

**AMENDED**

**MONDAY, DECEMBER 18, 2017  
WOONSOCKET CITY COUNCIL AGENDA  
CITY COUNCIL PRESIDENT DANIEL M. GENDRON PRESIDING  
7:00 PM. – HARRIS HALL  
169 MAIN STREET, WOONSOCKET, RHODE ISLAND 02895**

**REGULAR MEETING**

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 DECEMBER 4<sup>TH</sup>**
6. **COMMUNICATIONS FROM MAYOR**  
  
17 M 21 From Mayor to address the City Council regarding the Mayor's Office and events within the City.
7. **COMMUNICATIONS FROM CITY OFFICERS**  
  
17 CO 66 Opinion of City Solicitor regarding claim of Eric Gathigi v. City of Woonsocket.
8. **AGENDA FOR BOARD OF LICENSE COMMISSIONERS**  
  
17 LC 49 Application of licenses and renewal of licenses (listing attached).
9. **COMMUNICATIONS AND PETITIONS**  
  
17 CP 76 Monthly odor report from CH2M Hill.  
17 CP 77 A request of Director Jalette to address the City Council regarding a Public Safety Study.  
17 CP 78 Request of Councilman Fagnant to address the following items:
  1. Hydrant refurbishing program and bids received.
  2. Transferring funds to purchase a new 2018 Ford F550 rescue vehicle?
  3. Salt brine system being applied to our city roads?
  4. Recycling program and how the public can help make it successful.
  5. Update on Landmark/Prime Medical from administration?
  6. Christmas greeting from Councilman Fagnant and family.  
17 CP 79 Request of Councilman Cournoyer to address the following items:
  1. FY 2018 Budget.
  2. Appointments to Boards and Committees.
  3. Public Safety.
  4. Blight.  
17 CP 80 Request of Vice President Brien to address the following items:
  1. 17-R-129: Authorizing and empowering Mayor Lisa Baldelli-Hunt to submit an application to the Rhode Island Department of Environmental Management for improvements at Cass Park.
  2. 17-R-130: Authorizing and empowering the Mayor and Director of Planning & Development to apply to the Rhode Island Department of Environmental Management for grant awards under the Brownfields Site Preparation & Remediation Funding Program.
  3. Municipal MOU in connection with the Boston Surface Rail Project.

10. **GOOD AND WELFARE**  
(Five minute limit, per Council Rules of Order)
11. **ORDINANCES PASSED FOR THE FIRST TIME DECEMBER 4<sup>TH</sup>**
- 17 O 74 Requiring the City Council approval for the hiring of attorneys.-Fagnant  
17 O 75 Amending the Code of Ordinances, City of Woonsocket, Rhode Island,  
Chapter 13, Entitled "Licenses and Permits", Article 2, Section 13-24.-  
Sierra
- 17 O 76 In amendment of Chapter 17 Entitled, "Traffic" of the Code of  
Ordinances, City of Woonsocket.-Gendron  
17 O 77 Authorization to sell the property located at 248 Park Avenue,  
Woonsocket, Rhode Island.-Beauchamp
12. **NEW ORDINANCES**
- 17 O 78 Transferring Funds from City Capital Fund to Fire Division.-Gendron,  
Brien, Cournoyer, Sierra & Beauchamp  
17 O 79 In amendment of Chapter 15 Entitled, "Parks and Recreation" of the Code  
of Ordinances.-Gendron  
17 O 80 Authorizing the Director of Public Works to sell salt brine to the Town of  
North Smithfield.-Gendron
13. **RESOLUTION TABLED**
- ~~17 R 120~~ Authorizing the Mayor to purchase the property located at Jillson Avenue,  
Woonsocket, Rhode Island also known as Assessor's Plat 30, Lot 8.-  
Beauchamp
14. **NEW RESOLUTIONS**
- 17 R 134 Authorizing the cancellation of certain taxes.-Gendron  
17 R 135 Suspending Rule 21 of the Rules of Order of the City Council as adopted  
December 6, 2016.-Gendron  
17 R 136 Appointing Steven J. Lima to the Woonsocket School Committee.-  
Gendron
15. **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 December 14, 2017 (Amended December 15, 2017)

**AGENDA FOR BOARD OF LICENSE COMMISSIONERS**

**NEW LICENSES**

**CLASS F1 LIQUOR**

**St. Stanislaus Kostka Church, 174 Harris Avenue (12/31/17-DJ)**

**RENEWALS**

**1<sup>st</sup> CLASS VICTUALING**

**Sunrise Pizza & Grill, 180 Social Street**

Monday, December 4, 2017

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, December 4, 2017 at 7 P.M.

Six members are present. Councilman Cournoyer is absent.

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

The following persons addressed the council under citizens good and welfare: William Doe, Albert G. Brien, Charles Lemoine, John Reynolds, Jr. and Michael Lataille.

Upon motion of Councilwoman Murray seconded by Councilman Beauchamp it is voted that the minutes of the regular meeting held November 20<sup>th</sup> and Liquor Hearing held November 27<sup>th</sup> be approved as submitted, a voice vote on same being unanimous.

17 LC 45 An application of Blackstone Valley Tourism to hold first class victualing license at 1 Depot Square, which was advertised for hearing on this date, is read by title, and

Upon motion of Councilman Fagnant seconded by Councilman Beauchamp it is voted that the license be granted, a voice vote on same unanimous.

17 LC 46 An application for transfer of location of second hand dealer license for The Gold Advance Inc. d/b/a Gold Loan Co. from 859 Diamond Hill Rd. to 1173 Social Street, which was advertised for hearing on this date, is read by title, and

Upon motion of Councilman Fagnant seconded by Councilman Beauchamp it is voted that the license be granted, a voice vote on same being unanimous. Doty Goulet addressed the council.

17 LC 47 An application for transfer of Class BV license from PVMK Food Enterprises d/b/a Olly's Pizzeria to DFC Retailers Inc. d/b/a Olly's Pizzeria at 204 South Main Street, which was advertised for hearing on this date, is read by title, and

Upon motion of Councilman Fagnant seconded by Councilwoman Murray it is voted that the transfer be granted, a voice vote on same being unanimous. Attorney Joseph Nottie addressed the council.

17 LC 48 Upon motion of Councilwoman Murray seconded by Councilman Fagnant it is voted that the following licenses be granted, a voice vote on same being unanimous: 1 application for Class F license, 2 applications for renewal of first class victualing license and 1 application for transfer of pawnbroker license.

Upon motion of Councilman Beauchamp seconded by Councilwoman Murray it is voted to dispense with the regular order of business and take up the following resolution:

17 R 132 A resolution appointing Joyce A. Conti to the Woonsocket School Committee is read by title and, and

A motion is made by Councilman Beauchamp seconded by Councilwoman Murray that the resolution be passed, however before this is voted on

Upon motion of Councilman Brien seconded by Councilwoman Sierra it is voted that the resolution be tabled, a voice vote on same being 4-2 with Councilors Beauchamp and Murray voting no.

17 CP 74 A request of Councilman Fagnant to address the following items: shooting on Shove Street (six shots fired into a dwelling) and what information has come forward to date, tobacco retailer license follow-up e-mail, fire watch on different large wooded structures and major hazards, liquor license status report 2017-2018 and out of state license plates on vehicles and dropping off students at Coleman Elementary School on Second Avenue daily is read by title.

17 CP 75 A request of Vice President Brien to address the following item: Barry Field issue a/k/a City of Woonsocket v. Woonsocket Agricultural, Horticultural and Industrial Society and point of personal privilege under Robert's Rules of Order, Article 3, Section 19 is read by title.

The following remarks are made under good and welfare:

Councilman Brien thanked all involved in the stroll. He highlighted the Museum of Broadcast & Technology. On behalf of the entire Council he thanked City Clerk Christina Harmon-Duarte on her tenure.

Councilman Fagnant addressed concerns of residents regarding bushes on Loring Street. He addressed City Solicitor regarding his performance to answers.

Councilwoman Murray addressed the Holiday Stroll and community support. She thanked sponsors and Main Street businesses. She thanked committee members and volunteers. She spoke about Renaissance Tattoo holding a toy drive. She asked the Mayor to describe this year's 2017 Christmas ornament which is the Museum of Work & Culture and Santa's house and the hours of operation.

Councilwoman Sierra addressed more volunteers of Holiday Stroll. She spoke about legislation to reduce historic tax credit. She reminded everyone to give/donate to the animal shelter.

President Gendron commented on Holiday Stroll and encouraged everyone to step up next year for 10<sup>th</sup> Anniversary of the Stroll.

Councilman Beauchamp thanked everyone involved in stroll.

17 O 72 An ordinance in amendment of Chapter 17 entitled "Traffic" of the Code of Ordinances, which was passed for the first time on November 20<sup>th</sup>, is read by title, and

Upon motion of Councilman Fagnant seconded by Councilwoman Murray it is voted that the ordinance be passed, a roll call vote on same being unanimous.

17 O 73 An ordinance authorizing Fire Chief to purchase a 2018 Ford F550 Emergency Medical Services Rescue Vehicle, which was passed for the first time on November 20<sup>th</sup>, is read by title, and

Upon motion of Councilwoman Murray seconded by Councilman Brien it is voted that the ordinance be passed, a roll call vote on same being unanimous.

17 O 74 An ordinance requiring the City Council approval for the hiring of attorneys is read by title, and

Upon motion of Councilman Fagnant seconded by Councilwoman Sierra it is voted that the ordinance be passed for the first time, however, before this was voted on

A motion is made by Councilman Fagnant seconded by Councilman Brien to amend as follows: Delete the fourth Whereas in its entirety. This amendment is voted on and passed unanimously on a roll call vote.

Upon motion of Councilman Brien seconded by Councilman Fagnant it is voted to amend as follows: Delete Section 1 in its entirety. This amendment is voted on and passed unanimously on a roll call vote.

Upon motion of Councilwoman Murray seconded by Councilman Beauchamp it is voted that the ordinance be tabled, however this motion was defeated on a 4-2 roll call vote with Councilors Beauchamp and Murray voting yes. The ordinance, as amended, is then passed for the first time on a 4-2 roll call vote with Councilors Beauchamp and Murray voting no.

- 17 O 75 An ordinance amending Chapter 13 entitled "Licenses and Permits" of the Code of Ordinances, Article 2 Section 13.24 is read by title, and
- Upon motion of Councilwoman Sierra seconded by Councilman Fagnant it is voted that the ordinance be passed for the first time, a roll call vote on same being unanimous.
- 17 O 76 An ordinance in amendment of Chapter 17 entitled "Traffic" of the Code of Ordinances is read by title, and
- Upon motion of Councilman Beauchamp seconded by Councilwoman Murray it is voted that the ordinance be passed for the first time, a roll call vote on same being unanimous.
- 17 O 77 An ordinance authorizing the sale of property located at 248 Park Avenue is read by title, and
- A motion is made by Councilman Beauchamp seconded by Councilwoman Murray that the ordinance be passed for the first time, however, before this is voted on
- Upon motion of Councilman Gendron seconded by Councilman Brien it is voted that the ordinance be amended as follows: At end of Section 2 add "provided, however, the administrative merger shall not be construed to allow the existing structure located at 248 Park Avenue to increase in the number of units on existing square footage". This amendment is voted on and passed unanimously. The ordinance, as amended, is then voted on and passed for the first time on a 5-1 roll call vote with Councilman Fagnant voting no.
- 17 R 127 A resolution authorizing the cancellation of certain taxes is read by title, and
- Upon motion of Councilwoman Murray seconded by Councilors Beauchamp and Brien it is voted that the resolution be passed, a roll call vote on same being unanimous.
- 17 R 128 A resolution awarding a contract to L.F. Clavin & Co., Inc. for rehabilitation of water system fire hydrant exterior coating systems is read by title, and
- A motion is made by Councilwoman Murray seconded by Councilman Beauchamp that the resolution be passed, however before this is voted on
- Upon motion of Councilman Fagnant seconded by Councilwoman Sierra it is voted that the resolution be tabled for a work session on December 11<sup>th</sup>, a voice vote on same being 4-2 with Councilors Murray and Beauchamp voting no.
- 17 R 129 A resolution authorizing and empowering Mayor to submit an application to the Rhode Island Department of Environmental Management for improvements at Cass Park is read by title, and
- A motion is made by Councilman Beauchamp seconded by Councilwoman Murray that the resolution be passed however, before this is voted on

Upon motion of President Gendron seconded by Councilman Fagnant it is voted that the resolution be tabled, a voice vote on same being 4-2 with Councilors Beauchamp and Murray voting no.

17 R 130 A resolution authorizing and empowering Mayor and Planning & Development Director to apply to the Rhode Island Department of Environmental Management for grant awards under the Brownfields site preparation and remediation funding program is read by title, and

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

17 R 131 A resolution requesting the Public Safety Director and Chief of Police to make a comprehensive presentation to the City Council regarding the current state of the police department, along with proposed changes is read by title, and

Upon motion of Councilman Fagnant seconded by Councilman Brien it is voted that the resolution be passed, however, before this is voted on

A motion was made by President Gendron seconded by Councilman Fagnant to amend as follows: eliminate the word "comprehensive", however before this was voted on, the resolution was passed unanimously as is. During the discussion a motion was made to move the question by Councilman Brien and seconded by Councilman Fagnant, a voice vote on same being unanimous.

17 R 133 A resolution authorizing a Public Safety study for the Woonsocket Police and Fire Departments is read by title, and

A motion is made by Councilman Beauchamp seconded by Councilwoman Murray that the resolution be passed, however before this is voted on

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

Upon motion of Councilman Brien seconded by Councilmen Beauchamp and Fagnant it is voted that the meeting be and it is hereby adjourned at 10:28 P.M.

Attest:

Christina Harmon-Duarte

City Clerk



OFFICE OF THE MAYOR  
WOONSOCKET, RHODE ISLAND

December 13, 2017

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 December 18, 2017 City Council meeting regarding the Mayor's Office and events within the City.

Thank you for your consideration.

Sincerely,

  
Mayor Lisa Baldelli-Hunt

cc: Christina Duarte, City Clerk





17 CO 66

☎P-401-767-9201 F-401-769-8712

✉jdesimone@woonsocketri.org

CITY OF WOONSOCKET, RHODE ISLAND  
LAW DEPARTMENT

December 13, 2017

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

RE: Eric Gathigi v. City of Woonsocket

Dear Councilors:

Attached, please find a claim, which was received by the City related to alleged events occurring in November 28, 2016. 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.

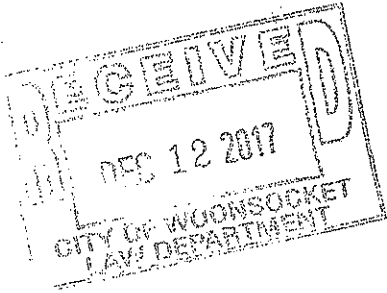
If you have any questions or concerns, please do not hesitate to contact me

Sincerely,



John J. DeSimone, Esq.  
City Solicitor

JJD/ps  
Enclosure



**In the Matter of the Claim of**

Eric Gathigi

&

Niah Gathigi (Minor Child)

-against-

CITY OF WOONSOCKET, RI.

THE CITY OF WOONSOCKET POLICE DEPARTMENT and

Officer Edward J Doura in his official and individual capacity.

TO: Cindy Johnston.

The Comptroller of the City of Woonsocket,

169 Main Street,  
Woonsocket, RI 02895.

**PLEASE TAKE NOTICE** that the undersigned claimants hereby makes a claim and demand against you as follows:

1. The name and post office address of each claimant.

Claimant.

**Eric Gathigi**  
**10 Academy Dr,**  
**Cumberland RI 02864**

Claimant Attorney(s):

**Citizen Natural person Minority Disadvantaged Sui Juris pro se Litigant**

Niah.M. Gathigi.(Minor Child)

Represented by her Natural Father, Attorney to be appointed.

10 Academy Dr

Cumberland RI 02864

2. **The nature of the claim:**

Discrimination, indifferent treatment, Infringement and molestation of fundamental parental rights, cruel and unusual punishment, conspiracy, racketeering, intentional infliction of emotional distress to the minor child and the father, contempt of court order, retaliation against the sixth amendment,

refusal to provide discovery at a timely manner Retaliation freedom of expression, False Arrest, false detention, false imprisonment, forgery, negligent detention, malicious prosecution, intimidation and injure of party and property while litigation is in process, negligent infliction of emotional distress, intentional infliction of emotional distress, assault and battery, harassment, excessive force, police brutality, negligent hiring/training/retention, negligence, gross negligence, reckless disregard, abuse of process, municipal liability, violation of rights protected under the united States Constitution, violation of rights protected under the constitution of the State of Rhode Island, violation of civil rights under 42 USC 1981, USC 1981 42 USC 1983, USC1983 42 USC 1985, USC1985.

**3. The place, time and the manner in which the claim arose:**

**Mini- Summary History.**

That while a property dispute case at District Court and Superior Court was on going that involved a relative to a supervisory police officer Edward Doura employed by the City of Woonsocket who within his official and individual capacity together with his friends was influencing this property case directly and indirectly, not limited to refusing to release police reports as evidence. Due to lack of this evidential police reports, the Woonsocket police made a huge substantial influence of verdict in favor of the opposing party by reason of nepotism, race, color, nationality and gender. That this case heavily involved officer Edward Doura Family member to the party on this property case matter and that this property upon retrieval was found damaged, missing and injured. The Court was presented with colored pictures documentation that conveyed a different message from the officers who also made a false report. That in addition While i was recording with my cell phone Officer Edward Doura made sexism, bias and discrimination comments but also went forward and assaulted i Eric Gathigi for recording him with my cell phone.. That in Overall the City of Woonsocket generated a claim number based on this

unprofessional conduct and crimes committed against i Citizen Eric Gathigi by the city of Woonsocket and its police department. That the Woonsocket police department and Officer Edward Doura who is not only racially animus motivated but has a personal vendetta against Eric Gathigi went further to injure I Eric Gathigi and his daughter a minor child as follows: . **NOTE:** That in the pending case officer Edward Doura had been and is named as a Defendant in a case that involved the Child, and the Woonsocket police internal affairs and its personnel, city of Woonsocket had also been notified of his vengeful, hateful racially animus motivated and contemptuous conduct.

### CLAIM REPORT

That on November 28<sup>th</sup>, 2016 at about 7:15 AM, I Eric Gathigi upon request to keep the peace, assist a citizen and reinforcement a family Court Order. The Woonsocket Police arrested me unlawfully without Jurisdiction, without a warrant, or a warrant with a picture identification and without probable cause and/or without sufficient grounds to reasonably believe I had committed, was committing, or intended to commit a crime. The arresting offices based this unlawful arrest on Officer Edward Doura Complaint obviously a conflict of interest in this case. That I Eric Gathigi was detained for more than Ten (10) hours without food, and refused bail upon request within the eighth amendment. The only reason given was that I Gathigi was going to be taken to Court. That even after twenty four (24) hours as regulated by law, and multiple request to be released, the Woonsocket police officers refused to release me , continued to detain me without cause or jurisdiction and refused to take me to Court. That later my friends were allowed to place bail. That after seven (7.00) pm later I was provided with the bail commissioner. The arrest took place at 7:15 am with no arrest warrant, just based of probable cause based on the conflict of interest Officer Edward Doura Narrative statement.

That while inside the cell, I asked to be released, based that it was after twenty four hours (24) and the City of Woonsocket and its department did not have Jurisdiction over me. I was denied. I asked for a bail

commissioner under the eighth (8<sup>th</sup>) amendment I was told they was none. I asked to be presented with the arrest warrant. The officer denied me as well. I knew everything this department through its officer was wrong and unconstitutional. I made several reports through the video cameras inside the cell. That one of the officers stated" this is bullshit .there was no cause for an arrest".

That at around 7:00pm the Bail commissioner came and read me my Miranda rights for arrest. I excised my Fifth (5<sup>th</sup>) Amendment .The city of Woonsocket and its police department placed a no contact order without jurisdiction, probable cause, infringed and molested my fundamental parental rights without cause, did not meet the heightened burden required by even a Court before infringing or molesting fundamental parental rights of a citizen. This department through its officers based on my race, and accent discriminated me by asking if I was a citizen. That while inside the cell officer Doura came and teased me, saying he caused the arrest. He later asked officers about ten (10) to fifteen (15) that I believe where new or recruits to line up and walk past me.

This alleged matter and action also involved video evidence. That after arraignment on December 13<sup>th</sup>, 2016 and after Criminal Court trial hearing on April 17<sup>th</sup>, 2017, with video evidence I was found not guilty with finding . That this unlawful, malicious arrest and prosecution was expunged and the City of Woonsocket Police department was ordered by the Court to destroy all documents that lend to this unlawful acts. The complainant of this assault and battery who motivate was to gain unfair advantaged in the custody dispute that she was losing, she conspired with officer Edward Doura to the extent of both refusing to provide discovery and tampering with the original police report. Both this party and Edward Doura refused to file affidavits. That Officer Edward Doura had five (5) months to correct his false statements and narratives that lend to unlawful arrest but refused and failed to correct his statements and narratives that cause this arrest without a probable cause. That Instead he chose to

snoop his nose to Providence, RI Court direct order to expunge and destroy all documents based on a similar arrest that he was involved that was dismissed under 48a that also involved forged documents and without probable cause but for personal gain to influence court hearings in favor of his relative.

That the Woonsocket Police Department and Officer Edward Doura not only did he refuse to show up for trial hearing but also refused to release discovery a total wanton disregard to the Sixth amendment and citizen right for a speedy trial, that his wanton and intentional negligence conduct caused intentional infliction of emotional distress to both the child and Eric Gathigi the Minor Child's father. His contemptuous racially motivated conduct separated both the child and her father. That after several attempts and months with the Court strict intervention. That Officer Edward Doura finally released Discovery to show and explain how he had conducted his investigation to cause arrest without probable cause. That Edward Doura narrative statement could not even meet a threshold for a restraining order not only cause an arrest.

This officer Edward Doura had knowledge and knew that an unlawful, malicious arrest was going to occur/take place, failed to take reasonable action to prevent the unlawful, malicious arrest and persecution, participated in the pre-arrest investigation and helped procure, encourage and cause the unlawful, malicious arrest. That on Officer Edward Doura shocking narrative statement read as follows:" I reviewed the video which didn't reveal much and was inconclusive regarding what occurred during the incident".

This video content crystal clear showed the party who has a history of making false statements and suffers from back and neck pains from a car accident were false, no assault, battery, yelling or anything that would give any person of average or below average reasonable common sense and a person who is

not racially animus motivated conclude that a crime had occurred of any nature to cause arrest. That officer Edward Doura ignored the video and that a custody case was in progress that involved the party who struggles with seasonal mental health disorder but also has a pattern of giving false reports to gain custody to advantage in Court. That within less than a week. My Bank checking account was hacked and thousands of dollars taken out using checks. The Woonsocket Police was the only person in possession of my checks, and wallet that had my social security number.

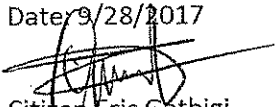
That on the 20<sup>th</sup> day of 2017 trial hearing, with video evidence I was found not guilty with finding , later this unlawful persecution was expunged and the Woonsocket Police department was ordered by the Court to destroy all records.

**4. The items of damage or injuries claimed are:**

Claimants suffered pain, suffering, loss of earning, loss of enjoyment of life, loss of freedom, liberty, and property, emotional distress, mental anguish, shame, humiliation, indignity, damage to reputation, and incurred monetary costs and other damages. Claim exceeds Nine million dollars (\$9,000,000) amount in damages, including , but not necessarily limited to, compensatory damages, punitive damages, general damages, special damages, damages under 42 USC 1981, 42 USC Section 1983, damages under 42 USC Section 1985, damages under 42 USC Section 1986 and attorney fees. Claimant also seeks permanent injunctive relief against the respondents related to their conduct.

The undersigned claimant therefore presents this claim for adjustment and payment. You are hereby notified that unless it is adjusted and paid within the time provided by law from the date of presentation to you, the claimant intends to commence an action on this claim.

Date 9/28/2017

  
Citizen Eric Gathigi

Claimant

AGENDA FOR BOARD OF LICENSE COMMISSIONERS

NEW LICENSES

CLASS F1 LIQUOR

St. Stanislaus Kostka Church, 174 Harris Avenue (12/31/17-DJ)

RENEWALS

1<sup>st</sup> CLASS VICTUALING

Sunrise Pizza & Grill, 180 Social Street





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

December 4, 2017

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

**Subject: November 2017 Odor Report**

Dear Councilors,

There were three odor complaints filed with the Woonsocket Regional Wastewater Commission during the month of November 2017. The annual total stands at twenty-seven (27).

CH2M meets with the City and Synagro on a weekly basis to coordinate operations and to discuss odor and noise complaints and the related causes, facility issues, new odor control products and any other issues that arise.

I've attached graphs of monthly odor complaints received since January of 2014 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.

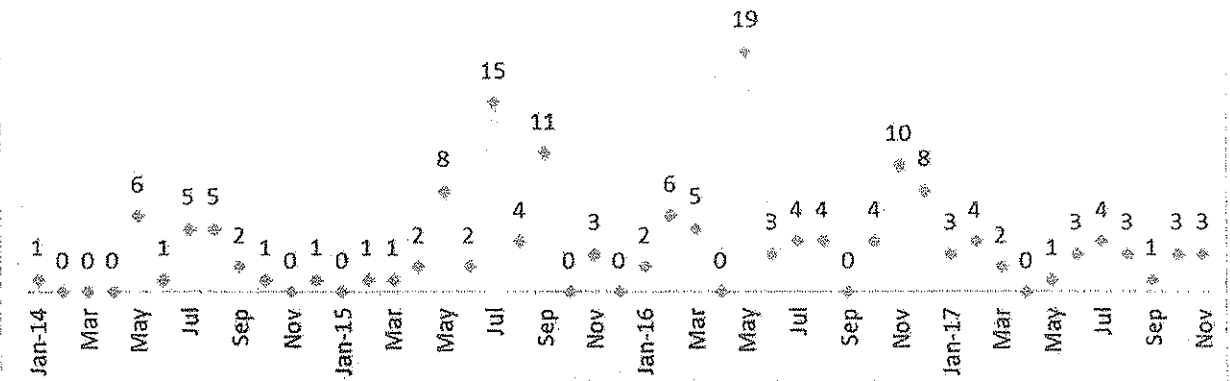
Respectfully,

Jim Lauzon  
CH2M Project Manager

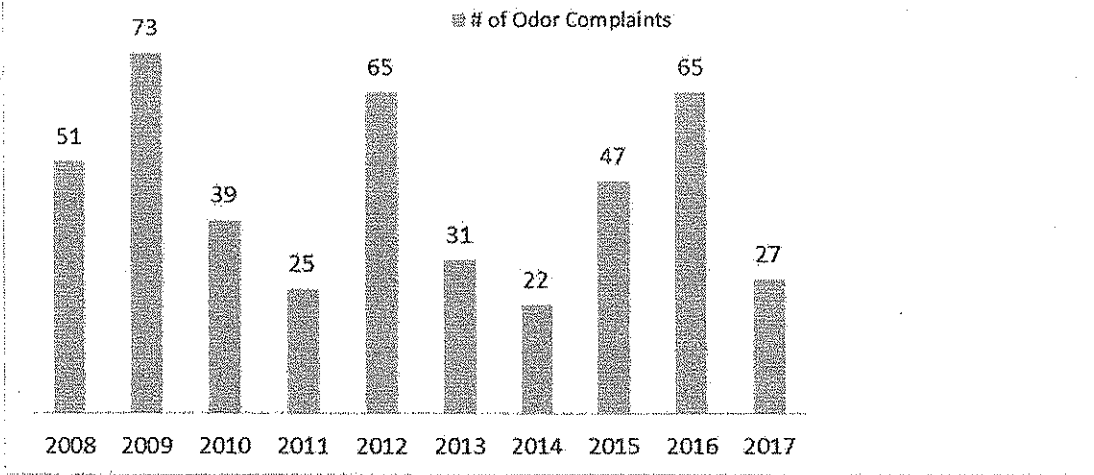
cc: Steve D'Agostino, City of Woonsocket  
Jon Pratt, City of Woonsocket  
Christina Duarte, City of Woonsocket  
Kevin Handley, Synagro Assistant Plant Manager  
Nick Quigley, Synagro Plant Manager  
Alex Pinto, RIDEM, Office of Water Resources  
Laurie Grandchamp, RIDEM, Office of Air Resources  
Chris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

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

### Woonsocket Odor Complaints by Month



### Woonsocket Odor Complaints by Year





Odor Complaint Monthly Completed Work Order Summary-WOO

Sent: 11/27/2017 10:24 AM

Report Criteria

- Complete is between '11/1/2017' AND '11/27/2017'
- Repair Center is Woonsocket
- Problem is Odor Complaint, Odor Complaints or Odor Complaints

UDF Field 6: 11/16/2017

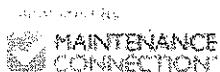
Date/Time of Complaint: 11/16/2017 10:03:00 AM  
 Work Order #: WOO-1200964  
 Customer Name: Anonymous  
 Day: Thursday  
 Address: Cass Ave  
 Reason: Cass Ave. smells like poop.  
 Labor Report: CH2M - Checked the facility for odors, inspected odor scrubbers, no odors found.  
 Synagro - Inspected facility, did not find anything out of normal operations.  
 Wind Direction: NE  
 Wind Speed: 10 mph, gusts 20  
 Temperature: 44 deg F

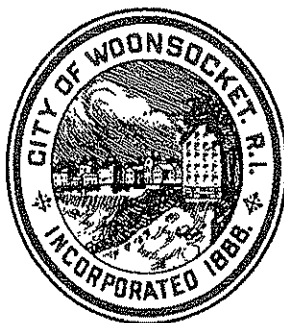
UDF Field 6: 11/24/2017

Date/Time of Complaint: 11/24/2017 1:30:00 PM  
 Work Order #: WOO-1204114  
 Customer Name: Joe Brillon  
 Day: Friday  
 Address: 292 Cumberland Hill Rd  
 Reason: Smells bad  
 Labor Report: CH2M - Checked scrubbers and took Jerome meter readings. No issues.  
 Synagro - K Handley called Mr Brillon. He indicated it wasn't a cake smell. He thought it had more of a natural gas smell to it. All tank levels were low and the scrubbers were operating normally. Operators found nothing out of the ordinary.  
 Wind Direction: SW  
 Wind Speed: 8 mph, gusts 20  
 Temperature: 58 deg F

UDF Field 6: 11/25/2017

Date/Time of Complaint: 11/25/2017 11:00:00 AM  
 Work Order #: WOO-1204118  
 Customer Name: Councilman J. Brien  
 Day: Saturday  
 Address: Cumberland Hill Rd  
 Reason: Smells awful  
 Labor Report: CH2M - Checked scrubbers and took Jerome meter readings.  
 Synagro -  
 Wind Direction: SW  
 Wind Speed: 8 mph, gusts 25  
 Temperature: 56 deg F





**CITY OF WOONSOCKET, RHODE ISLAND**  
**DEPARTMENT OF PUBLIC SAFETY**  
**POLICE/FIRE AND EMA DIVISION**

**To:** City Clerk Ms. Christina Duarte

**FROM:** Public Safety Director Eugene T. Jalette

**SUBJECT:** December 18, 2017 City Council Agenda

Dear Madam Clerk,

Under Communications and Petitions of the Woonsocket City Council's meeting agenda for the December 18, 2017 meeting, I would like to address a Public Safety Study. Thank you and please advise if I would need anything else for this request.

Respectfully,

Eugene T, Jalette  
Public Safety Director

12/12/17



# CITY OF WOONSOCKET RHODE ISLAND

MAKE WOONSOCKET GREAT AGAIN

LEGISLATIVE DEPARTMENT

CELL (401) 309-9288

CITY COUNCILMAN

88 COE STREET

RICHARD J. FAGNANT

WOONSOCKET, RI. 02895

EMAIL: [fagnantcouncilman2016@cox.net](mailto:fagnantcouncilman2016@cox.net)

DECEMBER 13, 2017

CITY CLERK MS. CHRISTINA HARMON-DUARTE

RE: DECEMBER 18, 2017 CITY COUNCIL MEETING

DEAR MADAME CLERK;

I RESPECTFULLY REQUEST THAT THE FOLLOWING ITEMS BE LISTED ON THE AGENDA OF THE BELOW REFERENCED CITY COUNCIL MEETING ON DECEMBER 18, 2017 UNDER SECTION 10, COMMUNICATIONS AND PETITIONS.

1. HYDRANT REFURBISHING PROGRAM AND BIDS RECEIVED.
2. TRANSFERRING FUNDS TO PURCHASE A NEW 2018 FORD F550 RESCUE VEHICLE?
3. SALT BRINE SYSTEM BEING APPLIED TO OUR CITY ROADS?
4. RECYCLING PROGRAM AND HOW THE PUBLIC CAN HELP MAKE IT SUCCESSFUL.
5. UPDATE ON LANDMARK/PRIME MEDICAL FROM ADMINISTRATION?
6. CHRISTMAS GREETING FROM COUNCILMAN FAGNANT AND FAMILY.

RESPECTFULLY

RICHARD J. FAGNANT WOONSOCKET CITY COUNCILMAN

James Cournoyer  
183 Glen Road  
Woonsocket, RI 02895

December 13, 2017

City of Woonsocket

Attention: Ms. Christina Duarte – City Clerk  
169 Main Street  
Woonsocket, RI  
02895

Delivered via email to [cduarte@woonsocketri.org](mailto:cduarte@woonsocketri.org)

**RE: December 18, 2017 City Council Agenda Items**

Dear Madam Clerk:

Under *Communications and Petitions* of the Woonsocket City Council's meeting agenda for the December 18, 2017 meeting, please be advised that I would like to address the following:

- 1 – FY 2018 Budget
- 2 – Appointments to Boards and Committees
- 3 - Public Safety
- 4 – Blight

Thank you.



James Cournoyer

**Jon D. Brien**  
**200 Woodland Road**  
**Woonsocket, RI 02895**

December 13, 2017

City of Woonsocket  
Attn: Ms. Christina Duarte – City Clerk  
169 Main St.  
Woonsocket, RI 02895

Delivered via email to [cduarte@woonsocketri.org](mailto:cduarte@woonsocketri.org)

**RE: December 18, 2017 City Council Agenda Items**

Dear Madam Clerk:

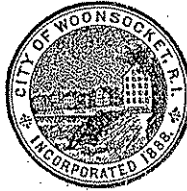
Under Communications and Petitions of the Woonsocket City Council's meeting agenda for the December 18, 2017 meeting, please be advised that I would like to address the following:

- 1) 17 R 129: Authorizing and empowering Mayor Lisa Baldelli Hunt to submit an application to the Rhode Island Department of Environmental Management for improvements at Cass Park.
- 2) 17 R 130: Authorizing and empowering the Mayor and Director of Planning & Development to apply to the Rhode Island Department of Environmental Management for grant awards under the Brownfields Site Preparation & remediation Funding Program.
- 3) Municipal MOU in connection with the Boston Surface Rail Project.

Thank you,

/s/ Jon D. Brien

City of Woonsocket  
Rhode Island



December 4, A.D. 2017

Ordinance

Chapter

REQUIRING CITY COUNCIL APPROVAL  
FOR THE HIRING OF ATTORNEYS

- WHEREAS,** the hiring of outside legal services have been retained under the current budget year as well as in recent years past; and
- WHEREAS,** the City Council has, in the past, approved by resolution the hiring of outside legal counsel and recognizes the need to control spending in this area; and
- WHEREAS,** in a legal opinion from Joseph P. Carroll, City Solicitor in 11-CO-65, March 29, 2011 confirms that by ordinance the City Council can place restrictions on the process of hiring outside legal counsel including approval of funding; and
- ~~**WHEREAS,** this emergency ordinance under Chapter III, Section 10 shall be ratified at the December 4, 2017 regular City Council meeting.~~

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

- ~~**SECTION 1.** That within thirty (30) days of passage of this ordinance, the continued employment of any law firm or individual attorney(s) currently representing or providing legal or related services on behalf of the City or any of its officers, departments, agencies, boards or employees shall require approval by resolution of the City Council.~~
- SECTION 21.** That the City Council of the City of Woonsocket must approve, by resolution, the hiring of any law firm or attorney(s) representing or providing legal services on behalf of the City of Woonsocket or any of its officers, departments, agencies, boards or employees.
- SECTION 32.** That any resolution approving the hiring of a law firm or individual attorney(s) shall include the specific nature of the services or representation that shall be provided, the reason(s) why outside legal services are required as opposed to those of the City Solicitor and the specific terms of payment for said services.



- | **SECTION 43.** NO payments shall be made by the City or any of its officers, departments, agencies, boards or employees to any law firm or attorney(s) not so approved in accordance with this ordinance.
- | **SECTION 54.** The approval requirements set forth herein shall not apply to the position of City Solicitor who shall be appointed in accordance with the Home Rule Charter, nor shall they apply to the attorney(s) hired by the Woonsocket Education Department.
- | **SECTION 65.** 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.

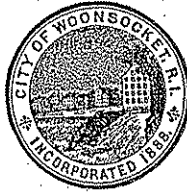
---

Richard J. Fagnant  
City Council

IN CITY COUNCIL December 4, 2017 - Read by title, amended and passed for the first time.  
AMENDMENTS: Delete fourth Whereas in its entirety and delete Section 1 in its entirety.

City of Woonsocket  
Rhode Island

17075



December 4, A.D. 2017

Ordinance

Chapter

AMENDING THE CODE OF ORDINANCES, CITY OF WOONSOCKET,  
RHODE ISLAND, CHAPTER 13, ENTITLED  
"LICENSES AND PERMITS", ARTICLE 2, SECTION 13-24

- WHEREAS, the City is desirous of regulating and restricting flower peddlers, other than those that are in relation to a festival, carnival or any other event approved by City Council, Zoning and any other governing body; and
- WHEREAS, the City has found that flower peddlers who operated on peak holiday sales dates serves no direct benefit to the City and its residents, as a whole, and burdens "brick and mortar" businesses; and
- WHEREAS, the City does not intend to restrict any qualified, approved event associated with or related to a community based event, carnival, or fundraiser having met City requirements.

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

SECTION 1. Entitled "Licenses and Permits" is hereby amended as follows:

Amend Article 2-Street Vendors, Section 13-24 of Licenses and Permits with the following addition:

13-24 – Flower peddler definition: Any person selling or offering flowers from a vehicle, cart, or any other conveyance that is not a permanent location.

Flower peddlers, other than those in relation to a community-based event, carnival, fundraiser or other City-approved event, are hereby prohibited.

Any qualified, City-approved event shall be exempt from this legislation.

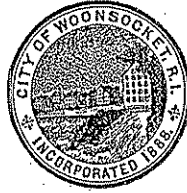
Any person, firm or corporation violating this provision of this article shall be punished for each offense by a fine of not more than two-hundred dollars (\$200.00).

SECTION 2. 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.

---

Denise D. Sierra  
City Council

City of Woonsocket  
Rhode Island



December 4, A.D. 2017

Ordinance

Chapter

IN AMENDMENT OF CHAPTER 17 ENTITLED, "TRAFFIC"  
OF THE CODE OF ORDINANCES, CITY OF WOONSOCKET

- WHEREAS, a section of Cleveland Street suffers congestion issues during weekdays from school buses and delivery trucks navigating the turn on and off street; and
- WHEREAS, the Director of Public Safety has identified that the use of parking with restricted hours will have less of an impact to local residents and will improve traffic flow; and
- WHEREAS, the Director of Public Safety has established the following addition to Chapter 17 in the Code of Ordinances to be in the best interest of the City and its residents.

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

- SECTION 1.** Chapter 17-Traffic of the Code of Ordinances, Article V, Division 2 is hereby amended to read:

**Sec. 17-94.2. Prohibited between 6:00 a.m. and 6:00 p.m. except Saturdays, Sundays and holidays.**

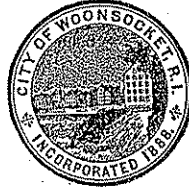
When signs are in place giving notice thereof, it shall be unlawful for any person to park a vehicle upon the following streets or parts thereof, between the hours of 6:00 a.m. and 6:00 p.m. on any day, specifically excepting Saturdays, Sunday and holidays:

Cleveland Street, easterly side from Logee Street to a point seventy-five feet (75') northerly.

- SECTION 2.** 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  
City Council President  
By Request of the Administration

# City of Woonsocket Rhode Island



December 4, A.D. 2017

## Ordinance

### Chapter

#### **AUTHORIZATION TO SELL THE PROPERTY LOCATED AT 248 PARK AVENUE, WOONSOCKET, RHODE ISLAND**

- WHEREAS,** the City of Woonsocket purchased the property located at 248 Park Avenue, Woonsocket, Rhode Island on December 29, 2016 for Fifteen Thousand Dollars (\$15,000.00) (See Exhibit A attached hereto); and
- WHEREAS,** the structure on this property was subsequently demolished in an effort to advance the City's overall plan of cleaning up blight at the cost of Thirty-Nine Thousand Three Hundred Sixty-Two Dollars (\$39,362.00); and
- WHEREAS,** due to the unique circumstances regarding this property in that it is a small vacant lot, the City Council may circumvent the need to adhere to the strict guidelines contained in City Ordinance 16 O 103; and
- WHEREAS,** the City has an interested buyer who has agreed to pay Seven Thousand Dollars (\$7,000.00) for the same parcel.

#### **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 248 Park Avenue, Woonsocket, Rhode Island to Pamela A. DiSalvo, who owns an abutting property located at 256 Park Avenue, Woonsocket, Rhode Island for the amount of Seven Thousand Dollars (\$7,000.00).
- SECTION 2.** The City Council authorizes the Mayor and/or her designee to sell the property located at 248 Park Avenue, Woonsocket, Rhode Island for the amount of Seven Thousand Dollars (\$7,000.00) and to execute any and all documents to perform the same including a deed with the stipulation that the parcel could only be used to build a non-dwelling structure and that said parcel is to be administratively merged with the property located at 256 Park Avenue.
- SECTION 3.** The sale of this property is exempt from the strict guidelines contained in City Ordinance 16 O 103 as they are deemed unduly burdensome in this case and would impose an unnecessary financial burden on the City.

**SECTION 4.** 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.

---

Christopher Beauchamp  
City Council

IN CITY COUNCIL December 4, 2017 – Read by title, amended and passed for the first time.

AMENDMENT: At the end of Section 2 add “provided however, the administrative merger shall not be construed to allow the existing structure located at 248 Park Avenue to increase in the number of units on existing square footage.”

QUIT-CLAIM DEED

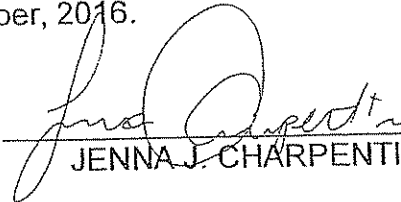
I, JENNA J. CHARPENTIER of Woonsocket, Rhode Island, for consideration paid in the amount of Fifteen Thousand (\$15,000.00) Dollars, hereby grant to the CITY OF WOONSOCKET, a municipal corporation,

**with QUIT-CLAIM COVENANTS:**

For a legal description of the property, see Exhibit A attached hereto and incorporated herein.

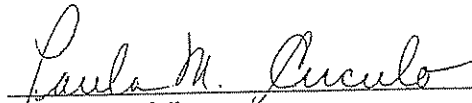
Transfer is such that no withholding is required under R.I.G.L. 44-30-71.3 as Grantor is a resident of the State of Rhode Island as evidenced by affidavit.

Witness my hand on this 29 day of December, 2016.

  
\_\_\_\_\_  
JENNA J. CHARPENTIER

STATE OF RHODE ISLAND  
County of PROVIDENCE

In Woonsocket, on this 29<sup>th</sup> day of December, 2016, before me personally appeared Jenna J. Charpentier, to me known and known by me to be the party executing the foregoing Quitclaim Deed, and she acknowledged said instrument by her executed to be her free act and deed.

  
\_\_\_\_\_  
Notary Public  
Printed Name: PAULA M. CUCULO  
My commission expires: 6/21/17

Property address:  
248 Park Avenue, Woonsocket, Rhode Island  
Grantee address:  
169 Main Street, Woonsocket, Rhode Island

TAX \$ 69.00  
DATE 12-29-16  
RECORDER P.B.  
CITY OF WOONSOCKET

015142

REAL ESTATE CONVEYANCE TAX

EXHIBIT A

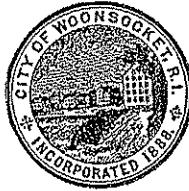
A certain lot or parcel of land with all the buildings and improvements thereon situated on the southeasterly side of Bernon Street in the City of Woonsocket, County of Providence, State of Rhode Island, bounded and described as follows:

Beginning at the corner formed by the intersection of the southeasterly line of said Park Avenue with the southwesterly line of said Bernon Street, at the most northerly corner of the lot hereby described; thence S. 43°28'E. bounding northeasterly on said Bernon Street, ninety-seven and 77/100 (97.77) feet to land now or formerly of Milton S. Currie; thence S. 48°00'W, forty-seven and 18/100 (47.18) feet; thence N. 43°02'W. fourteen and 83/100 (14.83) feet; thence N. 45°47'E. one and 52/100 (1.52) feet; thence N. 44°04'W. eighty-one and 91/100 (81.91) feet to said Park Avenue, the last four lines bounding on said Milton S. Currie Land; thence N. 46°45'E., bounding northwesterly on said Park Avenue, forty-six and 44/100 (46.44) feet to the point of beginning. Containing 4,490 square feet, more or less.

Property Address:  
248 Park Avenue  
Woonsocket, RI 02895  
AP 15, Lot 280

RECEIVED IN WOONSOCKET R.I.  
DATE Dec 29, 2016 TIME 11:12:00A  
Christina Harmon-Duarte, CITY CLERK

City of Woonsocket  
Rhode Island



Ordinance

Chapter

December 18, A.D. 2017

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>
<b>FROM:</b>				
	City Capital Fund	1597-51455-55500	Unallocated	\$287,215.00
<b>TO:</b>				
	Fire Division	1-010-053-55-55574	Lease/Purchase	\$287,215.00

**REASON FOR REQUEST:**

To transfer funds *from* the unallocated City Capital Fund *to* the Lease/Purchase account within the Fire Division to fund an unbudgeted purchase of a Life Line Emergency Medical Vehicle (i.e. Rescue Vehicle), the purchase of which was approved pursuant to Ordinance 17-O-73.

**SECTION 2.** This Ordinance shall take effect immediately when signed by the 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.

\_\_\_\_\_  
Daniel M. Gendron, Council President

\_\_\_\_\_  
Denise D. Sierra, City Council

\_\_\_\_\_  
Jon D. Brien, City Council

\_\_\_\_\_  
Christopher A. Beauchamp, City Council

\_\_\_\_\_  
James C. Cournoyer, City Council



City of Woonsocket  
Rhode Island



Ordinance

Chapter

November 20, A.D. 2017

**AUTHORIZING THE FIRE CHIEF OF THE  
CITY OF WOONSOCKET TO PURCHASE A 2018 FORD F550  
EMERGENCY MEDICAL SERVICES RESCUE VEHICLE**

- WHEREAS,** the Fire Department is in need of said vehicle to replace an aging fleet plagued with mechanical issues specifically, a 2005 Ford E450 with over 167,500 miles; and
- WHEREAS,** the Fire Department will follow the HGACBUY interlocal contract for cooperative purchasing, Contract #AM10-16, through Specialty Vehicles, Inc; and
- WHEREAS,** the Fire Department requires this vehicle as soon as possible for the public safety of the citizens and the emergency medical services providers.

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

- SECTION 1.** That the Fire Chief is authorized to purchase from Specialty Vehicles, Inc. one (1) new/unused custom built Life Line Emergency Medical Vehicle Type 1-AD, Class 1 Emergency Medical Rescue Vehicle mounted on a new/unused 2018 Ford F550 4x4 Superduty Cab/Chassis. The amount not to exceed \$287,215.00.
- SECTION 2.** 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.

\_\_\_\_\_  
Christopher A. Beauchamp  
City Council

\_\_\_\_\_  
Melissa Murray  
City Council

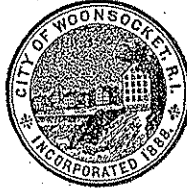
**City Capital Fund**  
**As of October 31, 2017**

	Allocated	Expended	Encumbered	Total Exp & Enc	Available
Fire Vehicles	245,557	245,557	-	245,557	-
14 O 27 2015 Ford F 550 Lifeline					
14 O 25 Consolidated Dispatch	875,000	857,337	17,489	874,826	174
WBC Victorian Office Building	55,077	5,321	-	5,321	49,756
15 O 68 Bldg Imp-City Hall Boiler	73,311	73,311	-	73,311	-
15 O 68 Palmer Memorial Carillon	20,000				
16 O 21 Palmer Memorial Carillon	4,102				
<b>Total</b>	<b>24,102</b>	<b>24,102</b>	<b>-</b>	<b>24,102</b>	<b>-</b>
16 O 56 Vehicles and Equipment 2016	250,000	238,961	-	238,961	11,040
16 O 99 Needs Study	40,000				40,000
16 O 116 Energy Conservation Improvements	166,750	108,816	57,934	166,750	-
Allocated for FY 2018 Budget	800,000 *	800,000	-	800,000	-
Unallocated	674,858 *	4,082	-	4,082	670,776
<b>Total</b>	<b>3,204,655</b>	<b>2,357,486</b>	<b>75,423</b>	<b>2,432,909</b>	<b>771,746</b>

*TRANSFER \$ 287,215  
 TO FIRE DIVISION FOR  
 NEW RESCUE VEHICLES.*

\* Transfer to General Fund as per FY 2018 Adopted Budget page 111

# City of Woonsocket Rhode Island



December 18, A.D. 2017

## Ordinance

### Chapter

#### INAMENDMENT OF CHAPTER 15 ENTITLED, "PARKS AND RECREATION" OF THE CODE OF ORDINANCES

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

**SECTION 1.** That Section 15-5(1) entitled, "Rules and regulations governing the use of public parks, conservation areas and running tracks" of Chapter 15 entitled, "Parks and Recreation," of the Code of Ordinances, City of Woonsocket be amended as follows:

(b) During the months of November through April, designated City parks, fields and other open areas shall be open 24 hours/day during official snow bans ONLY as declared consistent with Chapter 17, Section 17-75. Those parks and areas are as follows:

1. River Island Park (located across from 100 Bernon Street)
2. Dunn Park (located at 79 Asylum Street)
3. Bouley Field (located behind 450 Social Street)
4. Area outside soccer fields at Davison Street
5. Bernon Park (located at 145 Kermit Street)
6. Dionne Track (located at 366 Cumberland Hill Road)
7. Menard Field (located at 228 Privilege Street)
8. Old Middle School (located at 357 Park Place)

(c) Only persons who have obtained a Snow Ban Parking Permit shall be authorized to park in one of the above-designated areas during a snow ban. Permits may be purchased for twenty-five (\$25.00) dollars at the City Clerk's Public Works Department office. The permit would be valid from November 1 through April 30. At that time, any person wishing to purchase a Snow Ban Parking Permit must sign an agreement acknowledging the list of conditions associated with a Snow Ban Parking Permit issued by the Director of Public Works attached hereto as Exhibit (A). All applicants must also provide the City Clerk Public Works Department with the following contact information:

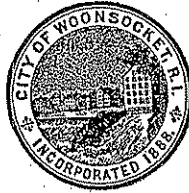
(d) The City Clerk Public Works Department will be responsible for compiling a list of all Snow Ban Parking Permit holders. That list, including all updates, will then be disseminated to the Director of Public Works and Chief of Police.

**SECTION 2.** 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  
City Council President  
By Request of the Administration

City of Woonsocket  
Rhode Island



December 18, A.D. 2017

Ordinance

Chapter

**AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO SELL  
SALT BRINE TO THE TOWN OF NORTH SMITHFIELD**

- WHEREAS,** the City of Woonsocket has started the use of more efficient and environmentally friendly salt brine to keep roads clear from snow and ice in the winter; and
- WHEREAS,** the Town of North Smithfield is desirous of implementing the same program for their residents; and
- WHEREAS,** the Town of North Smithfield has agreed to pay the City of Woonsocket \$.30 (thirty cents) per gallon for the purchase of salt brine.

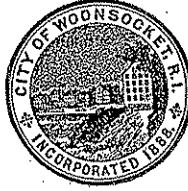
**IT IS ORDAINED BY THE CITY COUNCIL OF THE  
CITY OF WOONSOCKET AS FOLLOWS:**

- SECTION 1.** the Director of Public Works will sell the Town of North Smithfield salt brine. The Town of North Smithfield will be invoiced monthly for the sale of salt brine at the rate of \$.30/gallon, on an "on-needed" basis with no cap. The revenue received will be deposited in a new revenue account, tracked by the Finance Department.
- SECTION 2.** 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  
City Council President  
By Request of the Administration

City of Woonsocket  
Rhode Island



November 6, A.D. 2017

Resolution

**AUTHORIZING THE MAYOR TO PURCHASE THE PROPERTY  
LOCATED AT JILLSON AVENUE, WOONSOCKET, RHODE ISLAND  
ALSO KNOWN AS ASSESSOR'S PLAT 30, LOT 8**

- WHEREAS,** the City of Woonsocket (the "City") will begin the construction of a new drinking water treatment plant at 300 Jillson Avenue, Woonsocket, Rhode Island sometime in the Spring of 2018; and
- WHEREAS,** access to the planned construction site is located at Assessor's Plat 30, Lot 8, Woonsocket, Rhode Island (the "Property"); and
- WHEREAS,** the Property is privately owned and the owners have entered into a Purchase and Sale Agreement with the City to sell the Property to the City for Fifteen Thousand Dollars (\$15,000.00) (attached hereto as Exhibit A); and
- WHEREAS,** it is in the best interest of the City to purchase said Property.

**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 the Mayor and/or her designees to purchase and take title to the property located at Jillson Avenue also known as Assessor's Plat 30, Lot 8 in the name of the City for the sum of Fifteen Thousand Dollars (\$15,000.00).
- SECTION 2.** Pursuant to said authorization, the City Solicitor shall use all legal and reasonable means to secure said property and to effectuate the purchase and transfer of said property.
- SECTION 3.** This Resolution shall take effect immediately upon its passage by the City Council.

---

Christopher Beauchamp  
City Council

IN CITY COUNCIL November 6, 2017 -- Read by title and tabled.

EXHIBIT A

REAL ESTATE PURCHASE AND SALE AGREEMENT

This Purchase and Sale Agreement (the "Agreement") is made and entered into this 14<sup>th</sup> day of October 2017 ("Effective Date") by and between and CHRISTOPHER CLARK of Gloucester, Rhode Island and ROBERT SHIRLEY of Smithfield, Rhode Island (hereinafter referred to as the "Sellers") and THE CITY OF WOONSOCKET, a municipal corporation organized under the laws of the State of Rhode Island having an office at 169 Main Street, Woonsocket, Rhode Island (hereinafter referred to as the "Buyer"). For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Sellers and Buyer agree as follows:

1. **Agreement to Sell and Buy.** Sellers agree to sell to Buyer and Buyer agrees to buy from Sellers, upon the terms and conditions hereinafter set forth, certain tracts or parcels of land located at Jillson Avenue in the City of Woonsocket, County of Providence, State of Rhode Island, more particularly described as Assessor's Plat 30, Lot 8 (the "Property").
2. **Price.** In consideration of the delivery of the deed to the Property, Buyer agrees to pay to Sellers the sum of Seventeen Thousand Five Hundred Dollars (\$17,500.00) (the "Purchase Price").
3. **Property.** Sellers agree to sell, convey and assign to Buyer and Buyer agrees to purchase and accept from Sellers land located at Jillson Avenue (Assessor's Plat 30, Lot 8), Woonsocket, Rhode Island as more fully described and illustrated on Exhibit A and for the monetary amount as set forth in paragraph 2.
4. **Condition of Title.** Sellers covenant and warrant that they are the fee title owners of the Property and have the authority and capacity to enter into this Agreement and consummate the transaction contemplated herein. The Property is to be conveyed by a good and sufficient Quitclaim Deed of the Sellers conveying a good, clear, insurable and marketable title to the Property, free from all encumbrances, except as may be acceptable to Buyer and except easements, restrictions of record and municipal regulations, if any. Buyer may at its own expense conduct a title examination of the Property. Buyer shall notify Sellers of any defects in title disclosed by such examination and if Sellers elect to use reasonable efforts to remove any defects in title, or to deliver possession as provided herein, or to make the Property conform to the provisions hereof, as the case may be, in which event the Sellers shall give written notice thereof to the Buyer at or before the Closing, and thereupon the closing shall be extended for a period of thirty (30) days. If Sellers are unwilling or unable to remove such defects, Buyer shall have the option to: (a) accept such title as Sellers are able to convey without abatement or reduction of the Purchase Price, or (b) cancel this Agreement. If Sellers are unable or unwilling to remove such defects, Sellers may terminate this Agreement.

CPC RS

for City of Woonsocket, RI

5. **Deposit.** All deposits and any additional deposit made hereunder (collectively "Deposits"), if any, shall be held in an escrow account by Anthony Cofone, Esquire and, except as otherwise provided herein shall be duly accounted for at the time of delivery of the deed and applied to the Purchase Price. In the event of a dispute between Sellers and Buyer as to the provisions of this Agreement or the performance thereof, Sellers may retain all Deposits hereunder in said escrow account until the dispute is resolved by the parties, by court judgment or binding settlement, or may place the Deposits with a court of competent jurisdiction, or may release the Deposits as permitted by the laws, rules and regulations of the State of Rhode Island.

6. **Buyer's Warranties, Representations and Acknowledgments.** Buyer warrants, represents and covenants with Sellers as follows:

- (a) Buyer has full power and authority to enter into and perform this Agreement in accordance with its terms; and
- (b) Any individual executing this Agreement on behalf of Buyer is authorized to do so, and upon execution hereof, this Agreement shall be binding upon and enforceable against Buyer.

7. **Closing Documents.**

(a) Seller's Closing Documents. On or before closing date, Sellers shall execute and deliver the following (collectively, "Seller's Closing Documents") to Buyer:

- 1. Quit Claim Deed (the "Deed"); and

(b) Buyer's Closing Documents. On or before closing date, Buyer shall deliver the following (collectively, "Buyer's Closing Documents") to Sellers:

- 1. Purchase Price.
- 2. All other documents required by Sellers' attorney.

8. **Time is of the essence.** Time is of the essence of this Agreement and Buyer and Sellers shall act in good faith to effectuate the transfer of the property on or before November 15, 2017.

9. **Inspection and access:** Prior to the closing date, the Sellers shall permit the Buyer to inspect the property.

10. **Possession.** Full possession of the Property is to be delivered to the Buyer free of debris at the time of delivery of deed. At Closing, the Property is to be conveyed in the same condition in which it is now. The Buyer shall be entitled to a re-inspection of the Property prior to the delivery of the deed in order to determine whether the condition of the Property complies with the terms of this clause.

CPC RS

Buyer for the lot of November 17, 19

11. Miscellaneous.

- (a) This Agreement shall be binding upon and inure to the benefit of the personal and legal representatives, successors and assigns of the respective parties.
- (b) This Agreement shall be governed by and construed in accordance with Rhode Island law.
- (c) This Agreement is subject to City Council approval.
- (d) This Agreement is subject to free and clear title.
- (e) No extension of time for performance of any obligation or act will be deemed an extension of the time for performance of any other obligation or act except those of the waiving party, which will be extended by a period of time equal to the period of the delay.
- (f) This Agreement (including all Exhibits attached hereto) constitutes the entire contract between the parties hereto and may not be modified except by an instrument in writing signed by the party to be charged.
- (g) All real estate taxes, water, sewer and trash charges due as of the date of the Closing shall be paid by the Sellers.
- (h) This Agreement has been prepared by the Buyer and reviewed by the Sellers and their professional advisers. Sellers and Buyer and their respective advisors believe that this Agreement is the product of all their efforts, that it expresses their agreement and that it should not be interpreted in favor of or against either Sellers or Buyer. The parties further agree that this Agreement will be construed to effectuate the normal and reasonable expectations of a sophisticated Seller and Buyer.
- (i) Neither party to this Agreement has had any contact or dealings regarding the Property, or any communication through any real estate broker or other person who can claim a right to a commission or finder's fee as a procuring cause of the sale contemplated herein. In the event that any broker or finder perfects a claim for a commission or finder's fee based upon such contract, dealings or communication, the party against whom the broker or finder makes its claim shall be responsible for such commission or fee and all costs and expenses (including reasonable attorney's fee) incurred by the other party in defending against the same.
- (j) If the Sellers are residents of the State of Rhode Island or will not be residents at the time of the Closing, the Buyer must withhold six (6%) percent of the net proceeds to the Sellers (9% if the Sellers are a corporation), in accordance with R.I.G.L. Section 44-30-71.3 as may be amended from time to time, and pay such amount to the Division of Taxation as a non-resident withholding tax. In order to have such tax base on gain rather than net proceeds of sale, Sellers must submit an election form to the Division of Taxation at least twenty (20) days prior to

CPE RS

Pro for the City of Warwick, RI



closing, Sellers agree to pay the entire amount of such tax found to be due at or after the closing, whether or not such tax was correctly calculated at the Closing, it being understood that the tax shall not exceed the amount of net proceeds to Sellers. The tax liability shall survive the transfer of title to the Property and shall be a lien against the Property.

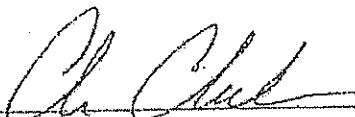
The Sellers present that Sellers are not foreign persons or foreign corporation as defined in FIRPTA and, accordingly, that the Buyer will not be required to comply with the withholding requirement of FIRPTA at the Closing.

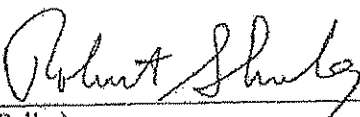
(k) **As-Is.** Sellers shall deliver the Property to Buyer "where-as" and in "as-is" condition without any express or implied warranties or warranties for fitness for any particular purpose.

12. **Termination:** The Buyer or Sellers may terminate this purchase and sale agreement for the failure of any party to meet any of the terms of this purchase and sale agreement.

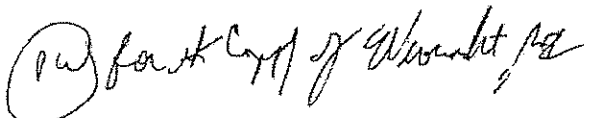
IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the day and year first set forth above,

ACKNOWLEDGEMENT BY SELLERS

  
\_\_\_\_\_  
(Seller) dated 10/14/17

  
\_\_\_\_\_  
(Seller) dated 10/14/17

STATE OF RHODE ISLAND  
COUNTY OF PROVIDENCE



ACKNOWLEDGEMENT BY BUYER

*Peter Whipple for the Et*  
*of Whipple, Rhode Island* dated 10/16/17  
(Buyer)

STATE OF RHODE ISLAND  
COUNTY OF PROVIDENCE

EXHIBIT A

That certain parcel of land with any and all buildings and improvements thereon, situated on the easterly side of Jillson Avenue, in the City of Woonsocket, State of Rhode Island, bounded and described as follows:

Beginning at a point in the easterly line of Jillson Avenue, which is the southwesterly corner of Lot #23 on said Plat and is the northwesterly corner of the herein described lot; thence running generally easterly 285 feet, bounded northerly in part by Lots 23, 61 and 49 on said Plat; thence at right angles, bounded easterly by Lot #4 on said Plat and running generally southerly 40 feet; thence at right angles and running generally westerly, bounded southerly by Lot #44, on said Plat, 285 feet to the easterly line of Jillson Avenue; thence turning generally northerly, along the easterly line of Jillson Avenue, 40 feet to the point and place of beginning.

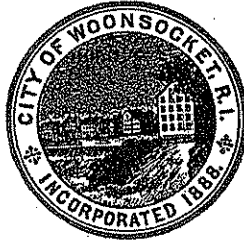
Being Lot 8 on Assessor's Plat 30 as made for use by the Tax Assessor for the City of Woonsocket, Rhode Island.

Subject to the right of others to use said lot for highway purposes as set forth in Book 242 at page 196.

Property Address:  
Jillson Avenue  
Woonsocket, RI 02895  
AP 30, Lot 8

CPC RS (P) for # 27 Woonsocket

# City of Woonsocket Rhode Island



December 18, 2017 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.

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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 <sup>st</sup>
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

# Woonsocket, RI

Amendment Report Abatement

Status Pending

Page 1

DECEMBER 18, 2017

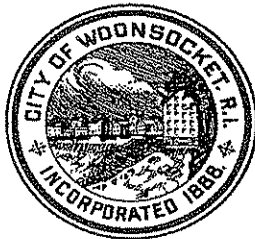
Posting Date / /

Transaction Date / /

Report Printed 12/13/2017 08:37:21 AM

Amendment No.	Abatement Description	Property Address	Assessor's Name	Year	Amount
M00-0168-02	2010 MV Tax Roll	JACQUES MELANIE J 30 LOWNDS DR WINDSOR LOCKS CT 06096	2004 TOY UXS LV 494	57 LEGAL RESIDENCE OUT OF TOWN	\$212.92
M00-4169-52	2017 MV Tax Roll	HAYES CLARENCE JR 25 MORTON AVE WOONSOCKET, RI 02895	2015 NIS VER 001189	62 DOUBLE TAXATION ON VEHICLE	\$284.18
T00-8391-90	2017 Tng Tax Roll	FARROW M C INC 201 MAPLE STREET WOONSOCKET RO 02895	M C FARROW INC	69 OUT OF BUSINESS	\$116.45
Total					\$613.55

CITY OF WOONSOCKET  
RHODE ISLAND



RESOLUTION

December 18, A.D. 2017

**SUSPENDING RULE 21 OF THE RULES OF ORDER OF THE CITY COUNCIL  
AS ADOPTED DECEMBER 6, 2016**

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

**SECTION 1.** That the City Council of the City of Woonsocket hereby suspends Rule 21 of the Rules of Order of the City Council pertaining to regular meetings and changes the dates of its regular meetings for the month of January, 2018 **only** from the first and third Mondays in January to the second and fourth Mondays in January.

**SECTION 2.** This resolution shall take effect upon its passage.

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Daniel M. Gendron, Council President

