF REGULAR MEETING HELD APRIL 2ND**
 6. **CONSENT AGENDA**
All items on the consent agenda are indicated with an asterisk (*).
 7. **COMMUNICATIONS FROM MAYOR**
- 18 M 07 From Mayor requesting to address the City Council regarding correspondence with the Mayor's Office and events within the City.
8. **COMMUNICATIONS FROM CITY OFFICERS**
- 18 CO 13* A communication from Planning Board Chairman regarding 2017 Annual Report.
- 18 CO 16* From Director of Public Works regarding petition for National Grid.
- 18 CO 17* Opinion of City Solicitor regarding claim of KTB Enterprises, LLC/Bonollo v. City of Woonsocket.
9. **AGENDA FOR BOARD OF LICENSE COMMISSIONERS**
- 18 LC 15 Public hearing on application of 1st Class Victualing license for Town Pizza 2 of 1049 Cass Avenue.
- 18 LC 16 Application of licenses and renewal of licenses (listing attached).

10. COMMUNICATIONS AND PETITIONS

- 18 CP 25 A request of Mr. David Silvia to address the City Council regarding handicapped parking sign and space.
18 CP 26* Monthly odor report from CH2M Hill.
18 CP 27 Request of Councilman Cournoyer to address the following items:
1. Budget / Financial Condition.
2. Electricity Contract.
3. The hiring of legal counsel in connection with contract negotiations / Ordinance 17-O-74.

11. GOOD AND WELFARE
(Five minute limit, per Council Rules of Order)

12. ORDINANCES TABLED UNTIL THIS MEETING

- 18 O 08 In amendment of the Code of Ordinances, City of Woonsocket, Rhode Island Appendix C, Entitled "Zoning" regulating micro-lofts, micro-apartments and studios.-Murray
18 O 10 Amending Chapter 12, Entitled 'Housing' Article I, Entitled 'In General' Article XII, Entitled 'Rooming Houses' and Chapter 13.37, Entitled 'Licensing of Rooming Houses' of the Code of Ordinances of the City of Woonsocket, Rhode Island.-Fagnant
18 O 11 In amendment of the Code of Ordinances, City of Woonsocket, R.I. Appendix C, Entitled "Zoning" regarding "Various Technical Changes".-Fagnant

13. ORDINANCES PASSED FOR THE FIRST TIME MARCH 19TH

- 18 O 03 Authorizing the sale of building and real property located at 706 Social Street, Woonsocket, Rhode Island, Assessor's Plat 21, Lot 47, Plat 21, Lot 48 & Plat 21-154 to Gary Fernandes.-Gendron & Murray
18 O 12 Amending Chapter 13 Entitled, "Licenses and Permits" of the Code of Ordinances, City of Woonsocket.-Fagnant
18 O 13 Placing on the ballot for the Special Referendum to be held on Tuesday, June 12, 2018, a question amending the City of Woonsocket Home Rule Charter to allow for a five member School Committee whose members shall be elected.-Gendron, Cournoyer & Brien

14. NEW ORDINANCES

- 18 O 14 Granting National Grid permission to install joint Pole P3-84 on Newland Avenue.-Gendron
18 O 15 Transferring Funds (Contingencies to Bd of Library Trustees).-Cournoyer
18 O 16 In amendment of the Code of Ordinances, City of Woonsocket, Rhode Island Appendix C, Entitled "Zoning" regulating Indoor Farming.-Fagnant, Murray & Beauchamp
18 O 17 Authorizing, approving and directing the engagement of certain law firms to represent the City of Woonsocket in potential litigation against contributors of opioid addiction crisis.-Beauchamp & Murray

15. RESOLUTIONS TABLED UNTIL THIS MEETING

- 18 R 38 Granting permission to use City property.-Gendron

16. NEW RESOLUTIONS

- 18 R 39 Authorizing the cancellation of certain taxes.-Gendron
18 R 40 Authorizing the cancellation of certain taxes.-Gendron
18 R 41 Granting permission to use City property.-Gendron
18 R 42 Granting permission to use City property.-Gendron

18 R 43

Authorizing the engagement of outside legal counsel as representation for the City of Woonsocket & Woonsocket Regional Wastewater Commission for the arbitration matter with Synagro Northeast, LLC.-Gendron

17. ADJOURNMENT

For additional information or to request interpreter services, or other special services for the hearing impaired, please contact City Clerk Christina Harmon-Duarte three days prior to the meeting at (401) 762-6400, or by the Thursday prior to the meeting.

Posted April 12, 2018

Monday, April 2, 2018

At a regular meeting of the City Council, in the City of Woonsocket, County of Providence, State of Rhode Island in Harris Hall on Monday, April 2, 2018 at 7 P.M.

All members are present.

The prayer is read by the Clerk. The Pledge of Allegiance is given by the assembly.

The following person addressed the council under citizens good and welfare: Dennis Desaulniers.

Upon motion of Councilwoman Murray seconded by Councilman Beauchamp it is voted that the minutes of the regular meeting held March 19th be approved as submitted, a voice vote on same being unanimous.

Upon motion of Councilman Beauchamp seconded by Councilors Brien and Murray it is voted that the consent agenda be approved as submitted, a voice vote on same being unanimous.

The following items were listed on the consent agenda:

- 18 M 05 A communication from Mayor appointing Richard Levesque as a member of the Woonsocket Housing Authority.
- 18 CO 10 A communication from Public Works Director regarding appointment of tree warden.
- 18 CO 11 A communication from City Solicitor regarding property damage claim of Karen G. Lareau.
- 18 CO 12 A communication from City Solicitor regarding property damage claim of Jason Laliberte.
- 18 M 06 A communication from Mayor requesting to address the City Council regarding correspondence with the Mayor's Office and events within the City is read by title.
- 18 LC 13 An application of L.E. Inc. d/b/a Peking Tokyo/China Star at 754 Front Street to hold first class victualing license, which was advertised for hearing on this date, is read by title, and

Upon motion of Councilman Beauchamp seconded by Councilors Brien and Murray it is voted that the license be granted, a voice vote on same being unanimous. Kim Fung addressed the council.

- 18 LC 14 Upon motion of Councilwoman Murray seconded by Councilman Beauchamp it is voted that the following licenses be granted, a voice vote on same being unanimous: 8 applications for renewal of coin-operated machine license, 14 applications for renewal of holiday sales license, 2 applications for renewal of pool table license, 7 applications for renewal of quarterly entertainment license, 4 applications for renewal of second hand dealer license, 2 applications for renewal of street vendor license and 3 applications for renewal of tobacco sales license.

A motion was made by Councilwoman Murray and seconded Councilman Beauchamp to table 1 application for Class F license and 1 tobacco license (Mendon Road), a voice vote on same being unanimous.

A motion was made by Councilman Cournoyer seconded by Councilman Beauchamp to table 2 applications for holiday sale license for Dominican Deli Market and LaPlacita International Meat Market, 1 application of Back Street Sport Bar for pool table license, 2 applications for quarterly entertainment license from Aly's Pub and Back Street Sport Pub until next meeting or until such time as they pay their taxes, a voice vote on same being unanimous.

A motion was made by Councilman Cournoyer seconded by Councilwoman Murray to delete the words "with extension to, etc., etc." from any quarterly entertainment license, a voice vote on same being unanimous. The application, as amended, was approved unanimously by a voice vote.

18 CP 21 A request of David Silvia to address the City Council regarding handicapped parking sign and space is read by title. Mr. Silvia was not present.

Upon motion of Councilman Cournoyer seconded by Councilman Brien it is voted to dispense with the regular order of business and take up the following:

18 O 03 An ordinance authorizing the sale of building and real property located at 706 Social Street to Gary Fernandes which was tabled at the meeting of February 5th, is read by title, and

Upon motion of Councilwoman Murray seconded by Councilman Cournoyer it is voted that the ordinance be passed for the first time, a roll call vote on same being unanimous. Councilman Fagnant recused himself from the discussion and the vote.

18 CP 22 A request of Councilman Cournoyer to address the following items: economic development-the former Middle School Redevelopment Project/Tai-O Group, including comments and concerns raised by the Mayor and Planning & Development Director, Resolution 18 R 17 regarding marijuana cultivation, and budget, financial condition.

18 CP 23 A request of Councilwoman Sierra to address the following issues: parking lot lighting and recent developer incentives.

18 CP 24 A request of Councilman Fagnant to address the following items: request of David Silvia that I speak on his behalf regarding handicap parking sign an space at his residence, 114 Paradis Avenue, appraisal report for property located at 25 Cumberland Hill Road former incinerator, February 13, 2018, forty four thousand dollars (\$44,000), appraisal report for property located at 65 Fifth Avenue (formerly 5th Avenue School Building) May 10th, 2016, eighty-eight thousand dollars (\$88,000) unsolicited offer by Gambian Group of twenty thousand dollars(\$20,000).

The following remarks are made under good and welfare:

Councilman Brien addressed the Finance Director regarding the status of the Renewable Energy RFP. He announced the presentation of a citation to Emily Laramée of the Art Den with colleagues Councilwoman Murray and President Gendron and extended their congratulations.

Councilman Cournoyer addressed school contract committee and hiring of Atty. Ruggerio.

Councilman Fagnant spoke about ordinance to hire attorneys and repeal of the ordinance. He asked about the status of Tara Cruz resolution. He addressed the increase in revaluation assessments. He asked about status of various pending legislation (18-R-02 & 18-R-09). He spoke about Woonsocket's May 5th rabies clinic.

Councilwoman Murray spoke about Earth Day on April 22nd behind historical society at 10 AM sponsored by the Woonsocket Downtown Collaborative. She stated that Tara Cruz resolution was approved.

Councilwoman Sierra passed.

President Gendron questioned the previous handicap parking ordinances that have been passed. He asked Mayor about applying refund on automobile taxes to water bills.

Councilman Beauchamp addressed Public Works Director regarding Manila Avenue needing some road work attention.

18 O 06 An ordinance in amendment of Chapter 3 entitled "Alcoholic Beverages", which was passed for the first time on March 19th, is read by title, and

Upon motion of Councilwoman Murray seconded by Councilman Cournoyer it is voted that the ordinance be passed, a roll call vote on same being 6-1 with Councilman Fagnant voting no.

18 O 12 An ordinance amending Chapter 13 entitled "Licenses and Permits" of the Code of Ordinances, is read by title, and

A motion is made by Councilman Fagnant seconded by Councilman Beauchamp that the ordinance be passed, however, before this is voted on

Upon motion of Councilman Fagnant seconded by Councilman Beauchamp it is voted that the ordinance be passed amended as follows: In third Whereas delete "increase" and insert "fee". In third Whereas and in Section 1 delete "One Hundred Seventy Five Dollars (\$175)" and insert "Two Hundred Fifty Dollars (\$250)". This amendment is voted on and passed unanimously on a roll call vote. The ordinance, as amended, is then voted on and passed for the first time unanimously.

18 O 13 An ordinance placing on the ballot for the Special Referendum to be held Tuesday, June 12, 2018, a question amending the City of Woonsocket Home Rule Charter to allow for a five member School Committee whose members shall be elected is read by title, and

A motion was made by Councilman Cournoyer seconded by Councilman Brien that the ordinance be passed for the first time, however before this is voted on, lengthy discussion was held and upon motion of Councilman Cournoyer seconded by Councilman Brien it is voted to move the question. That motion passed on a 5-2 roll call vote with Councilors Fagnant and Murray voting no. The ordinance is then voted on and passed for the first time on a 4-3 roll call vote with Councilors Beauchamp, Fagnant and Murray voting no.

18 R 33 A resolution authorizing the cancellation of certain taxes is read by title, and

Upon motion of Councilman Beauchamp seconded by Councilman Brien it is voted that the resolution be passed, a voice vote on same being unanimous.

18 R 34 A resolution reappointing Suzanne J. Vadenais as Clerk of the Board of Canvassers and Registration of the City of Woonsocket is read by title, and

Upon motion of Councilman Brien seconded by Councilman Fagnant it is voted that the resolution be passed, a voice vote on same being unanimous.

18 R 35 A resolution appointing Donald Sepe as tree warden for the City of Woonsocket is read by title, and

Upon motion of Councilwoman Murray seconded by Councilmen Beauchamp and Brien it is voted that the resolution be passed, a voice vote on same being unanimous.

18 R 36 A resolution instructing Mayor, by and through her administration, to issue a request for proposal for shower installation and new signage for the Woonsocket Animal Shelter is read by title, and

Upon motion of Councilman Cournoyer seconded by Councilman Brien it is voted that the resolution be passed, a voice vote on same being unanimous.

18 R 37 A resolution granting permission to use City property is read by title, and

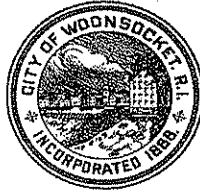
Upon motion for Councilwoman Murray seconded by Councilman Fagnant it is voted that the resolution be passed, a voice vote on same being unanimous.

18 R 38 A resolution granting permission to use City property is read by title, and

Upon motion of Councilman Cournoyer seconded by Councilman Fagnant it is voted that the resolution be tabled, a voice vote on same being unanimous.

Upon motion of Councilman Beauchamp seconded by Councilwoman Murray it is voted that the meeting be and it is hereby adjourned at 9:46 P.M.

Attest: Christina Harmon-Duarte City Clerk



OFFICE OF THE MAYOR
WOONSOCKET, RHODE ISLAND

April 11, 2018

The Honorable City Council
Legislative Chambers
Woonsocket City Hall
169 Main Street
Woonsocket, RI 02895

Dear Council Members:

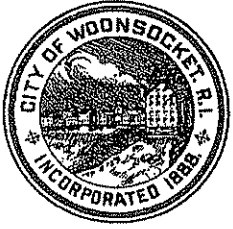
Pursuant to Chapter IV, Section 11 of the Home Rule Charter, I respectfully request to speak at the April 16, 2018 City Council meeting regarding correspondence with the Mayor's Office and events within the City.

Thank you for your consideration.

Sincerely,


Mayor Lisa Baldelli-Hunt

cc: Christina Duarte, City Clerk



CITY OF WOONSOCKET, RHODE ISLAND

WOONSOCKET PLANNING BOARD

C/O DEPARTMENT OF PLANNING & DEVELOPMENT

City Hall • 169 Main Street • Post Office Box B

Woonsocket, Rhode Island 02895-4379

April 04, 2018

The Honorable Members of the Woonsocket City Council
City of Woonsocket, Rhode Island
City Hall – 169 Main Street
Woonsocket, Rhode Island 02895

Subject: 2017 Annual Report • Woonsocket Planning Board

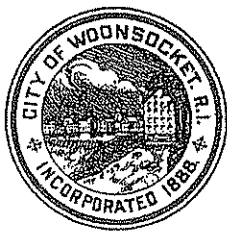
Dear Mayor:

The Woonsocket Planning Board is pleased to submit to the Woonsocket City Council its *2017 Annual Report of Activities*.

If you have any questions regarding this or any other matter, or, if you require any additional information, please do not hesitate to contact this office at any time.

Respectfully Submitted,

George Sargent, Chairman



CITY OF WOONSOCKET

WOONSOCKET PLANNING BOARD

C/O Department of Planning & Development

City Hall – 169 Main Street - Woonsocket, Rhode Island 02895-

4379

Request for Advice & Recommendation from the City Council

18-0-08 – In Amendment of the Code of Ordinances of the City of Woonsocket, Rhode Island, Appendix C, Entitled “Zoning” regulating Micro-Lofts, Micro-Apartments and Studios

Regarding a proposed Amendment to the City of Woonsocket, Rhode Island’s Zoning Ordinance, as enacted December 19, 1994 and amended to January 4, 2017, the City Council of the City of Woonsocket, Rhode Island, pursuant to § 45-24-52 *Adoption – Review by planning board or commission* of the Rhode Island Zoning Enabling Act of 1991, and §17.2 *Planning Board Review and Recommendations* of the *Zoning Ordinance of the City of Woonsocket* has referred the above titled matter to the Woonsocket Planning Board, created by *Chapter X Article 6 of the Woonsocket Home Rule Charter*, in accordance with §§ “(e) *Submit an opinion on all proposed amendments to the city zoning ordinance, to the city council and the mayor, and report to the city council or to the mayor or any matter that may be referred to the planning board by the city council or by the mayor*” for advice and recommendation.

After a public hearing conducted by the Woonsocket Planning Board, at its meeting on April 3, 2018, which was duly advertised and posted in accordance with the Rhode Island Open Meetings Act (R.I.G.L. 42-46) and at which testimony was received on the above referenced matter, duly resolved, based by facts admitted in evidence, as follows:

Findings of Facts:

- That the subject matter was received by the Woonsocket City Council at their regular meeting of Monday, March 19, 2018, where it was received, placed on file, ordered advertised in accordance with R.I.G.L. 45-24-53, referred to the Woonsocket Planning Board and the Associate Director of the Rhode Island Department of Administration.
- That the Woonsocket Planning Board received an explanation of the purposed and effect of the proposed ordinance titled above from the City Planner/Administrative Officer and the staff of the Department of Planning & Development.

- That the City Planner/Administrative Officer of the Department of Planning & Development briefed the Planning Board on the compliance and consistency of the titled matter with the provisions of the Woonsocket Comprehensive Plan 2012 and the “general purposes of zoning ordinances” as outlined in R.I.G.L. 45-24-30 and §§1.2 & 1.3 of the Zoning Ordinance of the City of Woonsocket as enacted December 19, 1994 and amended to January 4, 2017, as follows:

- 1) *Diversify housing options for present and future residents.*

The Board is satisfied that these housing typologies will help to retain and attract residents to the City, specifically to the Downtown area, providing a new housing option to the existing mix of residential units.

- (2) *Providing for orderly growth and development that recognizes:*

- (i) *The goals and patterns of land use contained in the comprehensive plan of the city or town adopted pursuant to chapter 22.2 of this title;*

The Board is satisfied that the proposed amendment is consistent with the goals and patterns of land use contained in the Woonsocket Comprehensive Plan 2012 as recommended by the Planning Board of February 1, 2012, enacted by the Woonsocket City Council on April 4, 2012 and approved by the Director of the Rhode Island Department of Administration on April 24, 2012. The Board believes that the proposed Amendment promulgates the enactment of such legislation as consistent with the goals and objectives of the Plan by providing a wider array of housing options.

- vii) *The use of innovative development regulations and techniques.*

The Planning Board is convinced that the amendment to allow these housing typologies in the Downtown area is an innovative use of development regulations and techniques to the betterment of the community.

- (3) *Preserve the City's existing housing stock in order to protect the health, safety and financial wellbeing of City residents. Promoting small scale development that enhances and supports the existing economic and social fabric of the City's neighborhoods. Recognize and preserve housing and neighborhood resources that contribute to the City's viability and heritage.*

The Board believes that the inclusion of these residential typologies in the Downtown area will incentivize the reuse of existing structures and create viability of small scale investment projects that will help to preserve the social, economic matrix and the architectural heritage that defines the Downtown environment and its sustainability.

- (4) *Improve the stability and desirability of the City's older neighborhoods as places to live.*

The Planning Board is convinced that new and sustainable housing typologies such as micro-lofts, micro-apartments and studios will greatly add to the stability and desirability of the Downtown area by providing housing options in the historic centre of the City, potentially retaining existing residents and attracting new ones that are looking for smaller units while partaking in the Main Street environment offered by the City Centre.

- (5) Providing for procedures for the administration of the zoning ordinance, including, but not limited to, variances, special-use permits, and, where adopted, procedures for modifications.

The Planning Board is convinced that the proposed amendment establishes a reasoned and responsible series of procedures under the provisions of the Zoning Ordinance to protect individual rights under the Act.

- That the Woonsocket Planning Board agrees with the recommendations of the City Planner/Administrative Officer and the staff of the Department of Planning & Development in these conclusions.
- That no remonstrants appeared before the Woonsocket Planning Board to address the titled matter.

MOTION made by Member Pratt and seconded by Vice Chairman Finlay that in accordance with the procedures for Amendments to the Zoning Ordinance of the City of Woonsocket, Rhode Island, the Woonsocket Planning Board hereby finds the proposed Amendment entitled "*In Amendment of the Code of Ordinances of the City of Woonsocket, R.I. Appendix C, Entitled "Zoning" regarding "Various Technical Changes"*" is consistent with Woonsocket Comprehensive Plan Amendment 2012 and the General Purposes of Zoning Ordinances as contained in R.I.G.L. 45-24-30.

Vote on the Motion:

Member Capwell	YES
Secretary Crisafulli	ABSENT
Mr. Finlay	YES
Mr. Pratt	YES
Mr. Sargent	YES

Vote: 4 Yes 0 No 0 Abstain **Motion Passes**

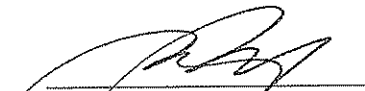
Certification:

This is to certify that the above statement of *Finding of Facts & Decision* reflects the action of the Woonsocket Planning Board at their regularly scheduled meeting of April 3, 2018, a quorum being present throughout, in accordance with R.I.G.L. §45-24-52 and §17.2 of the *Zoning Ordinance of the City of Woonsocket, Rhode Island*, As Amended. This is true and accurate recording of such action and is intended to be a part of the official record of the Woonsocket Planning Board and duly recorded in the Land Evidence Office of the City of Woonsocket, Rhode Island, as attested hereinafter.

Certified:

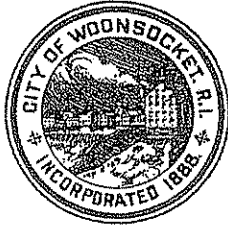


 George Sargent, Chairman
 Woonsocket Planning Board



 Rui G. Almeida, City Planner
 Administrative Officer

Dated: April 4, 2018 at Woonsocket, R.I.



CITY OF WOONSOCKET

WOONSOCKET PLANNING BOARD

C/O Department of Planning & Development

City Hall – 169 Main Street - Woonsocket, Rhode Island 02895-4379

Request for Advice & Recommendation from the City Council

18-0-11 – In Amendment of the Code of Ordinances of the City of Woonsocket, Rhode Island, Appendix C, Entitled “Zoning” regarding “Various Technical Changes”

Regarding a proposed Amendment to the City of Woonsocket, Rhode Island’s Zoning Ordinance, as enacted December 19, 1994 and amended to January 4, 2017, the City Council of the City of Woonsocket, Rhode Island, pursuant to § 45-24-52 *Adoption – Review by planning board or commission* of the Rhode Island Zoning Enabling Act of 1991, and §17.2 *Planning Board Review and Recommendations* of the *Zoning Ordinance of the City of Woonsocket* has referred the above titled matter to the Woonsocket Planning Board, created by *Chapter X Article 6* of the *Woonsocket Home Rule Charter*, in accordance with §§ “(e) *Submit an opinion on all proposed amendments to the city zoning ordinance, to the city council and the mayor, and report to the city council or to the mayor or any matter that may be referred to the planning board by the city council or by the mayor*” for advice and recommendation.

After a public hearing conducted by the Woonsocket Planning Board, at its meeting on April 3, 2018, which was duly advertised and posted in accordance with the Rhode Island Open Meetings Act (R.I.G.L. 42-46) and at which testimony was received on the above referenced matter, duly resolved, based by facts admitted in evidence, as follows:

Findings of Facts:

- That the subject matter was received by the Woonsocket City Council at their regular meeting of Monday, March 19, 2018, where it was received, placed on file, ordered advertised in accordance with R.I.G.L. 45-24-53, referred to the Woonsocket Planning Board and the Associate Director of the Rhode Island Department of Administration.
- That the Woonsocket Planning Board received an explanation of the purposed and effect of the proposed ordinance titled above from the City Planner/Administrative Officer and the staff of the Department of Planning & Development.

- That the City Planner/Administrative Officer of the Department of Planning & Development briefed the Planning Board on the compliance and consistency of the titled matter with the provisions of the Woonsocket Comprehensive Plan 2012 and the “*general purposes of zoning ordinances*” as outlined in R.I.G.L. 45-24-30 and §§1.2 & 1.3 of the Zoning Ordinance of the City of Woonsocket as enacted December 19, 1994 and amended to January 4, 2017, as follows:

- 1) *Promoting the public health, safety, and general welfare.*

The Board is satisfied that the responsible control of such facilities as rooming, boarding, and/or lodging facilities promoted the public health, safety, and general welfare.

- (2) *Providing for orderly growth and development that recognizes:*

- (i) *The goals and patterns of land use contained in the comprehensive plan of the city or town adopted pursuant to chapter 22.2 of this title;*

The Board is satisfied that the proposed amendment is consistent with the goals and patterns of land use contained in the Woonsocket Comprehensive Plan 2012 as recommended by the Planning Board of February 1, 2012, enacted by the Woonsocket City Council on April 4, 2012 and approved by the Director of the Rhode Island Department of Administration on April 24, 2012. The Board believes that the proposed Amendment promulgates the enactment of such legislation as consistent with the goals and objectives of the Plan by providing governance of such uses in a reasoned and responsible manner.

- vii) *The use of innovative development regulations and techniques.*

The Planning Board is convinced that the control of such facilities is an innovative use of development regulations and techniques to the betterment of the community.

- (10) *Promoting safety from fire, flood, and other natural or unnatural disasters.*

The Board believes that the strict control and limitation of such facilities promotes a safe environment with respect to happenstance of fire, flood, and other natural or unnatural disasters.

- (15) *Providing for procedures for the administration of the zoning ordinance, including, but not limited to, variances, special-use permits, and, where adopted, procedures for modifications.*

The Planning Board is convinced that the proposed amendment establishes a reasoned and responsible series of procedures under the provisions of the Zoning Ordinance to protect individual rights under the Act.

- That the Woonsocket Planning Board agrees with the recommendations of the City Planner/Administrative Officer and the staff of the Department of Planning & Development in these conclusions.
- That no remonstrants appeared before the Woonsocket Planning Board to address the titled matter.

MOTION made by Vice Chairman-Finlay and seconded by Member Capwell that in accordance with the procedures for Amendments to the Zoning Ordinance of the City of Woonsocket, Rhode Island, the Woonsocket Planning Board hereby finds the proposed Amendment entitled "In Amendment of the Code of Ordinances of the City of Woonsocket, R.I. Appendix C, Entitled "Zoning" regarding "Various Technical Changes" is consistent with Woonsocket Comprehensive Plan Amendment 2012 and the General Purposes of Zoning Ordinances as contained in R.I.G.L. 45-24-30.

Vote on the Motion:

Member Capwell	YES
Secretary Crisafulli	ABSENT
Mr. Finlay	YES
Mr. Pratt	YES
Mr. Sargent	YES

Vote: 4 Yes 0 No 0 Abstain **Motion Passes**

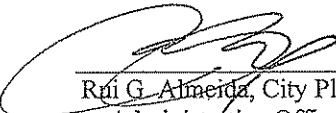
Certification:

This is to certify that the above statement of *Finding of Facts & Decision* reflects the action of the Woonsocket Planning Board at their regularly scheduled meeting of April 3, 2018, a quorum being present throughout, in accordance with R.I.G.L. §45-24-52 and §17.2 of the *Zoning Ordinance of the City of Woonsocket, Rhode Island*, As Amended. This is true and accurate recording of such action and is intended to be a part of the official record of the Woonsocket Planning Board and duly recorded in the Land Evidence Office of the City of Woonsocket, Rhode Island, as attested hereinafter.

Certified:



George Sargent, Chairman
Woonsocket Planning Board



Rui G. Almeida, City Planner
Administrative Officer

Dated: April 4, 2018 at Woonsocket, R.I.



City of Woonsocket
Department of Public Works
Engineering Division

Lisa Baldelli-Hunt
Mayor

Steven D'Agostino
Director

18 CO 16

3 April 2018

The Honorable City Council
Legislative Chambers
City Hall – 169 Main Street
Woonsocket, RI 02895

Re: Petition from National Grid

Dear Councilors,

On the docket for this evening is a petition from National Grid requesting permission to install Pole P3-84 on Newland Avenue in the City of Woonsocket.

They are also requesting permission to connect and maintain any wires and fixtures, as needed, to aforementioned pole.

The Engineering Division has reviewed the plan and found it to be acceptable.

Respectfully,

Steven D'Agostino
Director of Public Works

CITY OF WOONSOCKET, RHODE ISLAND
LAW DEPARTMENT

April 11, 2018

Woonsocket City Council
169 Main Street
P.O. Box B
Woonsocket, RI 02895

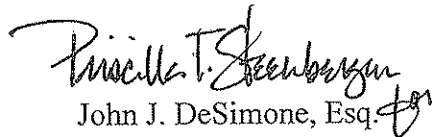
RE: KTB Enterprises, LLC/Bonollo v. City of Woonsocket

Dear Councilors:

Attached, please find a Notice of Claim, which was received by the City related to a taxation matter with KTB Enterprises, LLC for property located at 87 Dulude Avenue. I recommend that the City deny action in this matter at this time, and refer it to the Rhode Island Interlocal Trust, who provides coverage for such claims under the City's policy of insurance.

If you have any questions or concerns, please do not hesitate to contact me

Sincerely,



John J. DeSimone, Esq.
City Solicitor

JJD/ps
Enclosure

Richard E. Kyte, Jr.
Attorney at Law P.C.

15 Colony Avenue
Warwick, RI 02886

401.954.2705
rkytel@cox.net

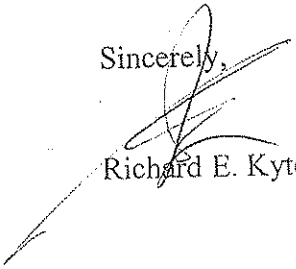
March 27, 2018

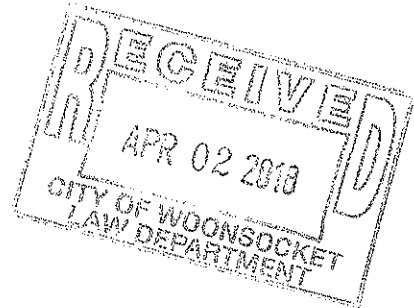
Christine Harmon-Duarte, City Clerk
169 Main Street
Woonsocket, RI 02895

RE: KTB Enterprise, LLC
Claim under GLRI 45-15-5

Dear Ms. Harmon-Duarte:
Please find claim under GLRI 45-15-5 by KTB Enterprises, LLC to be presented
before the next City Council Meeting as its agenda allows.

Sincerely,


Richard E. Kyte, Jr.



**Richard E. Kyte, Jr.
Attorney at Law P.C.**

**15 Colony Avenue
Warwick, RI 02886**

**401.954.2705
rkytel@cox.net**

March 27, 2018

The Honorable City Council
169 Main Street
Woonsocket, RI 02895

NOTICE OF CLAIM PURSUANT TO GLRI 45-15-5

**KTB ENTERPRISES, LLC, THOMAS BONOLLO
and KAREN BONOLLO**

V.

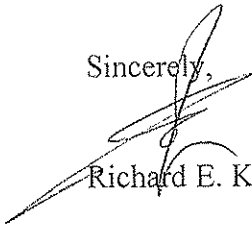
**KERRY VASOTURA in her capacity as City Treasurer
and Christine Chamberland in her capacity as Finance
Director of City of Woonsocket**

1. KTB ENTERPRISES, LLC (KTB) is a duly organized limited liability company under the laws of Rhode Island.
2. Thomas Bonollo and Karen Bonollo are members of KTB.
3. Claims are made against Kerry Vasotura in her capacity as City Treasurer and Christine Chamberland in her capacity as Finance Director of the City of Woonsocket. (City of Woonsocket) .
4. KTB is the title owner of a certain parcel of real estate designated as 87 Dulude Avenue, Woonsocket, RI.
5. During the tax year 2015 City of Woonsocket failed to properly apply payment made by KTB to satisfy tax obligation.
6. During the tax year 2015 City of Woonsocket negligently deposited monies tendered by KTB into accounts other than the accounts designated for receipt of tax payments.
7. As a result the City of Woonsocket did improperly record the amounts tendered by KTB the payment of taxes assessed on 87 Dulude Avenue, Woonsocket, RI
8. As further result City of Woonsocket did notice for tax sale 87 Dulude Avenue Woonsocket, RI despite the objection by KTB.
9. On or about Jaunary 21, 2016 City of Woonsocket did negligently convey 87 Dulude Avenue Woonsocket, RI at tax sale.
10. As result, KTB did incur great expense in the redemption of 87 Dulude Avenue, Woonsocket, RI

11. As further result, KTB did incur great expense in preventing the foreclosure of redemption including but not limited attorney's fees and other damages.

WHEREFORE: KTB, LLC together with Thomas Bonollo and Karen Bonollo make claim against the City of Woonsocket in the amount of \$250,000.00 together with interest cost and reasonable attorney's fees.

Sincerely,

A handwritten signature in black ink, appearing to read "Richard E. Kyte, Jr.", written over the typed name.

Richard E. Kyte, Jr.

*****NEW LICENSE APPLICATION*****

CITY CLERK'S OFFICE
WOONSOCKET, RI 02895
1ST CLASS VICTUALING
Lic. #

FEE: \$50.00

DATE: 03-23-18

TOWN PIZZA 2

DAYS AND HOURS OF OPERATION Sun To Th 11-10 / Fr and Sat 11-11

of 1049 Cass Ave respectfully prays

to hold a **1ST CLASS VICTUALING LICENSE** to expire on **November 30, 2018**

✓ Phone Number: 6081 561-4288

✓ Mail License to: 65 Hartford Av east
Mendon MA 01756.

✓ [Signature]
Signature of Applicant

✓ HAKIM NEMIRI
Print Name

*****office use only - do not write below this line*****

In City Council

In City Council

4/16/2018

Read and ordered advertised

Petition

3/28, 4/4, 4/11

Date Paid: 3/23/2018

Date Issued: _____

CK. # 50.00 # 1005

DNV. # 1006 - \$ 225.00 (initials)

THE CALL
75 MAIN STREET
WOONSOCKET RI 02895

ORDER CONFIRMATION

Salesperson: CLASS LEGAL

Printed at 03/23/18 14:04 by cpell

Acct #: 2047

Ad #: 361925

Status: N

CITY OF WOONSOCKET CITY COUNCIL
169 MAIN STREET
WOONSOCKET RI 02895

Start: 03/28/2018 Stop: 04/11/2018
Times Ord: 3 Times Run: ***
LEG 1.00 X 45.00 Words: 73
Total LEG 45.00
Class: 100 LEGAL
Rate: CLE Cost: 214.81
Affidavits: 1

Contact: JUDY LABONTE
Phone: (401)767-9249ext
Fax#: (401)765-0022
Email: ccrowley@woonsocketri.org;
Agency: jbowman@woonsocketri.org

Ad Descrpt: CITY COUNCIL WOONSOCKET,
Given by: *
Created: cpell 03/23/18 14:00
Last Changed: cpe

COMMENTS:

Town Pizza 2, 1049 Cass Avenue.

PUB	ZONE	ED	TP	START	INS	STOP	SMTWTF
CALL	A			95 S 03/28	04/04,11		

AUTHORIZATION

Under this agreement rates are subject to change with 30 days notice. In the event of a cancellation before schedule completion, I understand that the rate charged will be based upon the rate for the number of insertions used.

Name (print or type)

Name (signature)

(CONTINUED ON NEXT PAGE)

THE CALL
75 MAIN STREET
WOONSOCKET RI 02895

ORDER CONFIRMATION (CONTINUED)

Salesperson: CLASS LEGAL

Printed at 03/23/18 14:04 by cpell

Acct #: 2047

Ad #: 361925

Status: N

**City Council
Woonsocket, RI**

Application to hold
a 1st Class Victualing
license has been made
at the office of the
City Clerk as follows:
**Town Pizza 2, 1049
Cass Avenue.**

City Council will hold a
public hearing on this
application in Harris
Hall, 169 Main St, on
Monday, April 16, 2018
at 7:00 PM.

All persons interested
and wishing to be heard
are invited to attend.

**Christina
Harmon-Duarte
Clerk of the
City Council**

AGENDA FOR BOARD OF LICENSE COMMISSIONERS

NEW LICENSES

CLASS F

Cops Walk Comedy Dinner, 53 Federal Street (April 28)
Riverz Edge, 196 Second Avenue (April 26)
Senior Services, Inc., 84 Social Street (May 3)

CLASS FI

St. Joseph's Church Club 50/50, 1200 Mendon Road

HOLIDAY SALES

M&M Wireless, 26 Main Street

TOBACCO

Dominican Deli Market, 268 South Main Street

RENEWALS

AUTOMOBILE JUNKYARD

Privilege Street Auto, 55 Privilege Street

COIN-OPERATED MACHINE

Amvets Club, 842 Social Street
Belhumeur-Duhamel American Legion Post #62, 19 Arnold Street
James Court Street Pub, 111 Main Street
Le Club Par-X, 36 Stanley Avenue
The Tyra Club, 119 West Street
Woonsocket Lodge of Elks #850, 380 Social Street

HOLIDAY SALES

Mattress Firm, 1500 Diamond Hill Road
Minuteman Liquors, 779 Park Avenue
Santo Domingo Market, 575 Mason Street

POOL TABLE/BILLIARDS

Amvets Club, 842 Social Street
Belhumeur-Duhamel American Legion Post #62, 19 Arnold Street
Club Lafayette, 289 Aylsworth Avenue
The Tyra Club, 119 West Street

TOBACCO

Lee's Convenience Store, 628 Social Street
Santo Domingo Market, 575 Mason Street

Duarte, Chris

From: David Silvia [davidsilvia60@gmail.com]
Sent: Tuesday, March 27, 2018 10:08 AM
To: Duarte, Chris; fagnantcouncilman2016
Subject: Re: David Silvia - Handicapped Parking Space

I request to appear for the Honorable Council on April ^{16,}~~27,~~ 2018 to further discuss the bias opinion received by the Traffic Division of the PD over my request for a Handicap Parking sign and space

David Silvia
114 Paradis Ave

401-226-9519



CH2M
11 Cumberland Hill Rd
Woonsocket RI 02895
Tel 401.356.1468
Fax 401.356.1478

April 2, 2018

The Honorable City Council
City Hall
Legislative Chambers
169 Main Street
Woonsocket, RI 02895

Subject: March 2018 Odor Report

Dear Councilors,

There were four (4) complaints filed with the Woonsocket Regional Wastewater Commission during the month of March 2018.

I've attached graphs of monthly odor complaints received since January of 2015 and yearly complaints received since 2008. I've also attached the monthly odor complaint log which outlines the details of the complaints as well as the possible or probable root causes.

If you have any questions or require additional information, please call me at 401.356.1468.

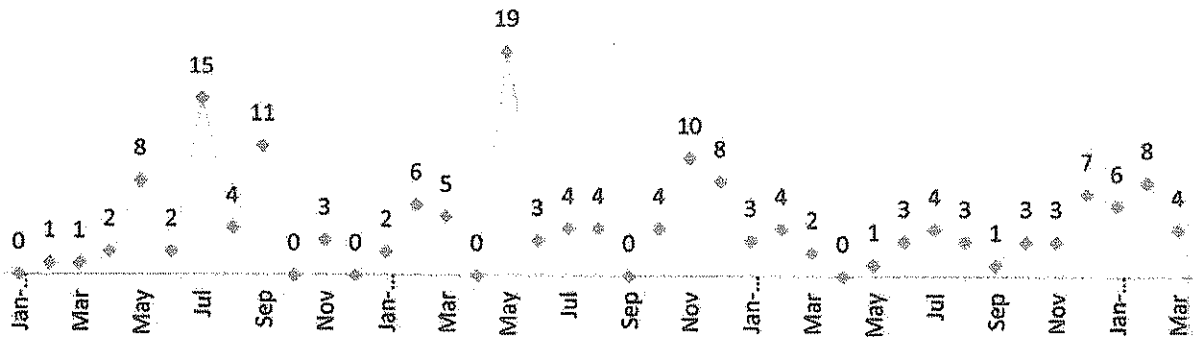
Respectfully,

Jim Lauzon
CH2M Project Manager

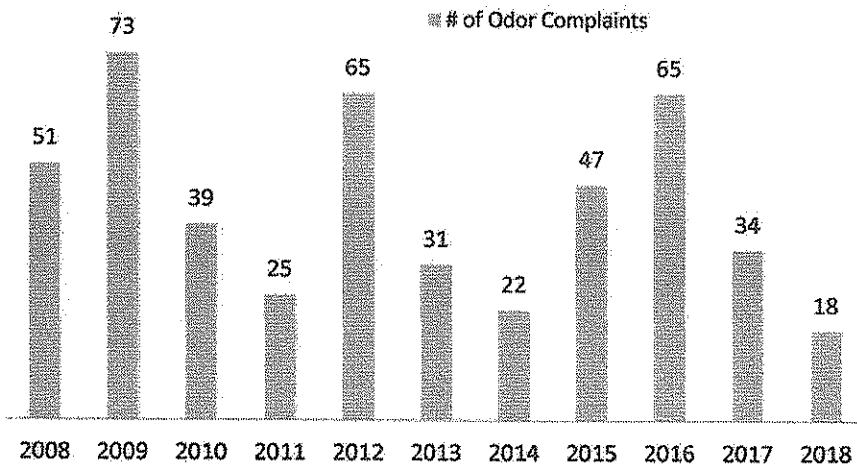
cc: Steve D'Agostino, City of Woonsocket
Jon Pratt, City of Woonsocket
Christina Duarte, City of Woonsocket
Kevin Handley, Synagro Assistant Plant Manager
Nick Quigley, Synagro Plant Manager
Alex Pinto, RIDEM, Office of Water Resources
Laurie Grandchamp, RIDEM, Office of Air Resources
Chris John, RIDEM Office of Compliance
Laurie Toscano, Weston & Sampson
Kevin Dahl, CH2M
File

Att: Monthly and Yearly odor complaint graphs
March Odor Complaint Report

Woonsocket Odor Complaints by Month



Woonsocket Odor Complaints by Year





Report Criteria

- Complete is between '3/1/2018' AND '3/31/2018'
- Repair Center is Woonsocket
- Problem is Odor Complaint, Odor Complaints or Odor Complaints

UDF Field 6: 3/1/2018

Date/Time of Complaint: 3/1/2018 7:00:00 AM
 Work Order #: WOO-1255256
 Customer Name: Jon Brien
 Day: Thursday
 Address: Cumberland Hill Road
 Reason: Smells on Cumberland Hill Rd
 Labor Report: CH2M - Checked all scrubbers (roof check of AMBI stack) no odors detected. Slight odor near centrate pit
 Synagro -
 Wind Direction: W
 Wind Speed: 3 mph, gusts 8
 Temperature: 38 deg F

UDF Field 6: 3/22/2018

Date/Time of Complaint: 3/22/2018 6:30:00 PM
 Work Order #: WOO-1266253
 Customer Name: Jon Brien
 Day: Thursday
 Address: Cumberland Hill Rd
 Reason: Smells on Cumberland Hill Rd
 Labor Report: CH2M- inspected the plant, no unusual odors found
 Synagro -
 Wind Direction: NW
 Wind Speed: 0 mph, gusts 30
 Temperature: 39 deg F

UDF Field 6: 3/23/2018

Date/Time of Complaint: 3/23/2018 7:15:00 AM
 Work Order #: WOO-1266258
 Customer Name: Jon Brien
 Day: Friday
 Address: Manville Rd / Hamlet Ave
 Reason: Smells at the Lil General on Manville Rd.
 Labor Report: CH2M - J. Leuzon smelled an odor in the same area about 40 minutes prior to Mr Brien. The operator on duty was notified at that time and instructed to perform an investigation. He found the recirculation pump for the AMBI scrubber tripped. He reset the pump and it worked fine.
 Wind Direction: SE
 Wind Speed: 1 mph, gusts 11
 Temperature: 33 deg F

UDF Field 6: 3/29/2018

Date/Time of Complaint: 3/29/2018 6:55:00 AM
 Work Order #: WOO-1268213
 Customer Name: Jon Brien
 Day: Thursday
 Address: Manville Rd @ Hamlet Ave
 Reason: Smells at Manville Rd Lil General
 Labor Report: CH2M - (JL) I detected a strong garbage odor upon entering the plant around 6:40 AM as did Synagro's manager. All of our scrubbers were functioning well and H2S readings were all zeroes. Patrolled the surrounding neighborhoods for odor sources but were unable to find any.
 Synagro -
 Wind Direction: SSW
 Wind Speed: 2 mph gusts 8
 Temperature: 37 deg F

**James Cournoyer
183 Glen Road
Woonsocket, RI 02895**

April 11, 2018

City of Woonsocket

Attention: Ms. Christina Duarte – City Clerk

169 Main Street

Woonsocket, RI

02895

Delivered via email to cduarte@woonsocketri.org

RE: April 16, 2018 City Council Agenda Items

Dear Madam Clerk:

Under *Communications and Petitions* of the Woonsocket City Council's meeting agenda for the April 16, 2018 meeting, please be advised that I would like to address and discuss the following:

1 – Budget / Financial Condition

2 – Electricity Contract

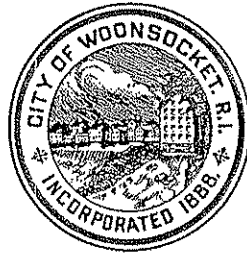
3 – The hiring of legal counsel in connection with contract negotiations / Ordinance 17074

Thank you.



James Cournoyer

City of Woonsocket Rhode Island



March 19, A.D. 2018

Ordinance Chapter

IN AMENDMENT OF THE CODE OF ORDINANCES, CITY OF WOONSOCKET, RHODE ISLAND APPENDIX C, ENTITLED "ZONING" REGULATING MICRO- LOFTS, MICRO-APARTMENTS AND STUDIOS

**IT IS ORDAINED BY THE CITY COUNCIL OF THE
CITY OF WOONSOCKET AS FOLLOWS:**

SECTION 1. The Code of Ordinances, City of Woonsocket, Rhode Island, Appendix C, entitled "Zoning" is hereby amended as follows:

§ 4.4. Residential Uses is amended by adding thereto the following:

Zoning District	R-1	R-2	R-3	R-4	MU-1	C-1	C-2	MU-2	I-1	I-2	PR-1	PR-2
20. Micro-lofts, Micro-apartments & Studios	NP	NP	NP	NP	P	P	NP	NP	NP	NP	NP	NP

Add 12.5-1. Permitted Uses: by adding thereto:

4. Micro-lofts, Micro-apartments and/or Studios: A small self-contained residential living unit of at least three hundred twenty-five (325) square feet and of no more than five hundred and fifty (550) square feet located on any building level above the first level. Micro-lofts, Micro-apartments or Studios shall include space within the living unit for sleeping and/or sitting, a kitchenette, limited storage space, and a bathroom. Micro-lofts, Micro-apartments and/or studios are allowed only in existing properties (i.e. they are not allowed in newly constructed properties) within the City's Downtown Overlay District. For the avoidance of doubt, Micro-lofts, Micro-apartments and/or Studios are not permitted in any other areas or zoning districts within the City other than the City's Downtown Overlay District, nor are they allowed in any newly constructed buildings / structures.

4.1. Minimum & Maximum Requirements:

- a.) Lot area: Minimum required lot area shall be four thousand (4,000) square feet for the first unit and one thousand five hundred (1,500) square feet for each additional unit to a maximum of twenty-five (25) units.
- b.) Commercial, non-residential units on the first level shall be restricted in size only by the building dimensions and shall not be counted in the number of allowable units. Residential units on the first level, if permitted, shall count towards the calculation of total allowable units as prescribed in Section 4.1a above. No residential units shall be allowed in the basement or below street level.

18.1 Definitions:

Add:

67.) *Micro-lofts, Micro-apartments or Studios.* A small self-contained residential dwelling unit of not less than three hundred twenty-five (325) square feet and not more than five hundred and fifty (550) square feet on any level above a first story commercial use. Micro-lofts, Micro-apartments and/or Studios shall include space for sleeping and/or sitting, a kitchenette, limited storage space, and a bathroom.

Renumber definitions hereafter.

SECTION 2. This Ordinance shall be immediately referred by the City Clerk in writing to the Woonsocket Planning Board for study and recommendation as to potential action.

SECTION 3. The City Council shall schedule a public hearing to consider this ordinance within sixty-five (65) days of receipt, and shall give notice of said hearing by publication in the *Woonsocket CALL* at least once each week for three (3) consecutive weeks prior to the date of said hearing. Such newspaper notice shall be published as a display advertisement, using a type size at least as large as the normal type size used by the newspaper in its news articles, and shall:

- (1) Specify the place of said public hearing and the date and time of its commencement;
- (2) Indicate that amendment of the zoning ordinance, or part thereof, is under consideration;
- (3) Contain a statement of the proposed amendments to the ordinance and map once in its entirety, with the second and third publication referencing the date of the first publication;
- (4) Include one or more maps showing existing and proposed zoning district boundaries, existing streets and roads including their names, and the city and town boundaries where appropriate.
- (5) Advise those interested where and when a copy of the matter under consideration may be obtained or examined and copies; and
- (6) State that the proposal shown thereon may be altered or amended prior to the close of the public hearing without further advertising, as a result of further study or because of the views expressed at the public hearing. Any such alterations or amendments must be presented for comment in the course of said hearing.

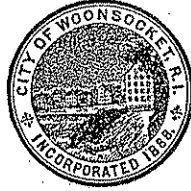
SECTION 4. At least two (2) weeks prior to the hearing, a copy of the newspaper notice described in Section 3 above shall be sent by the City Clerk to the Associates Director of the Division of Planning of the Rhode Island Department of Administration.

SECTION 5. This Ordinance shall be enacted in accordance with the provisions of Sections 45-24-27 and 45-24-72 of the Rhode Island General Laws, and amended, and shall take effect on the eleventh consecutive day following its passage by the City Council as provided in Chapter III, Section 9 of the Woonsocket Home Rule Charter and all Ordinances or parts of Ordinances inconsistent herewith are hereby repealed.

Melissa Murray, Councilor

IN CITY COUNCIL March 19, 2018 - Read by title, tabled, referred to the Planning Board for advice and recommendation and advertise for public hearing.

City of Woonsocket
Rhode Island



March 19, A.D. 2018

Ordinance
Chapter

**AMENDING CHAPTER 12, ENTITLED 'HOUSING'
ARTICLE I, ENTITLED 'IN GENERAL'
ARTICLE XII, ENTITLED 'ROOMING HOUSES' and
CHAPTER 13.37, ENTITLED 'LICENSING OF ROOMING HOUSES'
OF THE CODE OF ORDINANCES OF
THE CITY OF WOONSOCKET, RHODE ISLAND**

**IT IS ORDAINED BY THE CITY COUNCIL OF THE
CITY OF WOONSOCKET AS FOLLOWS:**

SECTION 1. Article I IN GENERAL shall be amended as follows:

Sec. 12-2. DEFINITIONS.

(a) In the interpretation and enforcement of this chapter, all words other than the terms herein specifically defined shall have the meanings implied by their context in this chapter or their ordinarily accepted meanings as generally used; words in the present tense shall include the future; words in the masculine gender include the feminine and neuter; the singular number includes the plural and the plural includes the singular.

(b) The following definitions shall apply in the interpretation and enforcement of this chapter and of any rules and regulations adopted pursuant thereto:

Approved. "Approved" shall mean as defined and specified by the chief inspector in rules and regulations adopted pursuant to the provisions of this chapter.

Basement. "Basement" shall mean that story of a building or dwelling located partly underground, but having less than one-half (1/2) its clear floor-to-ceiling height below the average grade of the adjoining ground, as measured from finished floor to finished ceiling.

Board. "Board" shall mean the housing board of review.

Cellar. "Cellar" shall mean a portion of a building or dwelling located partly or wholly underground, and having one-half (1/2) or more than one-half (1/2) of its clear floor-to-ceiling height below the average grade of the adjoining ground, as measured from finished floor to finished ceiling.

Chief inspector. "Chief inspector" shall mean the chief inspector of the division of minimum housing standards.

Dwelling. "Dwelling" shall mean any building or part thereof which is wholly or partly used or intended to be used for living and sleeping by one (1) or more occupants. A dwelling may include one (1) or more dwelling units or rooming units or a combination of both.

Dwelling premises. "Dwelling premises" shall mean the land and auxiliary buildings thereon used or intended to be used in connection with the dwelling.

Dwelling unit. "Dwelling unit" shall mean any room or group of rooms within a dwelling and forming a single and separate habitable unit with facilities which are used or intended to be used for living, sleeping, regular cooking and eating.

Floor space. "Floor space" shall mean the horizontally projected floor area inside of and between exterior walls or partitions or any combination thereof, as measured within a habitable room exclusive of that portion of the habitable room which does not have a ceiling height of at least four (4) feet.

Garbage. "Garbage" shall mean all combustible refuse.

Habitable room. "Habitable room" shall mean a room or enclosed floor space used or intended to be used for living, sleeping, cooking, or eating purposes, and excluding bathrooms, toilet rooms or compartments, laundries, pantries, foyers, or communicating corridors, closets, and storage spaces.

Infestation. "Infestation" shall mean the presence, within or around a dwelling, or dwelling premises, of rodents, vermin or other pests.

Multiple dwelling. "Multiple dwelling" shall mean any dwelling containing three (3) or more dwelling units.

Occupant. "Occupant" shall mean any person over one (1) year of age, living, sleeping, cooking or eating in, or having actual possession of, a dwelling unit or rooming unit.

Operator. "Operator" shall mean any person who has charge, care or control of a multiple dwelling or rooming house, in which dwelling units or rooming units are let or offered for occupancy.

Owner. "Owner" shall mean any person who, alone, jointly, severally or jointly and severally with others:

- (1) Shall have legal or record title to any dwelling or dwelling premises; or
- (2) Shall have charge, care or control of any dwelling or dwelling premises as agent of the owner, executor, administrator, trustee or guardian of the estate of the owner.

Plumbing. "Plumbing" shall mean and include all of the following supplied facilities, equipment and devices: Gas pipes, water pipes, toilets, lavatories, sinks, laundry tubs, installed dishwashers, garbage disposal units, installed clothes-washing machines, catch basins, wash basins, bathtubs, shower-baths, waste and sewer pipes, cesspools, septic tanks, drains, vents, traps and any other gas-burning or water-using fixtures and appliances together with all connections to water, waste and sewer, or gas pipes.

Proper or properly. "Proper or properly" shall mean as defined and specified herein or in rules and regulations adopted pursuant hereto; or when not so defined or specified, in accordance with the applicable ordinances of the city.

Rooming, boarding or lodging house. "Rooming house" shall mean any dwelling, or part thereof, which contains one (1) or more rooming units, and in which space is occupied or intended to be occupied by five (5) or more persons who are not husband or wife, son or daughter, mother or father, or sister or brother of the owner or operator. Shall mean any dwelling, or part thereof, which contains one (1) or more rooming units, and in which space is occupied or intended to be occupied for compensation by no less than four (4) and no more than ten (10) persons, (other than the owner/ operator) or (excluding owner/ operator), who are not husband or wife, son or daughter, mother or father, or sister or brother of the owner or operator. Meals may or may not be provided, but only one common kitchen facility shall exist and no

meals shall be provided by the establishment to members of the general public not lodged in the establishment. Boarding or rooming houses shall not include hotels, motels, inns, sorority, fraternity and cooperative residences, dormitories, or convalescent homes, nursing homes, rest homes, or group residences licensed or regulated by agencies of the State of Rhode Island. Boarding, lodging, or rooming houses shall abide by all applicable state and local laws and regulations governing lodging houses, boarding houses, or rooming houses.

Rubbish. "Rubbish" shall mean all noncombustible refuse.

Supplied or supply. "Supplied or supply" shall mean paid for, furnished by, or provided by the owner or operator.

Type A rooming unit. "Type A rooming unit" shall mean a single and separate habitable unit consisting of not more than two (2) rooms within a rooming house, with facilities which are used or intended to be used for living, sleeping, cooking and eating, but which does not have a private toilet and either a private bathtub or shower bath.

Type B rooming unit. "Type B rooming unit" shall mean any room or group of rooms which form a single and separate habitable unit within a rooming house and used or intended to be used for living and sleeping, but not for cooking.

Unsafe dwellings and dwelling units. Whenever any dwelling or dwelling units shall become vacant and open at doors and windows, leaving the interior of the dwelling or dwelling unit exposed to the elements or accessible to entrance by trespassers, such building shall be deemed to be dangerous and unsafe. (Ch. No. 1758, Secs. 1.1--1.24, 2-4-63; Ch. No. 1958, Sec. 1, 2-15-65; Ch. No. 2068, Sec. 1, 5-16-66)

SECTION 2. Article XII ROOMING HOUSES shall be amended as follows:

ARTICLE XII. ROOMING, LODGING OR BOARDING HOUSES

Sec. 12-227. Rooming, Lodging or Boarding houses.

No person shall operate, or permit to be occupied, a rooming, lodging or boarding house which does not comply with the requirements of this article. (Ch. No. 1758, Sec. 12, 2-4-63)

Sec. 12-228. Applicability of previous sections.

(a) The provisions of sections 12-139, 12-153, 12-154, 12-155, 12-176, 12-177, 12-194, 12-214, 12-215 and 12-216 shall be applicable to each rooming, lodging or boarding house and rooming unit. For purposes of this article, wherever in the above-enumerated sections, the term "dwelling" is used, it shall be construed to mean "rooming, lodging or boarding house"; and wherever the term "dwelling unit" is used, it shall be construed to mean "rooming unit."

(b) The provisions of sections 12-123, 12-138, 12-156, 12-158, 12-159, 12-175, 12-189 through 12-193 and 12-195 shall be applicable to each rooming, lodging or boarding house. For purposes of this article, wherever in the above-enumerated sections, the term "dwelling" is used, it shall be construed to mean "rooming, lodging or boarding house." (Ch. No. 1758, Sec. 12.1, 2-4-63)

Sec. 12-229. Occupancy record cards.

When the chief inspector determines that a rooming, lodging or boarding house and each rooming unit therein complies with all the pertinent requirements of this chapter and all rules and regulations adopted pursuant thereto, he shall issue an occupancy record card which shall:

(1) Designate the maximum number of persons who may occupy such rooming, lodging or boarding house unit therein;

(2) Designate each rooming unit as a Type A, or B rooming unit; and,

(3) Designate the room number assigned to that unit.

The operator shall display the occupancy record card at all times in a conspicuous place near the main entrance of the rooming, lodging or boarding house ~~except that in rooming houses having twenty (20) or more rooming units, the occupancy record card may be posted at the registration desk.~~ Altering, tampering with or removing the occupancy record card from the rooming, lodging or boarding house is prohibited. The chief inspector shall keep a duplicate of the occupancy record card in his files. (Ch. No. 1758, Sec. 12.2, 2-4-63)

Sec. 12-231. Flush toilet and lavatory basin.

Every rooming, lodging or boarding house shall be supplied with at least one (1) approved flush toilet and lavatory basin properly connected to an approved water supply and sewerage system and in good working condition for each eight (8) persons or fraction thereof, residing within a rooming house. In counting such persons, members of the operator's family who share the use of such sanitary facilities shall be included; but occupants of any rooming units that are otherwise provided with an approved flush toilet and lavatory basin shall be excluded. All such sanitary facilities shall be so located within the rooming, lodging or boarding house as to be directly accessible to all persons sharing such facilities without entering another rooming unit or dwelling unit and shall be contained within a room or compartment which affords privacy to a person within such room or compartment. No such required sanitary facilities shall be located in a cellar or basement. (Ch. No. 1758, Sec. 12.4, 2-4-63)

Sec. 12-232. Bathtub or shower bath.

Every rooming, lodging or boarding house shall be supplied with at least one (1) bathtub or shower bath properly connected to an approved water supply and sewerage system, and in good working condition for each eight (8) persons or fraction thereof, residing within a rooming house. In counting such persons, members of the operator's family who share the use of such sanitary facilities shall be included; but occupants of any rooming units who are otherwise provided with an approved bathtub or shower bath shall be excluded. All such sanitary facilities shall be so located within the rooming, lodging or boarding house as to be directly accessible to all persons sharing such facilities without entering another rooming unit or dwelling unit and shall be contained within a room or compartment which affords privacy to a person within such room or compartment. No such required sanitary facilities shall be located in a cellar or basement. (Ch. No. 1758, Sec. 12.5, 2-4-63)

Sec. 12-236. Heating facilities.

Every rooming, lodging or boarding house and rooming unit shall be supplied either with adequate heating facilities or with chimneys or flues sufficient to accommodate facilities for the safe and adequate heating of all habitable rooms, bathrooms and toilet rooms or compartments. Where central heating equipment is not supplied by the owner, heating equipment as herein specified shall be provided by the operator. Heating equipment shall be capable of maintaining a minimum air temperature of at least sixty-seven (67) degrees Fahrenheit at three (3) feet above the floor level, in all habitable rooms, bathrooms and toilet rooms or compartments, during an outside air temperature of zero (0) degrees Fahrenheit. Doors, windows and other parts of the rooming, lodging or boarding house shall be constructed and maintained by the owner so as to prevent abnormal heat losses. (Ch. No. 1758, Sec. 12.9, 2-4-63)

Sec. 12-237. Lighting of public spaces.

Every public hall and common stairway used primarily for egress or ingress in every rooming, lodging or boarding house shall be supplied with a proper amount of natural or electric light at all times; all common stairways not used primarily for egress or ingress in all rooming, lodging or boarding houses shall be properly supplied with conveniently located switches controlling an adequate electric lighting system which may be turned on when needed. (Ch. No. 1758, Sec. 12.10, 2-4-63)

Sec. 12-239. Screening of vents.

From May first to October first every opening, except bulkheads, used for ingress or egress from a rooming, lodging or boarding house or rooming unit directly to or from outdoor space shall be supplied with either a self-closing device or self-closing screen door and every window of every habitable room, bathroom and toilet room or compartment, and every other window or opening below the sixth floor of the rooming, lodging or boarding house or rooming unit to outdoor space while in use for ventilation shall be supplied with approved screening by the operator. (Ch. No. 1758, Sec. 12.12, 2-4-63)

Sec. 12-241. Clean and sanitary maintenance.

The operator shall be responsible for the clean and sanitary maintenance of all walls, floors and ceilings in every rooming unit and other parts of the rooming, lodging or boarding house including the community kitchen or kitchens and the common areas of the rooming house. (Ch. No. 1758, Sec. 12.14, 2-4-63)

Sec. 12-242. Extermination.

The operator shall be responsible for the extermination of rodents, vermin or other pests within every portion of the rooming, lodging or boarding house and any portion of the dwelling or structure that is leased or occupied by him; provided however that whenever infestation also occurs in any other portion of the dwelling or structure, or whenever infestation is caused by failure of the owner to carry out the provisions of this chapter, extermination shall be the responsibility of the owner. (Ch. No. 1758, Sec. 12.15, 2-4-63)

Sec. 12-243. Maintenance of plumbing and equipment.

The operator shall be responsible for the exercise of proper care and cleanliness in the use and operation of all plumbing fixtures, sanitary facilities, appliances and equipment. The owner of the above plumbing fixtures, sanitary facilities, appliances and equipment shall be responsible for the maintenance thereof. (Ch. No. 1758, Sec. 12.16, 2-4-63)

Sec. 12-244. Occupancy in Type A units.

Occupancy in Type A rooming units shall not exceed two (2) persons. (Ch. No. 1758, Sec. 12.17, 2-4-63)

Sec. 12-245. Sleeping space per person.

Every room in any rooming unit occupied for sleeping purposes by one (1) person shall contain at least seventy (70) square feet of floor space, and every room occupied for sleeping purposes by more than one (1) person shall contain at least fifty (50) square feet of floor space for each occupant thereof; provided that in Type A rooming units consisting of only one (1) room, the minimum floor space shall be one hundred twenty (120) square feet for the first occupant and fifty (50) additional square feet for the second occupant thereof. (Ch. No. 1758, Sec. 12.18, 2-4-63)

Sec. 12-246. Kitchen in Type A units.

In Type A rooming units consisting of two (2) rooms, one (1) room containing a minimum of sixty (60) square feet of floor space shall be supplied with an adequate and approved cooking stove, kitchen sink and refrigerated storage space; provided that if sleeping is permitted in the kitchen, the minimum floor space shall be one hundred twenty (120) square feet for the first occupant and fifty (50) additional square feet for the second occupant thereof. Type A rooming units consisting of one (1) room shall contain an adequate and approved cooking stove, kitchen sink and refrigerated storage space. Cooking equipment burning solid fuel shall be rigidly connected to a chimney or flue and cooking equipment burning liquid or gaseous fuel shall be rigidly connected to a supply line. Cooking equipment of any type using such fuels shall not be permitted in any room used for sleeping purposes. (Ch. No. 1758, Sec. 12.19, 2-4-63)

Sec. 12-247. Cooking prohibited in Type B rooming units.

SECTION 3. Section 13-37 of the Code of Ordinances, Article IIIA. Rooming Houses and Community Residences shall be amended as follows:

Sec. 13-37. Licensing of Rooming, Lodging or Boarding Houses.

It shall be unlawful to operate a rooming, lodging or boarding house without first obtaining a license from the City Clerk, which shall be approved by the City Council before being issued. Licenses shall expire December 1 of each year, and application for renewal must be made by October 1 of each year.

(a) Upon initial application made to the City Council to operate a rooming, lodging or boarding house, the City Council shall hold a full public hearing. Advertisement of said hearing shall be by legal advertisement in The Woonsocket Call and by personal notification, by regular mail, to all abutters within two hundred (200') feet of the subject property. Upon receipt of application for renewal, the City Clerk shall advertise for a public hearing. Any and all costs of advertising shall be borne by the applicant, and said costs shall be in addition to the license fee.

(b) At the hearing for the initial application, the applicant must prove to the satisfaction of the City Council

(1) that the rooming, lodging or boarding house is a use that is compatible with the surrounding neighborhood and complies with the provisions of the Zoning Ordinance of the City of Woonsocket, Rhode Island; and

(2) that the owner of the rooming, lodging or boarding house has obtained a Certificate of Occupancy and will meet all applicable State and local laws, including, but not limited to, the State Building Code, State Fire Code, State and local Minimum Housing Codes, Zoning Ordinance, and any other laws that the City Council deems applicable; and

(3) that the property where the rooming, lodging or boarding house will be located is adequate to service the needs of the tenants.

(c) License renewal application:

(1) Rooming, lodging or boarding house license renewal applications shall be mailed by the City Clerk to licensed rooming, lodging or boarding house operators on or before September 1 of each year.

(2) The renewal application shall be satisfactorily completed and filed with the City Clerk on or before October 1 of each year. Payment of the nonrefundable license fee shall accompany the completed renewal application filed with the City Clerk.

(3) After the completed renewal application has been filed with the City Clerk and the non-refundable license fee paid, the applicant shall then contact the Minimum Housing Inspector and the Fire Marshal, or their respective designees, to schedule the inspection of the subject rooming, lodging or boarding house to inspect the interior, all rooms rented and the common areas.

(4) After each inspection has been completed and after all matters with respect to each inspection is in compliance, the Minimum Housing Inspector and/or Fire Marshal, or their respective designees, shall each submit a Certificate of Compliance to the City Clerk.

(5) After the City Clerk is in receipt of a Certificate of Compliance from each of the Minimum Housing Inspector and the Fire Marshal, or their respective designees, and has determined that all the requirements of this Section have been met, the City Clerk shall submit the renewal application to the City Council acting in their capacity as the Board of License Commissioners for authorization to issue said rooming house license.

(6) If a Certificate of Compliance has not been issued by the Minimum Housing Inspector and/or the Fire Marshal, or their respective designees, by November 30 of each year then

the applicant shall petition the City Council for an extension of time to bring the subject rooming house into compliance.

(7) If the City Council grants an extension to the applicant and the applicant does not receive a Certificate of Compliance on or before the end of said extension period then said failure shall constitute justifiable cause to enact license revocation proceedings as set forth in subsection (d) of this Section.

(8) No rooming, lodging or boarding house license shall be issued or renewed, if anyone of the following has occurred or exists:

(i) The rooming, lodging or boarding house does not comply with the provisions of the state and the City of Woonsocket minimum housing codes and the state fire code, all exclusive of so-called "grandfathered" conditions;

(ii) The management and/or operator of a rooming, lodging or boarding house has purposely or knowingly conducted, maintained or allowed to exist a "disorderly house". A disorderly house is an illegal gaming house, a house where illegal drugs are bought and/or sold, a disorderly place of entertainment, a house of prostitution, a place where intoxicating liquor is illegally sold without a license, or a place where people congregate for the commission of a crime or crimes.

(iii) The applicant or owner of the rooming, lodging or boarding house has a delinquent financial obligation to the City of Woonsocket, including, but not limited to, past due real estate or personal property tax payments, past due water or sewer bills, past due special assessments, past due liens and/or fines; provided however that any of said past due amounts shall not be delinquent if said applicant or owner has entered into a payment arrangement with the City of Woonsocket and is not past due with respect to same.

(d) A rooming, lodging or boarding house license issued under this Section 13-37 may be revoked or suspended for cause, as set forth herein in subsection (c) (8) of this Section, after a due process hearing held in the manner hereinafter set forth. -

(1) Upon determination by the Mayor that there exists probable cause for the revocation or suspension of a rooming, lodging or boarding house license under this Section 13-37 the licensee and other interested parties shall be given written notice that a due process hearing shall be held to determine if there is cause as listed in subsection (c) (8) of this Section for revocation of the rooming house license. Such notice shall be issued at least twenty (20) days prior to such hearing and shall be mailed to the licensee's address listed on the most recent license application, or delivered in person to said applicant, and shall state the following:

- (i) Specific grounds for revocation or suspension;
- (ii) Date, time and place of hearing;
- (iii) The right of the licensee to participate and be represented by an attorney;
- (iv) Possible penalties.

(2) Such hearing shall be public and all interested persons shall be afforded an opportunity to be heard.

(3) If the City Council shall determine that any of the provisions of subsection (c) (8) of this Section has occurred or exists, they may: (i) Fine the licensee in an amount not to exceed ~~\$100.00~~ 500.00 per violation;

- (ii) Order that identified repairs be made within a specified time period;
- (iii) Revoke the rooming, lodging or boarding house license;
- (iv) Impose one or any combination of penalties as described in this Subsection (d) (3).

(4) Failure to pay any fine ordered by the City Council shall be grounds for the revocation of the rooming, lodging or boarding house license;

(5) The City Council may, at their discretion, continue the hearing from time to time;

(6) The City Council shall issue a written decision within ten (10) days of the hearing. Should the City Council determine that cause exists for the revocation of the license; such license shall be revoked upon the issue of the written decision.

(7) Unsafe conditions: When in the opinion of the Building Official, the violations constitute an unsafe condition, the occupants shall be relocated to proper housing accommodations at the owner's expense. This provision shall include, but not limited to unlicensed or illegal rooming, lodging, or boarding house operations.

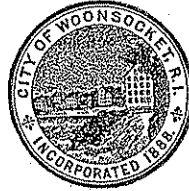
(e) In the exercise of effective management of a licensed rooming, lodging or boarding house it is suggested that the operator thereof (i) promulgate and distribute to all tenants Rules and Regulations which, in the judgment of the licensee, are necessary for the reputation, safety, care appearance, maintenance or operation of the rooming house or the preservation of good order therein, or the comfort, safety or rights of other tenants or neighbors, and (ii) inform tenants that the violation of any such rule or regulation could result in termination of tenant's tenancy at the rooming, lodging or boarding house.

SECTION 3. This Ordinance shall take effect on the eleventh consecutive day following its passage by the City Council as provided in Chapter III, Section 9 of the Woonsocket Home Rule Charter and all Ordinances or parts of Ordinances inconsistent herewith are hereby repealed.

Richard J. Fagnant
City Council

IN CITY COUNCIL March 19, 2018 - Read by title, tabled, .
and to be advertised for public hearing.

City of Woonsocket Rhode Island



March 19, A.D. 2018

Ordinance Chapter

IN AMENDMENT OF THE CODE OF ORDINANCES, CITY OF WOONSOCKET, R.I. APPENDIX C, ENTITLED "ZONING" REGARDING "VARIOUS TECHNICAL CHANGES"

IT IS ORDAINED BY THE CITY COUNCIL OF THE CITY OF WOONSOCKET AS FOLLOWS:

SECTION 1. The Code of Ordinances, City of Woonsocket, Rhode Island, Appendix C, entitled "Zoning" is hereby amended as follows:

In the Use Chart, 4.4. Residential Uses, the following changes will be effective:

Zoning District	R-1	R-2	R-3	R-4	MU-1	C-1	C-2	MU-2	I-1	I-2	PR-1	PR-2
10. Rooming, lodging or boarding house	NP	NP	NP	P-S	P-S	NP	NP	NP	NP	NP	NP	NP

SECTION 2. Section 15.10 Expiration of Variance or Special Use Permit shall be amended as follows:

15.10. Expiration of Variance or Special Use Permit.

A variance or special use permit shall expire one (1) year from the date of granting by the board unless the applicant exercises the permission granted or receives a permit to do so and commences the construction or use so granted. The zoning board of review may, upon receipt of an application for extension, grant an extension, provided that no more than one (1) extension for a period of one (1) year shall be granted. An application for an extension shall be in the form of a petition outlining the original variance or special use permit grant and together with a notarized letter of explanation as to the reasons for the delay in implementing said variance or special use permit thereof. Such a request shall be filed in with the zoning office prior to the expiration of the grant, and the applicant shall appear at a designated meeting for explanation of the details surrounding the request for an extension of the originally granted application.

SECTION 3. Section 16.7 Filing fees for appeals before the Zoning Board of Review shall be amended as follows:

- All residential variances or special use permits or extensions, including signs, one hundred twenty-five (\$125.00);

- Plus, Notification charge: two dollars and fifty cents (\$2.50) per abutter within two hundred (200) feet of the perimeter of the property; ninety dollars (\$90.00) advertising charge, and forty-seven dollars (\$47.00) charge to record decision;
- All non-residential variances or special use permits, including signs, two hundred-fifty dollars (\$250.00);
- Plus, Notification charge: two dollars and fifty cents (\$2.50) per abutter within two hundred (200) feet of the perimeter of the property; ninety dollars (\$90.00) advertising charge, and forty-seven dollars (\$47.00) charge to record decision;
- Use not mentioned, one hundred twenty-five dollars (\$125.00);
- All other appeals of zoning officer or administrative officer's decision, three hundred seventy-five dollars (\$375.00);
- Extension of Variance or Special Use Permit, two hundred fifty-dollars (\$250.00) plus associated costs.

SECTION 4. Section 18.1. Definitions shall be amended as follows:

15.) Boarding, lodging or rooming house. A building where sleeping rooms, bathroom facilities and common meals or cooking facilities are provided for compensation for fewer than twenty-one (21) and more than two (2) guests. Shall mean any dwelling, or part thereof, which contains one (1) or more rooming units, and in which space is occupied or intended to be occupied for compensation by no less than four (4) and no more than ten (10) persons, (other than the owner/ operator) or (excluding owner/ operator), who are not husband or wife, son or daughter, mother or father, or sister or brother of the owner or operator. Meals may or may not be provided, but only one common kitchen facility shall exist and no meals shall be provided by the establishment to members of the general public not lodged in the establishment. Boarding or rooming houses shall not include hotels, motels, inns, sorority, fraternity and cooperative residences, dormitories, or convalescent homes, nursing homes, rest homes, or group residences licensed or regulated by agencies of the State of Rhode Island. Boarding, lodging, or rooming houses shall abide by all applicable state and local laws and regulations governing lodging houses, boarding houses, or rooming houses.

86.) Rooming houses. . A building where sleeping rooms and bathroom facilities are provided for compensation for less than twenty-one (21) guests and more than two (2) guests, and which makes no provision for cooking in any of the rooms. See definition: Boarding, lodging or rooming house.

SECTION 5. Section 18.1. Definitions shall be added as follows and renumbering of the definitions afterwards:

86.)(a) Rooming units. Are defined as Type A and Type B rooming units in the City of Woonsocket Code of Ordinances section 12-2 Definitions and further enumerated in sections 12-246 and 12-247 respectively, for which the owner/ operator receives compensation for tenant occupancy.

59.) Lodging house. See definition: Boarding, lodging or rooming house.

SECTION 6. The City Council was scheduled and held a public hearing to consider this ordinance within sixty-five (65) days of receipt, and has given notice of said hearing by publication in the *Woonsocket CALL* at least once each week for three (3) consecutive weeks prior to the date of said hearing. Such newspaper notice is to be published as a display advertisement, using a type size at least as large as the normal type size used by the newspaper in its news articles, and that such notice:

- (1) Specified the place of said public hearing and the date and time of its commencement;
- (2) Indicated that amendment(s) of the comprehensive plan and of the zoning ordinance, or part thereof, were under consideration;

- (3) Contained a statement of the proposed amendments to the ordinance and map once in its entirety, with the second and third publication referencing the date of the first publication;
- (4) Included one or more maps showing existing and proposed zoning district boundaries, existing streets and roads including their names, and the city and town boundaries where appropriate.
- (5) Advised those interested where and when a copy of the matter under consideration could be obtained or examined and copies; and
- (6) Stated that the proposal shown thereon may be altered or amended prior to the close of the public hearing without further advertising, as a result of further study or because of the views expressed at the public hearing. And that any such alterations or amendments must be presented for comment in the course of said hearing.

SECTION 7. At least two (2) weeks prior to the hearing, a copy of the newspaper notice described in Section 3 above is to be sent by the City Clerk to the Associates Director of the Division of Planning of the Rhode Island Department of Administration.

SECTION 8. At least two (2) weeks prior to the hearing, a copy of the newspaper notice described in Section 2 is to be sent by the City Clerk by first class mail to the city or town council of any city or town to which one (1) of the following applies:

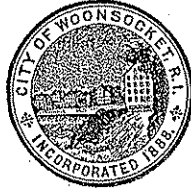
- (1) Any portion of the city or town is located within two hundred (200) feet of the perimeter of the area proposed for change; and/or
- (2) There is a public or quasi-public water source, or private water source that is used or is suitable for use as a public water source, within two thousand (2,000) feet of any real property that is the subject of a proposed zoning change, regardless of municipal boundaries.

SECTION 9. At least two (2) weeks prior to the hearing, a copy of the newspaper notice described in Section 3 above was sent by the City Clerk by first class mail to the governing body of any state or municipal water department or agency, special water district, or private water company that has riparian rights to a surface water source and/or surface watershed that is used or is suitable for use as a public water source and that is within two thousand (2,000) feet of any real property which is the subject of a proposed zoning change, provided however, that the governing body of any state or municipal water department or agency has filed with the Building Inspector a map survey, which shall be kept as a public record, showing areas of surface water resources and/or watersheds and parcels of land within two thousand (2,000) feet thereof.

SECTION 10. This Ordinance shall be enacted in accordance with the provisions of Sections 45-24-27 and 45-24-72 of the Rhode Island General Laws, and amended, and shall take effect immediately following its passage by the City Council as provided in Chapter III, Section 9 of the Woonsocket Home Rule Charter and all Ordinances or parts of Ordinances inconsistent herewith be hereby repealed.

Richard J. Fagnant
City Council

City of Woonsocket
Rhode Island



February 5, A.D. 2018

Ordinance

Chapter

**AUTHORIZING THE SALE OF BUILDING AND REAL PROPERTY
LOCATED AT 706 SOCIAL STREET, WOONSOCKET, RHODE ISLAND,
ASSESSOR'S PLAT 21, LOT 47, PLAT 21, LOT 48 AND PLAT 21-154
TO GARY FERNANDES**

- WHEREAS,** the City of Woonsocket (the "City") is the owner of property and building located at Woonsocket Assessor's Plat 21, Lot 47 (42,100 square feet), Plat 21, Lot 48 (50,700 square feet) and Plat 21-154 (41,500 square feet) on Social Street (the "Property"), containing a total of 134,300 square feet of land; and
- WHEREAS,** the Property was the former site of an elementary school that has been vacant for several years and has been valued at Eighty Thousand Dollars (\$80,000.00); and
- WHEREAS,** the City has received two (2) offers over a 2 year period, both of which were under the appraised value; and
- WHEREAS,** the City has an interested Buyer who has agreed to purchase the Property for Fifty Thousand Dollars (\$50,000.00) whose intention is to convert the building to fourteen (14) residential units.

**IT IS ORDAINED BY THE CITY COUNCIL OF THE
CITY OF WOONSOCKET AS FOLLOWS:**

- SECTION 1.** The City Council agrees to sell the Property located at 706 Social Street, Woonsocket, Rhode Island to Gary Fernandes of 74 South Main Street, Woonsocket, Rhode Island.
- SECTION 2.** The City Council authorizes the Mayor and/or her designee to sell the Property located at 706 Social Street, Woonsocket, Rhode Island for the amount of Fifty Thousand Dollars (\$50,000.00) and to execute any and all documents to perform same including a deed with the following restrictions: In consideration of said conveyance from the City of Woonsocket, said Buyer shall: (1) apply for a dimensional zoning variance for fourteen (14) residential units; (2) perform an environmental assessment and (3) have the three lots administratively merged.

SECTION 3. This Ordinance shall take effect on the eleventh consecutive day following its passage by the City Council as provided in Chapter III, Section 9 of the Woonsocket Home Rule Charter and all Ordinances or parts of Ordinances inconsistent herewith are hereby repealed.

Daniel M. Gendron
Council President

Melissa Murray
City Council

IN CITY COUNCIL February 5, 2018 – Read by title and tabled unanimously.
IN CITY COUNCIL April 2, 2018 – Read by title and passed for the first time unanimously.
(Councilman Fagnant recused himself).

City of Woonsocket
Rhode Island



April 2, A.D. 2018

Ordinance

Chapter

**AMENDING CHAPTER 13 ENTITLED, "LICENSES AND PERMITS"
OF THE CODE OF ORDINANCES, CITY OF WOONSOCKET**

- WHEREAS,** the City Council approved Ordinance 17-O-43 (Exhibit A), which amended Chapter 13, entitled, "Licenses and Permits" of the Code of Ordinances, City of Woonsocket.
- WHEREAS,** the Tobacco Product License fee was increased from Seventy-Five dollars (\$75) to Two-Hundred Fifty Dollars (\$250), effective July 1, 2017.
- WHEREAS,** the increase per license of One-Hundred Seventy-Five Dollars (\$175) is to be deposited into the restricted account entitled, "Tobacco Product License Fines."

**IT IS ORDAINED BY THE CITY COUNCIL OF THE
CITY OF WOONSOCKET AS FOLLOWS:**

- SECTION 1.** Section 13-3 entitled, "Tobacco Product License", of Chapter 13, entitled, "Licenses and Permits" of the Code of Ordinances, City of Woonsocket is hereby amended as follows:

Restricted Receipt Account

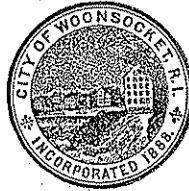
In addition to any fines collected due to non-compliance, One-Hundred Seventy-Five Dollars (\$175) of each license application fee is to be deposited into the restricted account entitled, "Tobacco Product License Fines" for the purpose of conducting product compliance checks and for enforcement of Section 13-3 entitled, "Tobacco Product License", of Chapter 13, entitled, "Licenses and Permits" of the Code of Ordinances, City of Woonsocket.

- SECTION 2.** The deposit of fines shall implement the collection of Tobacco Product License fees pursuant to Section 1 into the restricted receipt account, retroactive to licenses issued for the period beginning July 1, 2017.
- SECTION 3.** This Ordinance shall take effect upon the eleventh consecutive day following its passage by the City Council as provided in Chapter III, Section 9 of the Woonsocket Home Rule Charter and all ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Richard J. Fagnant
City Council

IN CITY COUNCIL April 2, 2018 – Read by title, amended and passed for the first time unanimously.
AMENDMENT: In third Whereas delete "increase" and insert "fee". In third Whereas and Section 1. Delete "One Hundred Seventy-Five Dollars (\$175)" and insert "Two Hundred Fifty Dollars (\$250)".

City of Woonsocket Rhode Island



April 2, A.D. 2018

Ordinance

Chapter

PLACING ON THE BALLOT FOR THE SPECIAL REFERENDUM TO BE HELD ON TUESDAY, JUNE 12, 2018, A QUESTION AMENDING THE CITY OF WOONSOCKET HOME RULE CHARTER TO ALLOW FOR A FIVE MEMBER SCHOOL COMMITTEE WHOSE MEMBERS SHALL BE ELECTED

IT IS ORDAINED BY THE CITY COUNCIL OF THE CITY OF WOONSOCKET AS FOLLOWS:

SECTION 1. Under the provisions of Chapter XVII, Article 2, of the City of Woonsocket, Rhode Island, Home Rule Charter, the following question is approved by the City Council for A REFERENDUM to be voted upon by the qualified electors of the City on Tuesday, June 12, 2018.

Question 1:

Shall the City of Woonsocket Home Rule Charter, Chapter XIV, entitled, "Department of Education," be amended to provide for a five person school committee of which members are to be elected by the qualified electors of the City for a term of two years or until a successor is duly elected or appointed?

SECTION 2. By approval of Question 1 as set forth in Section 1 of this Ordinance, the electors shall adopt and enact the amendment to the Woonsocket Home Rule Charter, which is contained in Exhibit A, as attached hereto and fully incorporated by reference, and which shall amend and replace in its entirety the existing language of Chapter XIV, entitled "Department of Education" of the Woonsocket Home Rule Charter.

SECTION 3. The Woonsocket Board of Canvassers and Registration shall cause the text of said proposed Home Rule Charter amendment to be publicized in The Call and The Valley Breeze, and to be advertised on radio stations WOON and WNRI, at least thirty (30) days before the special election, which is to be held on June 12, 2018. Said board is authorized to advertise on the above upon first passage of said ordinance.

SECTION 4. The City Clerk shall take all necessary actions to arrange for said question on the ballot and cause to be delivered to the Woonsocket Board of Canvassers and Registration, and the Rhode Island State Board of Elections, and to the Secretary of State of Rhode Island, an attested copy of this ordinance.

SECTION 5. The repealers or amendments to the City of Woonsocket, Rhode Island, Home Rule Charter approved by the electors shall become effective upon certification by the Woonsocket Board of Canvassers and Registration.

SECTION 6. If any provisions within any of the questions is held to be invalid, such invalidity shall not affect any provisions within any question that can give effect without the invalid provision, and to this end, the provisions of all amendments or repealers are declared to be severable.

SECTION 7. This Ordinance shall take effect on the eleventh consecutive day following its passage on Chapter XVII, Article 2, Section 2, of the Woonsocket Home Rule Charter.

Daniel M. Gendron
Council President

James C. Cournoyer
City Council

Jon D. Brien
Council Vice-President

IN CITY COUNCIL April 2, 2018 – Read by title and passed for the first time 4-3 with Councilors
Beauchamp, Fagnant & Murray voting no.

EXHIBIT A.

CHAPTER XIV DEPARTMENT OF EDUCATION

Section 1. Committee to Constitute.

The school committee shall constitute the department of education.

Section 2. Membership of Committee; Terms.

The school committee shall consist of five (5) members who shall be elected from the city at large at the regular city election; provided that the first election on or after December 31, 2017 may be held via a special election on any date determined by the City Council via Resolution. Each member of the committee shall serve for a term of two (2) years and until his successor is elected and qualified.

Section 3. Qualifications; Restrictions on Committee.

Members of the school committee shall have the same qualifications and shall be subject to the same restrictions as are provided by this charter for members of the city council.

Section 4. Filling of Vacancies in Committee.

Any vacancy in the school committee shall be filled by the city council by resolution for the remainder of the term of office.

Section 5. Chairman; Rules; Meetings to be Open.

The school committee shall elect one of its members as chairman and shall adopt its own rules and orders of business. All meetings of the committee shall be open to the public except as provided by state law.

Section 6. Superintendent of Schools

The school committee shall appoint a superintendent of schools as its chief administrative agent to serve an indefinite term subject to employment terms and conditions as determined by a majority of the school committee.

Section 7. Powers and Duties.

The powers and the duties of the school committee shall be as imposed on school committees by state law and the Home Rule Charter.

Section 8. Budget

Annually at the time and in the manner provided in Chapter VII, Article 1, Section 5 (b) the school committee shall submit to the Mayor and City Council an itemized estimate of anticipated revenue and the proposed expenditures necessary to meet the financial needs of the school department for the ensuing fiscal year.

Section 9. Purchasing and Contractual Responsibility.

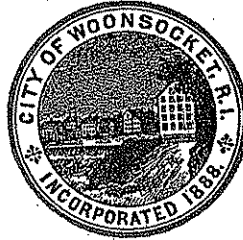
The school committee shall have sole jurisdiction, supervision, and control of all purchasing with respect to school supplies and equipment and all other materials required for school or educational purposes, and shall also have the power and authority to contract for the construction and reconstruction of school buildings within the amounts provided in the capital budget for the construction of reconstruction. As to all purchasing, with respect to school supplies and equipment and all other materials required for school or educational purposes, the school committee shall have the authority and shall be required to purchase or contract for the same, to be responsible for the inspection of deliveries of said purchasing, and to determine their quality, quantity, and conformance with specifications.

The pre-audit of expenditures under the authority of the school committee by the director of finance shall be purely ministerial, concerned only with the legality of the expenditures and availability of the funds, and in no way shall the director of finance interpose his judgment regarding the wisdom or expediency of any item or items of expenditure.

Section 10. Control of Property

The school committee shall have charge of the control and management of all property of the city used for school purposes and in connection therewith, may employ such clerical and custodial employees as it deems necessary, and pay such employees such compensation as it sees fit, subject only to the provisions that such employment and such compensation shall be within the amounts provided in the budget.

City of Woonsocket
Rhode Island



April 16, A.D. 2018

Ordinance

Chapter

**GRANTING NATIONAL GRID PERMISSION
TO INSTALL JOINT POLE P3-84 ON NEWLAND AVENUE**

**BE IT ORDAINED BY THE CITY COUNCIL OF
THE CITY OF WOONSOCKET AS FOLLOWS:**

- Section 1.** That the City Council of the City of Woonsocket hereby grants National Grid permission to install a joint pole, P3-84 on Newland Avenue in the City of Woonsocket and to connect and maintain any wires and fixtures, as needed, to aforementioned pole.
- Section 2.** That the Engineering Division has reviewed the petition and found it to be acceptable.
- Section 3.** This Ordinance shall take effect on the eleventh consecutive day following its passage by the City Council as provided in Chapter III, Section 9 of the Woonsocket Home Rule Charter and all ordinances inconsistent herewith are hereby repealed.

Daniel Gendron, City Council President
'By request of the Administration'

Town Clerk

nationalgrid

PETITION OF THE NATIONAL GRID FOR JOINT OR IDENTICAL POLE LOCATION

TO THE HONORABLE TOWN COUNCIL

OF WOONSOCKET RHODE ISLAND
THE NATIONAL GRID

Respectfully asks permission to locate and maintain poles, wires and fixtures, including the necessary sustain and protecting fixtures to be owned and used in common by you petitioner along and across the following public ways:

NEWLAND AVENUE PROPOSE NEW JOINT OWNED POLE LOCATION

Therefore your petitioners pray that they be granted joint of identical location for existing poles and permission to erect and maintain poles and wires together with such sustaining and protecting fixtures as the may find necessary, said poles erected or to erected substantially in accordance with the plan filed herewith marked: 25872238

Your petitioner agrees to reserve or provide space for one cross arm at a suitable point on each of said poles for the fire, police, telephone signal wires belonging to the municipality and used by it exclusively for municipal purposes.

THE NATIONAL GRID

BY: Jason Mazzola
Jason Mazzola, Engineering *JM*

THE VERIZON NEW ENGLAND, INC.

BY: Daryl Cassin
ORDER

The foregoing petition been read, it was voted that the consent at the

For the use of public ways named for the purposes stated in said petition be and it hereby is granted-----
work to be done subject to the supervision of

A true copy of the vote at the _____

Adopted _____ and recorded in Records Book# _____ Page# _____

CLERK

Pole & UG Petition/Permit Request Form

City
Town of Woonsocket, RI WR # 25872238
(circle one)

Install 1 pole and anchor SO
(quantity) (circle one) JO Poles on Newland Ave
(street name)

Remove _____ SO
(quantity) (circle one) JO Poles on _____
(street name)

Relocate _____ SO
(quantity) (circle one) JO Poles on _____
(street name)

Beginning at a point approximately _____ feet _____ of the centerline
(distance) (compass heading)
of the intersection of _____
(street name)

and continuing approximately _____ feet in a _____ direction.
(distance) (compass heading)

Install underground facilities:

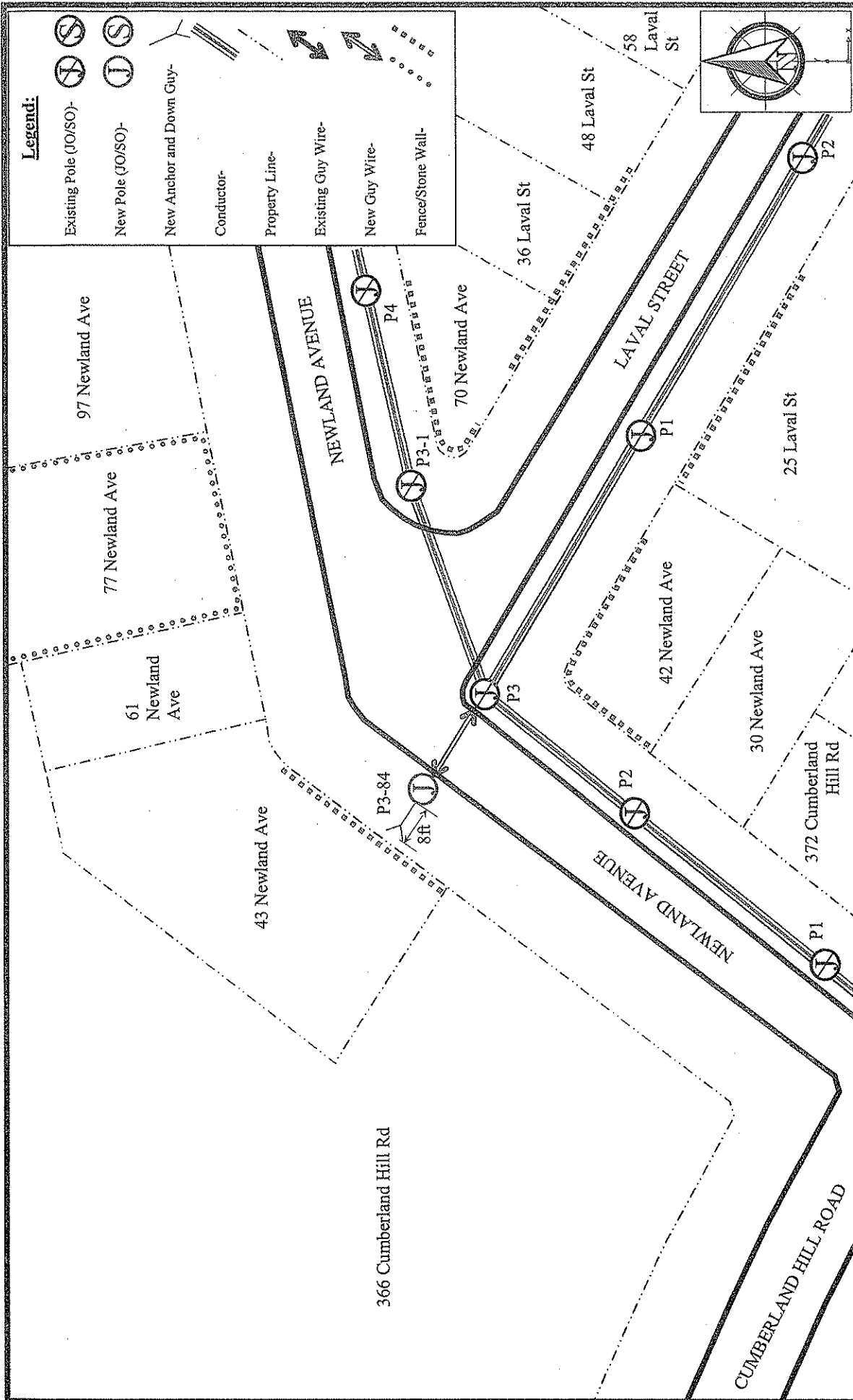
Street(s) _____

Description of Work:

Install pole, guy and anchor with an 8ft lead across from pole 3 Newland Ave. Pole and anchor will be located on town property on the west side of Newland Ave. Pole will be labeled 3-84.

ENGINEER Prasand Nair

DATE 3/14/18



nationalgrid

Exhibit A-Not to Scale

The Exact location of said Facilities to be established by and upon the installation and erection of the Facilities thereof

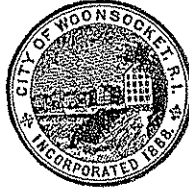
Petition Sketch

CONSTRUCTION DETAILS:
 Install 35ft class 3 pole, sidewalk guy and anchor with an 8ft lead across from pole 3 Newland Ave. Pole and anchor will be located on town property on the west side of Newland Ave. Pole will be labeled 3-84.

Petition

Designer: Prasad Nair
Date: 3/14/18
Work Order #: 25872238
Town: Woonsocket, RI

City of Woonsocket Rhode Island



April 16, A.D. 2018

Ordinance

Chapter

TRANSFERRING FUNDS

**IT IS ORDAINED BY THE CITY COUNCIL OF THE
CITY OF WOONSOCKET AS FOLLOWS:**

SECTION 1. That the following funds be transferred from and to the following accounts:

FY18	<u>DIVISION</u>	<u>ACCOUNT NO.</u>	<u>APPROPRIATION</u>	<u>AMOUNT</u>
FROM:				
	Contingencies	1-010-097-54-54492	Contingency Account	\$12,000.00
TO:				
	Bd of Library Trustees	1-010-017-55-55574	Lease/Purchase	\$12,000.00

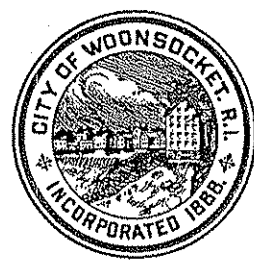
REASON FOR REQUEST:

To transfer funds *from* the Contingency Account *to* the Lease/Purchase account within the Board of Library Trust department in order to fund the cost of purchasing and replacing signage at the Woonsocket Harris Public Library as directed by the Library's Board of Trustees.

SECTION 2. This Ordinance shall take effect immediately when signed by the Mayor following its passage by the City Council as provided in Chapter III, Section 5 of the Woonsocket Home Rule Charter and all Ordinances or parts of Ordinances inconsistent herewith are hereby repealed.

James C. Cournoyer

City of Woonsocket Rhode Island



April 16, AD 2018

Ordinance Chapter

IN AMENDMENT OF THE CODE OF ORDINANCES, CITY OF WOONSOCKET, RHODE ISLAND APPENDIX C, ENTITLED "ZONING" REGULATING INDOOR FARMING

IT IS ORDAINED BY THE CITY COUNCIL OF THE
CITY OF WOONSOCKET AS FOLLOWS:

SECTION 1. The Code of Ordinances, City of Woonsocket, Rhode Island, Appendix C, entitled "Zoning" is hereby amended as follows:

Section 18. Definitions to be amended as follows:

52.) *Indoor Farming*: The cultivation of vegetables, fruits and/or fungi in a closed environmentally controlled structure such as mushrooms, or other specialized products to be sold at wholesale or limited retail ~~including~~ excluding cannabis or other products governed by R.I.G.L. § ~~21-28-6-3~~ 21-28.6-1, et seq; including harvesting, and processing on site, packaging and shipping.

SECTION 2. This Ordinance shall be immediately referred by the City Clerk in writing to the Woonsocket Planning Board for study and recommendation as to potential action.

SECTION 3. The City Council shall schedule a public hearing to consider this ordinance within sixty-five (65) days of receipt, and shall give notice of said hearing by publication in the *Woonsocket CALL* at least once each week for three (3) consecutive weeks prior to the date of said hearing. Such newspaper notice shall be published as a display advertisement, using a type size at least as large as the normal type size used by the newspaper in its news articles, and shall:

- (1) Specify the place of said public hearing and the date and time of its commencement;
- (2) Indicate that amendment of the zoning ordinance, or part thereof, is under consideration;
- (3) Contain a statement of the proposed amendments to the ordinance and map once in its entirety, with the second and third publication referencing the date of the first publication;

- (4) Include one or more maps showing existing and proposed zoning district boundaries, existing streets and roads including their names, and the city and town boundaries where appropriate.
- (5) Advise those interested where and when a copy of the matter under consideration may be obtained or examined and copies; and
- (6) State that the proposal shown thereon may be altered or amended prior to the close of the public hearing without further advertising, as a result of further study or because of the views expressed at the public hearing. Any such alterations or amendments must be presented for comment in the course of said hearing.

SECTION 4. At least two (2) weeks prior to the hearing, a copy of the newspaper notice described in Section 3 above shall be sent by the City Clerk to the Associates Director of the Division of Planning of the Rhode Island Department of Administration.

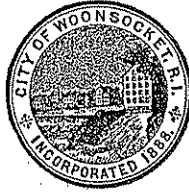
SECTION 5. This Ordinance shall be enacted in accordance with the provisions of Sections 45-24-27 and 45-24-72 of the Rhode Island General Laws, and amended, and shall take effect on the eleventh consecutive day following its passage by the City Council as provided in Chapter III, Section 9 of the Woonsocket Home Rule Charter and all Ordinances or parts of Ordinances inconsistent herewith are hereby repealed.

Richard J. Fagnant, City Council

Melissa Murray, City Council

Christopher A. Beauchamp, City Council

City of Woonsocket
Rhode Island



April 16, A.D. 2018

Resolution

**AUTHORIZING, APPROVING AND DIRECTING THE ENGAGEMENT
OF CERTAIN LAW FIRMS TO REPRESENT THE CITY OF WOONSOCKET
IN POTENTIAL LITIGATION AGAINST CONTRIBUTORS OF
OPIOID ADDICTION CRISIS**

- WHEREAS,** the City of Woonsocket is experiencing serious opioid use as a result of the ready availability of the drug and its abuse; and
- WHEREAS,** the City of Woonsocket desires to retain the Law Firms identified herein to advise and represent the City of Woonsocket regarding litigation and the award of damages from the contributors of opioids within the City of Woonsocket; and
- WHEREAS,** the City Administration is desirous to engage the services of said law firm to litigate against the manufacturers and distributors responsible for the opioid crises.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF
THE CITY OF WOONSOCKET, RHODE ISLAND, AS FOLLOWS:**

- SECTION 1.** The City Council of the City of Woonsocket, hereby authorizes and approves the employment of the law firms identified in the Legal Services Agreement, attached hereto and incorporated herein as **Exhibit "A"** (herein referred to as the "Law Firms") to represent the City of Woonsocket in potential litigation against contributors of the Opioid addiction crises.
- SECTION 2.** The City Council hereby authorizes and approves, or confirms authorization and approval, of the Legal Services Agreement, substantially in the form attached hereto and incorporated herein by reference thereto as **Exhibit "A"**, and directs the authorized executor of the City of Woonsocket to execute and enter into the Legal Services Agreement with the Law Firms, setting forth the scope of the work to be performed by the Law Firms, including litigation against contributors to the Opioid addiction crises within the City of Woonsocket and the terms and conditions of the employment of the Law Firms. The Legal Services Agreement may be amended, after approval of this Resolution, without further action of the City Council, with the approval of the authorized executor, whose signature on the Legal Services Agreement shall be evidence of such approval.
- SECTION 3.** If any section, paragraph or provision of this Resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this Resolution.
- SECTION 4.** This Resolution shall take effect immediately upon its passage by the City Council.

Christopher A. Beauchamp
City Council

Melissa Murray
City Council

LEGAL SERVICES AGREEMENT

RE: City of Woonsocket, Rhode Island civil suit against those legally responsible for the wrongful distribution of prescription opiates and damages caused thereby.

The City of Woonsocket, Rhode Island (hereinafter "CLIENT") hereby retains outside counsel, pursuant to the Rhode Island Disciplinary Rules of Professional Conduct, on a contingent fee basis, to pursue all civil remedies against those in the chain of distribution of prescription opiates responsible for the opioid epidemic which is plaguing Woonsocket, Rhode Island, including, but not limited to, filing a claim for public nuisance to abate the damages caused thereby. CLIENT consents to the participation of the following firms (hereinafter "FIRMS"):

HAMEL, WAXLER, ALLEN & COLLINS
395 Smith Street
Providence, Rhode Island

THE LAW OFFICE OF LUCAS MAGAZINE, PLLC
8606 Government Drive
New Port Richey, Florida

BARON & BUDD, PC
3102 Oak Lawn Avenue, Suite 1100
Dallas, Texas

LEVIN, PAPANTONIO, THOMAS, MITCHELL, RAFFERTY & PROCTOR, PA
316 South Baylen Street
Pensacola, Florida

GREENE, KETCHUM, FARRELL, BAILEY & TWEEL, LLP
419 11th Street
Huntington, West Virginia

HILL PETERSON CARPER BEE & DEITZLER PLLC
500 Tracy Way
Charleston, West Virginia

MCHUGH FULLER LAW GROUP
97 Elias Whiddon Road
Hattiesburg, Mississippi

POWELL & MAJESTRO, PLLC
405 Capitol Street, P-1200
Charleston, West Virginia

In consideration, CLIENT agrees to pay twenty-five percent (25%) of the total recovery (gross) in favor of the CLIENT as an attorney fee whether the claim is resolved by compromise, settlement, or trial and verdict (and appeal). The gross recovery shall be calculated on the amount obtained before the deduction of costs and expenses. Total fees and expenses shall not exceed fifty percent (50%) of the gross recovery. CLIENT grants the Firm an interest in a fee based on the gross recovery. If a court awards attorneys' fees, the Firm shall receive the "greater of" the gross recovery-based contingent fee or the attorneys' fees awarded. **There is no fee if there is no recovery.**

The FIRMS shall advance all necessary litigation expenses necessary to prosecute these claims. All such litigation expenses, including the reasonable internal costs of electronically stored information (ESI) and electronic discovery generally or the direct costs incurred from any outside contractor for those services, will be deducted from any recovery after the contingent fee is calculated. **There is no reimbursement of litigation expenses if there is no recovery.**

The CLIENT acknowledges this fee is reasonable given the time and labor required, the novelty and difficulty of the questions involved, and the skill requisite to perform the legal service properly, the likelihood this employment will preclude other employment by the Firm, the fee customarily charged in the locality for similar legal services, the anticipated (contingent) litigation expenses and the anticipated results obtained, the experience, reputation, and ability of the lawyer or lawyers performing the services and the fact that the fee is contingent upon a successful recovery.

This litigation is intended to address a significant problem in the community. The litigation focuses on the wholesale distributors and manufacturers of opioids and their role in the diversion of millions of prescription opiates into the illicit market which has resulted in opioid addiction, abuse, morbidity and mortality. There is no easy solution and no precedent for such an action against this sector of the industry. Many of the facts of the case are locked behind closed doors. The billion-dollar industry denies liability. The litigation will be very expensive and the litigation expenses will be advanced by the Firm with reimbursement contingent upon a successful recovery. The outcome is uncertain, as is all civil litigation, with compensation contingent upon a successful recovery. Consequently, there must be a clear understanding between the CLIENT and the FIRMS regarding the definition of a "successful recovery."

The Firm intends to present a damage model designed to abate the public health and safety crisis. This damage model may take the form of money damages and/or equitable remedies (e.g., an abatement fund). The purpose of the lawsuit is to seek reimbursement of the costs incurred in the past fighting the opioid epidemic and/or recover the funds necessary to abate the health and safety crisis caused by the unlawful conduct of the wholesale distributors and manufacturers of opioids. The CLIENT agrees to compensate the Firm, contingent upon prevailing, by paying 25% of any settlement/resolution/judgment, in favor of the CLIENT, whether it takes the form of monetary damages or equitable relief. For instance, if the remedy is in the form of monetary damages, CLIENT agrees to pay 25% of the gross amount to Firm as compensation and then reimburse the reasonable litigation expenses. If the remedy is in the form of equitable relief (e.g., abatement fund), CLIENT agrees to pay 25% of the gross value of the equitable relief to the Firm as compensation and then reimburse the reasonable litigation expenses. To be clear, the Firm shall not be paid nor receive reimbursement from public funds

unless required by law. However, any judgment arising from successful prosecution of the case, or any consideration arising from a settlement of the matter, whether monetary or equitable, shall not be considered public funds for purposes of calculating the contingent fee unless required by law. Under no circumstances shall the CLIENT be obligated to pay any attorneys fee or any litigation expenses except from moneys expended by defendant(s) pursuant to the resolution of the CLIENT's claims. If the defendant(s) expend their own resources to abate the public health and safety crisis in exchange for a release of liability, then the Firm will be paid the designated contingent fee from the resources expended by the defendant(s). CLIENT acknowledges this is a necessary condition required by the Firm to dedicate their time and invest their resources on a contingent basis to this enormous project. If the defendant(s) negotiate a release of liability, then the Firm should be compensated based upon the consideration offered to induce the dismissal of the lawsuit.

The division of fees, expenses and labor between the FIRMS will be decided by private agreement between the law firms and subject to approval by the CLIENT. Any division of fees will be governed by the Rhode Island Disciplinary Rules of Professional Conduct including: (1) the division of fees is in proportion to the services performed by each lawyer or each lawyer assumes joint responsibility for the representation of the CLIENT in writing; (2) the CLIENT is advised of the share that each lawyer is to receive and does not object to the participation of all the lawyers involved; and (3) the total fee is reasonable.

The FIRMS shall appoint a contact person to keep the CLIENT reasonably informed about the status of the matter in a manner deemed appropriate by the CLIENT. The CLIENT at all times shall retain the authority to decide the disposition of the case and personally oversee and maintain absolute control of the litigation.

Upon conclusion of this matter, the FIRMS shall provide the CLIENT with a written statement stating the outcome of the matter and, if there is a recovery, showing the remittance to the client and the method of its determination. The closing statement shall specify the manner in which the compensation was determined under the agreement, any costs and expenses deducted by the lawyer from the judgment or settlement involved, and, if applicable, the actual division of the lawyers' fees with a lawyer not in the same firm, as required in Rule 1.5 of the Rhode Island Disciplinary Rules of Professional Conduct. The closing statement shall be signed by the CLIENT and each attorney among whom the fee is being divided.

Nothing in this Agreement and nothing in the FIRMS' statement to the CLIENT may be construed as a promise or guarantee about the outcome of this matter. The FIRMS make no such promises or guarantees. FIRMS' comments about the outcome of this matter are expressions of opinion only and the FIRMS make no guarantee as to the outcome of any litigation, settlement or trial proceedings.

SIGNED, this _____ day of _____, 2018.

Lisa Baldilli-Hunt
Mayor
City of Woonsocket
169 Main Street
Woonsocket, RI 02895

Accepted:

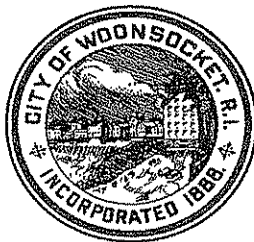
By: _____
Eva-Marie Mancuso, Esq., Hamel, Waxler, Allen & Collins

Date: _____

By: _____
Archie Lamb, Esq., Levin, Papantonio, Thomas, Mitchell, Rafferty & Proctor, PA

Date: _____

CITY OF WOONSOCKET
RHODE ISLAND



RESOLUTION

April 2, A.D. 2018

GRANTING PERMISSION TO USE CITY PROPERTY

WHEREAS, Vali Khamsomphou wishes to utilize certain property of the City, to wit, Cold Spring Park on Saturday, August 4th, 2018 from 9:00 A.M. to 8:00 P.M. & Sunday, August 5th, 2018 from 9:00 A.M. to 5:00 P.M. (with set-up time on Thursday, August 2nd & Friday, August 3rd), for the purpose of holding their 7th Annual Southeast Asian Water Festival.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WOONSOCKET, RHODE ISLAND, AS FOLLOWS:

SECTION 1. Vali Khamsomphou is hereby permitted to utilize Cold Spring Park on Saturday, August 4th, 2018 from 9:00 A.M. to 8:00 P.M. & Sunday, August 5th, 2018 from 9:00 A.M. to 5:00 P.M. (with set-up time on Thursday, August 2nd & Friday, August 3rd), for the purpose of holding their 7th Annual Southeast Asian Water Festival.

SECTION 2. This resolution shall take effect upon its passage by the City Council and is subject to any conditions that the Public Safety Department may impose and payment of all associated costs as determined by the Director of Public Works. Applicant will obtain a permit from the Recreation Director upon payment of fees.

Daniel M. Gendron

IN CITY COUNCIL April 2, 2018 – Read by title and tabled.

CITY OF WOONSOCKET RENTAL OF CITY PARK FORM

Available Parks and Ammenties Include:

Park List : River Island, River's Edge, Bernon Park, Globe, Cass, Dunn, Cold Spring, Dionne and Costa
Restrooms: River Island, River's Edge, Dionne & Bernon. Portables @ Dunn, Cass & Cold Spring during Spring & Summer
Concession Stand: River Island & River's Edge.
Power: River Island, River's Edge, Dunn Park, Costa, Cold Spring
Stages/Gazebo: River Island & Cold Spring

Park Choice: ~~_____~~ Cold Spring Park

Date of event: Aug. 4 and 5 **Rain date:** N/A

Hours of event: Sat 9am-8pm Sun 9am-5pm Friday & Thursday
(Actual advertised time of event) (Arrival to set up time)

Description of event: South East Asian Water-Festival

Expected attendance: # 2000

Fee Schedule:

	<u>Mon - Sat</u>	<u>Sunday</u>	
Small Tent	\$175	\$225	_____
Large Tent	\$1,100	\$1,500	_____
Event Attendants	\$30/hr	\$38/hr	_____ *
Picnic Tables	\$33 each	\$45 each	_____
Folding Tables	\$10 each	\$13 each	_____ ***
Chairs	\$1 each	\$1.33 each	_____ ***
Concession Stand	\$50	\$75	_____
Power	\$25 per location	\$25 per location	_____
**Admin. Fees	\$35	\$35	\$35 NON-REFUNDABLE
		Total for event	

Applicant/ Contact Person Name: SIVIXAY BAY NHOUMVONG-SOUILLI

Address: 37 NINE ST ~~W~~ W 90N RI 02895

Phone #: 401.965.6510

Phone #: N/A Home/Office 984.502.4338 Cell

Applicant Signature: [Signature] Date: 2/16/18

Parks Director Elizabeth Kerrigan Date: 1/30/18 maney order

Call for Availability 767-9287
 Email = ekerrigan@woonsocketri.org payment type

* Attendent(s) required for events with food of 50p or more for a minimum of 4 hrs towards end of event.
 ** Administration fee due at time of application. Balance is due one week prior to event.
 *** Events with table/chair rental, and/or access to facilities or power, require an attendant for the duration of the event, plus time for setup and break down

7th Annual SouthEastAsian Water Festival

Dates: Saturday, August 4 and August 5

Park Use: Cold Spring Park
Hours: 9am-7pm

March 27, 2018

Dear City Council:

I am requesting the use of Cold Spring Park on Saturday August 4, 2018 and Sunday August 5, 2018 for the 7th Annual SouthEastAsian Water-Festival.

I am the Founder of the SouthEastAsian Water-Festival and we have a 31 committee members whom residents throughout New England. A few of our committee members live in Woonsocket.

Last year was a successful event. We had people from all over New England. I am very proud to bring this event to Woonsocket.

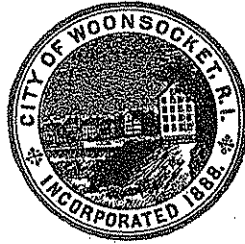
This event is free to the public but we just for a little donation at the entrance. There will be cultural music and dance performances and boat race tournament. Woonsocket permitted food vendors. There will be arts and crafts and booths for local businesses and community organizations.

Sincerely,



Vali Khamisomphon

City of Woonsocket Rhode Island



April 16, 2018 A.D.

Resolution

AUTHORIZING THE CANCELLATION OF CERTAIN TAXES

WHEREAS, The City Assessor, recommends that the said taxes be cancelled and/or refunded in the amount as respectively and particularly set forth in said report.

IT IS HEREBY RESOLVED BY THE CITY COUNCIL OF THE
CITY OF WOONSOCKET AS FOLLOWS:

Section 1: That the said above described report be incorporated in and attached to this resolution and that the said report be made a part and parcel hereof.

Section 2: That the City Council hereby orders that said taxes be cancelled and/or refunded.

Section 3: That the City Clerk of the City Council shall, upon the passage of this resolution forthwith certify to the City Treasurer and Tax Collector, of this city, that the taxes specified and itemized in said report have been cancelled and abated in the amounts as respectively and particularly set forth in said report; and that the Finance Director of the city of Woonsocket is hereby authorized, on the passage of this resolution, to make refunds in the amount or amounts as respectively and particularly set forth in said report.

Section 4: This resolution shall take effect upon passage.

Daniel M Gendron
By request of The Administration

ASSESSOR'S
ABATEMENT CODES

<u>CODE</u>	<u>REASON</u>
50	- Erroneously assessed due to incorrect field data/incorrect classification of homestead exemption
51	- Veteran/Blind/Elderly Exemption not applied
52	- Incorrect amount abated on previous abatement listing or error on prior certification
53	- Non-Utilization Tax assessed subsequent to sale of property or/assessed in error
54	- Homestead Exemption not applied/incorrectly classified
55	- Tax Exempt.
56	- Inventory exempt due to wholesaler's exemption
57	- Legal Residence – Out of Town – Prior to Assessment Date
58	- Registration Cancelled – Vehicle sold
59	- Vehicle traded in, or repossessed, and/stolen not recovered
61	- Vehicle garaged and/or registered out of City
62	- Double taxation on vehicle
63	- Over assessed on vehicle/registry error
64	- Incorrect year/model/make of vehicle
65	- Vehicle destroyed in accident
66	- Should have been tax lien
67	- Business relocated out of City prior to assessment date
68	- Double taxation on Business/over overassessed on business
69	- Out of Business – prior to assessment date/business sold to new owner & recertified
70	- Company erroneously included manufacturing equip/inv in their report of valuation
71	- Company erroneously included, leasehold expenses, cash and other expenses, and/or overstated their assets
72	- Removal of porches, decks, garages, pools, sheds or underground tanks
73	- Double taxation on Real Estate
74	- Over assessed due to adjustment in degree of building completion as of December 31 st
75	- Over assessed due to error in computation of valuation which was not in conformity with surrounding properties
76	- Building (s) demolished prior to assessment date
77	- Property was assessed at incorrect tax year/ incorrect tax rate/ incorrect field data
78	- Adjustment to property valuation due to extreme deterioration prior to assessment date
79	- Property sustained fire damage – prior to assessment date
80	- 5 +5 Plan
81	- Party deceased prior to assessment date
82	- Per Order of the City Council
83	- Original abatement was approved and granted last year, but not carried forward for this year's tax roll
84	- Per advice & recommendation of Law Dept.
85	- Per Court Order
86	- First Appeal/Submitted by the Tax Board of Assessment Review
87	- Wrong party – recertified//wrong classification-recertified
88	- Tax Exempt – Interstate Commerce Vehicles – Equipment assessed to tax exempt entity.
89	- Value reduced by R.I. Vehicle Value Commission
90	- Property taken over by the State for highway purposes
91	- Tax Settlement Agreement / "PILOT " Agreement / Option Agreement
92	- Bankruptcy
93	- Lot dropped and added to another lot
94	- Job Incentive Creation Program Exemption
95	- Due to the new software system an abatement must be done prior to a recertification of taxes
96	- Pro-Rated Homestead Exemption
97	- Assessment adjustment due to supporting documentation submitted by taxpayer
98	- Remove Homestead Exemption / recertified exemption credit
99	- Motor Vehicle Phase Out

Amendment Report: Abatement
Status: Pending
Page: 1

Woonsocket, RI

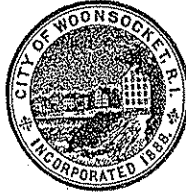
APRIL 16, 2018

Posting Date: / /
Transaction Date: / /
Report Printed: 04/10/2018 03:40:01 PM

M00-4171-17 2017 MV Tax Roll LAMOUREUX RAYMOND R III 2015 TOY TAC 039546 63 REGISTRY ERROR \$1,003.38
164 MANILA AVE
WOONSOCKET, RI 02895

Total \$1,003.38

City of Woonsocket Rhode Island



April 16, 2018 A.D.

Resolution

AUTHORIZING THE CANCELLATION OF CERTAIN TAXES

WHEREAS, The Tax Board of Assessment Review, recommends that the said taxes be cancelled and/or refunded in the amount as respectively and particularly set forth in said report

IT IS HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF WOONSOCKET AS FOLLOWS:

Section 1: That the said above described report be incorporated in and attached to this resolution and that the said report be made a part and parcel hereof.

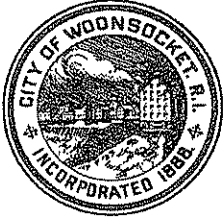
Section 2: That the City Council hereby orders that said taxes be cancelled and/or refunded.

Section 3: That the City Clerk of the City Council shall, upon the passage of this resolution forthwith certify to the City Treasurer and Tax Collector, of this city, that the taxes specified and itemized in said report have been cancelled and abated in the amounts as respectively and particularly set forth in said report; and that the Finance Director of the city of Woonsocket is hereby authorized, on the passage of this resolution, to make refunds in the amount or amounts as respectively and particularly set forth in said report.

Section 4: This resolution shall take effect upon passage.

Acct. No.	Name	Year	Property	Code	Abatement
R00-8391-023	JENSEN ROBERT S & DENISE R 9 OLD JENCKES HILL ROAD LINCOLN RI 02865	2017	99 ELM STREET	91 PILOT AGREEMENT/8% per RIGL 44-5-13.11	\$6,104.00

Daniel M. Gendron
By request of the Administration



City of Woonsocket

ASSESSING DIVISION, FINANCE DEPARTMENT
PO BOX B, 169 MAIN STREET
WOONSOCKET, RHODE ISLAND 02895
TEL (401) 767-9270 & (401) 767-9271
FAX (401) 597-6604

To: Honorable Members of the City Council
From: Elyse Paré, City Assessor
Date: April 11, 2018
Subject: **CANCELLATION OF CERTAIN TAXES**

The property owners of 99 Elm Street are eligible for the 8% taxation pursuant to RIGL § 44-5-13.11. 8% of their total gross rent revenue is \$9,395.52.

As a result of the above, I am requesting the real estate account R00-8391-23 (originally billed \$15,499.52) be adjusted by (\$6,104.00).

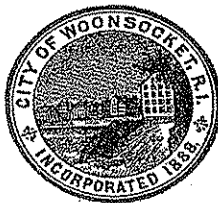
Sincerely,

Elyse Paré
City Tax Assessor

ASSESSOR'S
ABATEMENT CODES

<u>CODE</u>	<u>REASON</u>
50 -	Erroneously assessed due to incorrect field data/incorrect classification of homestead exemption
51 -	Veteran/Blind/Elderly Exemption not applied
52 -	Incorrect amount abated on previous abatement listing or error on prior certification
53 -	Non-Utilization Tax assessed subsequent to sale of property or/assessed in error
54 -	Homestead Exemption not applied/incorrectly classified
55 -	Tax Exempt.
56 -	Inventory exempt due to wholesaler's exemption
57 -	Legal Residence – Out of Town – Prior to Assessment Date
58 -	Registration Cancelled – Vehicle sold
59 -	Vehicle traded in, or repossessed, and/stolen not recovered
61 -	Vehicle garaged and/or registered out of City
62 -	Double taxation on vehicle
63 -	Over assessed on vehicle/registry error
64 -	Incorrect year/model/make of vehicle
65 -	Vehicle destroyed in accident
66 -	Should have been tax lien
67 -	Business relocated out of City prior to assessment date
68 -	Double taxation on Business/over overassessed on business
69 -	Out of Business – prior to assessment date/business sold to new owner & recertified
70 -	Company erroneously included manufacturing equip/inv in their report of valuation
71 -	Company erroneously included, leasehold expenses, cash and other expenses, and/or overstated their assets
72 -	Removal of porches, decks, garages, pools, sheds or underground tanks
73 -	Double taxation on Real Estate
74 -	Over assessed due to adjustment in degree of building completion as of December 31 st
75 -	Over assessed due to error in computation of valuation which was not in conformity with surrounding properties
76 -	Building (s) demolished prior to assessment date
77 -	Property was assessed at incorrect tax year/ incorrect tax rate/ incorrect field data
78 -	Adjustment to property valuation due to extreme deterioration prior to assessment date
79 -	Property sustained fire damage – prior to assessment date
80 -	5 +5 Plan
81 -	Party deceased prior to assessment date
82 -	Per Order of the City Council
83 -	Original abatement was approved and granted last year, but not carried forward for this year's tax roll
84 -	Per advice & recommendation of Law Dept.
85 -	Per Court Order
86 -	First Appeal/Submitted by the Tax Board of Assessment Review
87 -	Wrong party – recertified//wrong classification-recertified
88 -	Tax Exempt – Interstate Commerce Vehicles – Equipment assessed to tax exempt entity.
89 -	Value reduced by R.I. Vehicle Value Commission
90 -	Property taken over by the State for highway purposes
91 -	Tax Settlement Agreement / "PILOT " Agreement / Option Agreement
92 -	Bankruptcy
93 -	Lot dropped and added to another lot
94 -	Job Incentive Creation Program Exemption
95 -	Due to the new software system an abatement must be done prior to a recertification of taxes
96 -	Pro-Rated Homestead Exemption
97 -	Assessment adjustment due to supporting documentation submitted by taxpayer
98 -	Remove Homestead Exemption / recertified exemption credit
99 -	Motor Vehicle Phase Out

City of Woonsocket Rhode Island



Resolution

April 16, A.D. 2018

GRANTING PERMISSION TO USE CITY PROPERTY

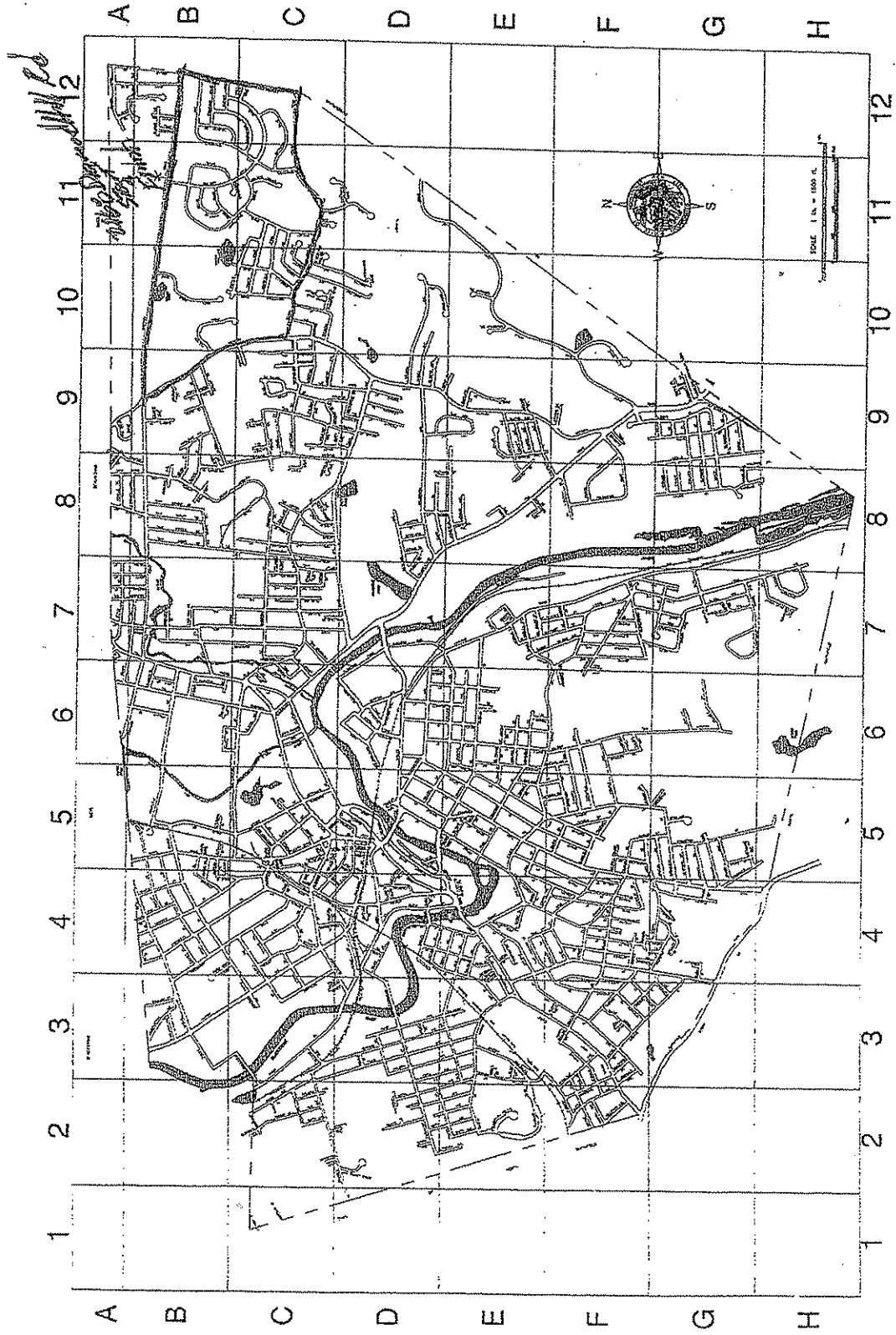
WHEREAS, the gym, LLC wishes to utilize certain roadways through the City, as shown on the attached map, on Monday May 28, 2018, from 7:00am to 11:00am, for the purpose of holding its sixth annual road race/walk known as the George Nasuti Novans Pride 5k to benefit the Woonsocket School Athletic Department.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WOONSOCKET, RHODE ISLAND, AS FOLLOWS:

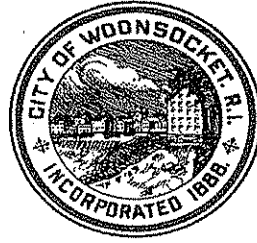
Section 1. the gym, LLC is hereby permitted to utilize certain roadways through the City on Monday May 28, 2018 from 7:00am to 11:00am, for the purpose of holding the George Nasuti Novans Pride 5K road race/walk to benefit the Woonsocket School Athletic Department.

Section 2. This Resolution shall take effect immediately upon its passage by the City Council and is subject to any conditions that the Public Safety Department may impose and payment of all associated costs as determined by the Director of Public Works.

Daniel M. Gendron
City Council President



CITY OF WOONSOCKET
RHODE ISLAND



RESOLUTION

April 16, A.D. 2018

GRANTING PERMISSION TO USE CITY PROPERTY

WHEREAS, the Woonsocket Pothier Foundation wishes to utilize certain property of the City, approval of street closure of Main Street on Monday, June 25, 2018 from 12 Noon to 10:00 P.M. & closure of the alleyway off James Street from Saturday, June 23, 2018 at 12:00 noon until Tuesday, June 26, 2018 at 12:00 noon, for the purpose of holding the Feast of St. Jean the Baptiste.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF
THE CITY OF WOONSOCKET, RHODE ISLAND, AS FOLLOWS:**

SECTION 1. The Woonsocket Pothier Foundation is hereby permitted to utilize Main Street on Monday, June 25, 2018 from 12 Noon to 10:00 P.M. & closure of the alleyway off James Street from Saturday, June 23, 2018 at 12:00 noon until Tuesday, June 26, 2018 at 12:00 noon, for the purpose of holding the Feast of St. Jean the Baptiste.

SECTION 2. This resolution shall take effect upon its passage by the City Council and is subject to any conditions that the Public Safety Department may impose and payment of all associated costs as determined by the Director of Public Works. Applicant will obtain a permit from the Recreation Director upon payment of fees.

Daniel M. Gendron
Council President



April 11, 2018

To: The Honorable City Council

June 25, 2018 – The Feast of St. Jean the Baptiste will be the largest feast of its kind and in that spirit outreaching to the community of need and feeding 2,500 inner city youth. It will also be the largest history lesson of its kind for our community and will make us aware of our greatest asset – our diversity. A day of ethnic pride with every faith and every food, and making our children Woonsocket's superheroes. This event is sponsored by The Woonsocket Pothier Foundation and The Heritage Harbor Foundation.

For those who don't know me, a brief resume:

In 1988 the city centennial block party, 1st Night and burial of time capsule.

In 1989 & 1990 the 1st Nighter on Main St.

In 1994 the huge event "Jazz on the Blackstone".

In 2013 Woonsocket's 125th celebration, a time of unity.

Each event punctuated a moment in city history. Each event was a free event. Each event was for the people of the city. Each event was a city sponsored event.

Always a protector of the city's history and culture, in the late 80's and early 90's huddled with the late Al Klyberg and Mayor Lanctot to keep the museum initiative alive. I arranged the sale of the Falls Yarn Mill to Gary Fernandes, worked with the late Peter Koutrous rising the Glenark, assisted with the plan for Lincoln Street and most recently erected the Arch of Triumph depicting Woonsocket's proud heritage and history. Soon to come will be the Woonsocket Industrial Trail project.

I mention all of the above to bring awareness of what transpired in the past and how successful we were in uniting the city with these events. Now, more than ever, Kim Deacon and I feel the need to take a course of action. To unify our diverse city, to bring awareness of its rich history, and to nourish the spirit, body, heart, and minds of our children.

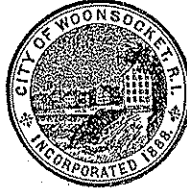
I humbly request the closure of Main Street on Monday, June 25, 2018 from 12:00 noon until 10:00 pm and closure of the alleyway of James Street from Saturday, June 23, 2018, 12:00 noon until Tuesday, June 26, 2018 12:00 noon.

Sincerely,

A handwritten signature in black ink, appearing to read "Albert R. Beauparlant". The signature is fluid and cursive, with a long horizontal stroke extending to the right from the end of the name.

Albert R. Beauparlant
Executive Director
Woonsocket Pothier Foundation
P.O. Box 1883
Woonsocket, RI 02895
woonsocketpothierfoundation@gmail.com
(401) 356-0476

City of Woonsocket
Rhode Island



April 16, A.D. 2018

Resolution

**AUTHORIZING THE ENGAGEMENT OF OUTSIDE LEGAL COUNSEL AS
REPRESENTATION FOR THE CITY OF WOONSOCKET & WOONSOCKET
REGIONAL WASTEWATER COMMISSION FOR THE ARBITRATION
MATTER WITH SYNAGRO NORTHEAST, LLC**

- WHEREAS,** The City of Woonsocket and Woonsocket Regional Wastewater Commission (the "City") has a dispute with Synagro Northeast, LLC ("Synagro"); and
- WHEREAS,** The City and Synagro became involved in this dispute and controversy pursuant to a violation of waste discharge and were unable to amicably resolve said dispute; and
- WHEREAS,** The City sought an arbitration through the American Arbitration Association to pursue a solution to the grievance (Exhibit A); and
- WHEREAS,** The City wishes to engage the services of Jules D'Alessandro of D'Alessandro & Wright, LLC to represent the City in the arbitration case; and
- WHEREAS,** The City is requesting approval of the City to engage the services of Jules D'Alessandro of D'Alessandro & Wright, LLC in this matter at an hourly fee rate of no more than \$225.00 per hour.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF
THE CITY OF WOONSOCKET, RHODE ISLAND, AS FOLLOWS:**

- SECTION 1.** The City Council authorizes the Director of Public Works to engage Jules D'Alessandro of D'Alessandro & Wright, LLC at a rate of no higher than \$225.00 per hour, to be paid from The Regional Wastewater Treatment Fund.
- SECTION 2.** This Resolution shall take effect immediately upon its passage by the City Council.

Daniel M. Gendron
City Council President
By Request of the Administration



AMERICAN
ARBITRATION
ASSOCIATION®

INTERNATIONAL CENTRE
FOR DISPUTE RESOLUTION®

RECEIVED

Voorhees, NJ

JAN 31 2018

EXHIBIT A

COMMERCIAL ARBITRATION RULES
DEMAND FOR ARBITRATION

For Consumer or Employment cases, please visit www.adr.org for appropriate forms.
American Arbitration

You are hereby notified that a copy of our arbitration agreement and this Demand are being filed with the American Arbitration Association with a request that it commence administration of the arbitration. The AAA will provide notice of your opportunity to file an answering statement.

Name of Respondent: Nicholas Quigley, Plant Manager			Name of Representative (if known): Alvin L. Thomas II, Esq.		
Address: Synagro Woonsocket LLC 15 Cumberland Hill Rd.			Name of Firm (if applicable): Synagro Technologies, Inc.		
			Representative's Address: 1800 Bering Dr., Suite 1000		
City: Woonsocket	State: RI	Zip Code: 02895	City: Houston	State: TX	Zip Code: 77057
Phone No.: 401-765-6764	Fax No.:		Phone No.:	Fax No.:	
Email Address: nquigley@synagro.com			Email Address:		
The named claimant, a party to an arbitration agreement which provides for arbitration under the Commercial Arbitration Rules of the American Arbitration Association, hereby demands arbitration.					
Brief Description of the Dispute: The corrosive effects of Synagro's low pH, high temperature scrubber water discharge were the sole cause of significant structural damage of the concrete drain pipe. The City was required to install a structural lining to avoid a possible catastrophic failure.					
Dollar Amount of Claim: \$ 404,733.50			Other Relief Sought: <input checked="" type="checkbox"/> Attorneys Fees <input checked="" type="checkbox"/> Interest <input checked="" type="checkbox"/> Arbitration Costs <input type="checkbox"/> Punitive/ Exemplary <input type="checkbox"/> Other		
Amount enclosed: \$ 4000			In accordance with Fee Schedule: <input type="checkbox"/> Flexible Fee Schedule <input checked="" type="checkbox"/> Standard Fee Schedule		
Please describe the qualifications you seek for arbitrator(s) to be appointed to hear this dispute: Claimant requests that the arbitrator be an attorney experienced in construction law.					
Hearing locale: Providence, RI			(check one) <input checked="" type="checkbox"/> Requested by Claimant <input type="checkbox"/> Locale provision included in the contract		
Estimated time needed for hearings overall: 8 hours or 1 days			Type of Business: Claimant: Municipal Corporation Respondent: Private LLC		
Are any parties to this arbitration, or their controlling shareholder or parent company, from different countries than each other? No					
Signature (may be signed by a representative): <i>Steven D'Agostino</i>			Date: January 19, 2018		
Name of Claimant: Steven D'Agostino, Director			Name of Representative: John DeSimone, City Solicitor		
Address (to be used in connection with this case): City of Woonsocket DPW, 169 Main St.			Name of Firm (if applicable): N/A		
			Representative's Address: 169 Main St.		
City: Woonsocket	State: RI	Zip Code: 02895	City: Woonsocket	State: RI	Zip Code: 02895
Phone No.: 401-767-1413	Fax No.: 401-769-8712		Phone No.: 401-767-9202	Fax No.: 401-769-8712	
Email Address: sdagostino@woonsocketri.org			Email Address: jdesimone@woonsocketri.org		
To begin proceedings, please send a copy of this Demand and the Arbitration Agreement, along with the filing fee as provided for in the Rules, to: American Arbitration Association, Case Filing Services, 1101 Laurel Oak Road, Suite 100 Voorhees, NJ 08043. At the same time, send the original Demand to the Respondent.					

Please visit our website at www.adr.org if you would like to file this case online. AAA Case Filing Services can be reached at 877-495-4185.