

CITY OF PROVIDENCE  
RHODE ISLAND



CITY COUNCIL

JOURNAL OF PROCEEDINGS

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No. 105 City Council Regular Meeting, Thursday, November 19, 1998, 7:30 o'clock P.M. (E.S.T.)

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PRESIDING

COUNCIL PRESIDENT

EVELYN V. FARGNOLI

ROLL CALL

Present: Council President Fagnoli,  
Councilmen Allen, Clarkin, DeLuca, Coun-  
cilwoman DiRuzzo, Councilmen Hassett, Ig-  
liozi, Lombardi, Mancini, Councilwomen  
Nolan, Romano, Williams and Young—13.

Absent: Councilman Jackson—1.

IN CITY COUNCIL  
JAN 21 1999

APPROVED:

*Richard L. Clement*  
CLERK

## INVOCATION

The Invocation is given by COUNCIL-  
WOMAN RITA M. WILLIAMS.

## PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA

COUNCILWOMAN CAROL A. ROMANO  
leads the members of the City Council and  
the Assemblage in the Pledge of Allegiance  
to the Flag of the United States of America.

## APPOINTMENT BY HIS HONOR THE MAYOR

Communication dated August 28, 1998,  
Informing the Honorable Members of the City  
Council that pursuant to Section 302(b) of the  
Providence Home Rule Charter of 1980 and 1994  
Ordinance 365 Chapter 502.1, he is this day  
appointing Mr. J. Michael Everett of 48 Barnes  
Street, Providence, Rhode Island, as a Member

of the Downcity District Design Review  
Commission for a term to expire on September  
1, 1999 as the First Alternate Member.

Received.

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## ORDINANCE SECOND READING

**The following Ordinance was in City Council November 5, 1998, Read and Passed the First Time and Referred Back to the Committee on Finance, and is Returned for Passage the Second Time, as amended:**

An Ordinance relative to a tax stabilization plan for Union Station Associates, as amended.

*Be it ordained by the City of Providence:*

*Whereas*, Section 21-169 of the Ordinance of the City of Providence grants authority to the City Council, pursuant to Section 44-3-9 of the General Laws of the State of Rhode Island, as amended, to exempt property used for industrial, commercial or residential purposes from the payment of property tax if the granting of the exemption meets certain conditions set forth in said Section of the Ordinance; and

*Whereas*, The Union Station Plaza Assoc., L.P. has made application under, and has satisfied each condition of the above mentioned Ordinance;

*Whereas*, Union Station Plaza Assoc., L.P. is a commercial concern who intends to construct its facility in the City of Providence and agrees, as a condition of this tax treaty, to maintain a workforce in the City of Providence of at least 50 employees at Union Station Plaza, in Providence, Rhode Island, on Assessor's Plat 19, a portion of Lot 50, Lot I 16, and a portion of Lot 128, ("Project"); and

*Whereas*, the Project will cause an increase in the tax base of the City and will increase employment opportunity in the City; and

*Whereas*, it is in the interest of the residents of the City of Providence to grant such an exemption to induce the development and construction of the Project in the City, and such exemption will inure to the benefit of the City;

*Be it ordained by the City of Providence:*

*Section 1.* That the findings made in the preceding WHEREAS clause are hereby made and confirmed.

*Section 2.* As long as The Union Station Plaza Assoc., L.P. owns or operates the facility, it will continue to pay taxes on the facility. The Union Station Plaza Assoc., L.P., its successors and assigns, agree that this property will be subject to taxation at the expiration of the tax treaty. The Union Station Plaza Assoc., L.P. also agrees not to transfer the property to a tax-exempt entity or to allow any transfer by any subsequent transferee to a tax-exempt entity during the term of the tax treaty. The Union Station Plaza Assoc., L.P. is also required as a condition precedent to this tax treaty to record notice of the requirement that the property covered by this Ordinance be transferred only to a tax paying entity, as set forth herein in the Land Evidence Records of the City of Providence. Notwithstanding this provision, in the event that the tax exempt successor to the property does not make the payments under the tax treaty, The Union Station Plaza Assoc., L.P., or its principals. Arthur Robbins and

**Romolo Marsella shall will** be responsible to make payments in lieu of taxes to the City of Providence in the amounts set forth in the attached schedule. In the event a transfer is made to a tax-exempt successor, Union Station Plaza Associates, L.P. or any subsequent transferee shall give the City of Providence one hundred and twenty (120) days notice of said transfer prior to execution of a purchase and sales agreement. In the event that the property covered by this Ordinance is transferred to a tax-exempt entity, whether by The Union Station Plaza Assoc., L.P. or any subsequent transferee of such property, The Union Station Plaza Assoc., L.P., **or its principals. Arthur Robbins and Romolo Marsella shall will** be responsible to make payments in lieu of taxes to the City of Providence equal to the amount of taxes which would have been paid to the City of Providence, under the attached tax stabilization plan, if such prohibition against transfer to a tax-exempt entity had not been violated.

*Section 3.* It shall be the goal of Union Station Plaza Assoc., L.P. to award to Minority Business Enterprises as defined in Rhode Island General Laws, Section 37-14.1 ("MBE Act") no less than 10% of the dollar value of the construction costs for the Project (as determined in accordance with the rules and regulations promulgated pursuant to the MBE act). It shall be Union Station Plaza Assoc., L.P.'s further goal to award to woman business enterprises (WBE) no less than 10% of the dollar value of the construction costs for the project (as determined in accordance with Section 21-52 of the Code of Ordinances of the City of Providence). It shall be a further foal of Union Station Plaza Assoc., L.P. to achieve a minimum level of 10% for minority and 10% for female employment. The monitoring of this section shall be by the WBE/MBE coordinator.

*Section 4.* In making employment decisions for the facility located at Union Station Plaza, Union Station Plaza Assoc., L.P. shall give preferential consideration to qualified employees/applicants who reside in Providence. The parties agree that Union Station Plaza Assoc., L.P. will generate a minimum of 50 jobs in the City of Providence. Failure to generate these jobs within one year of opening of the Project, shall render the treaty null and void, unless so waived by the City Council. The treaty being rendered null and void would require the owner of the property to pay all taxes and fees as due and owing as if no treaty had been entered.

*Section 5.* Labor-Management strife would be detrimental to the project and to the revenue expected to be generated to the City. Therefore Union Station Plaza Assoc., L.P. has agreed to enter into a Project labor agreement with the Rhode Island Buildings Trade Council relative to construction of the facility ~~and a separate agreement with the Providence Central Federated Council relative to employment of hotel employees.~~ Execution of the Project Labor Agreement ~~both agreements~~ and good faith implementation of the terms and conditions of ~~that each~~ agreement are conditions of this tax treaty and failure to execute and abide by such agreements shall render this tax treaty null and void unless so waived by the City Council. Any affiliate of any labor organization represented by the above ~~either above mentioned~~ councils shall be prohibited from picketing, striking or boycotting at the facility/construction site during all phases of the construction of the facility and during the opening day of the facility, provided Union Station Plaza Assoc., L.P. maintains compliance with the terms of the above-mentioned agreements.

*Section 6.* The schedule listed below is based upon information provided to the Tax Assessor by The Union Station Plaza Assoc., L.P. including, but not limited, to estimated construction costs. In the event any of this information is materially inaccurate or proves to erroneous, this treaty shall be modified to reflect that accurate information. In the event that Union Station Associates does not agree with said modification, this treaty shall be null and void.

*Section 7.* That the real property taxes payable to the City by the Project during the term of this Ordinance shall be based upon the real property tax rates in effect for the City's 1997 fiscal year. This treaty is conditioned upon Union Station Plaza Assoc., L.P. at all times owing no back taxes to the City of Providence or remaining current on a payment plan approved by the Tax Collector. Failure to make said timely payments may render this treaty null and void at the sole discretion of the City of Providence.

*Section 8.* That the City, in accordance with Section 44-3-9 of the Rhode Island General Laws and Section 21-169 of the Code or Ordinances for the City of Providence, is hereby authorized to grant an exemption from the assessed valuation for tax purposes as of December 31, 1997 up to and including December 31, 2009 to The Union Station Plaza Assoc., L.P. located at Union Station Plaza, Providence, Rhode Island, Assessor's Plat 19, a portion of Lot 50, Lot 116 and a portion of lot 128 as provided in the above mentioned Ordinance, in accordance with the schedule in Exhibit A.

*Section 9.* Payments under the tax stabilization plan shall become due and owing July 1, 2000. At the closing for the land involved in the Project, Union Station Plaza Associates, L.P. shall make a payment in the amount of one hundred and seventy thousand (\$170,000.00) dollars in satisfaction of taxes due and owing for 1998 as a payment in lieu of taxes. A payment of one hundred and twenty thousand (\$120,000.00) dollars shall be made prior to December 31, 1999, payable in equal quarterly payments, in satisfaction of taxes due and owing for 1999 as a payment in lieu of taxes.

*Section 10.* This Ordinance shall take effect upon its passage.

**Read and Passed the Second Time, as amended, on motion of COUNCILWOMAN DiRUZZO, seconded by COUNCILWOMAN WILLIAMS, by the following Roll Call Vote:**

**Ayes: Council President Fagnoli, Councilmen Allen, Clarkin, DeLuca, Councilwoman DiRuzzo, Councilmen Hassett, Igliazzi, Lombardi, Mancini, Councilwomen Nolan, Romano, Williams and Young—13.**

**Noes: None.**

**Absent: Councilman Jackson—1.**

**The motion for Passage the Second Time, as amended, is Sustained.**

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## PRESENTATION OF ORDINANCES

**COUNCILMAN ALLEN and COUNCILWOMAN YOUNG (By Request):**

An Ordinance in amendment of and in addition to Chapter 1986-53 of the Ordinance of the City of Providence approved October 23, 1986 and entitled, "An Ordinance approving and adopting the Official Redevelopment Plan for the Special Vacant Lot Project" for the acquisition of additional properties.

**COUNCIL PRESIDENT FARGNOLI Refers the Ordinance to the Committee on Urban Redevelopment, Renewal and Planning.**

**The motion to Refer is Sustained.**

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**COUNCILMAN HASSETT:**

An Ordinance relative to a tax stabilization plan for R.D.W. Group for 193 Smith Street.

**COUNCIL PRESIDENT FARGNOLI Refers the Ordinance to the Committee on Finance.**

**The motion to Refer is Sustained.**

## PRESENTATION OF RESOLUTIONS

**COUNCIL PRESIDENT FARGNOLI (By Request):**

Resolution Requesting that a guardrail be placed in front of the property located at 280 Public Street.

**COUNCIL PRESIDENT FARGNOLI Refers the Resolution to the Committee on Public Works.**

**The motion to Refer is Sustained.**

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Resolution Requesting the Traffic Engineer to repaint all street signs located along Galileo Avenue, Standish Avenue, Samoset Avenue and Victoria Street.

*Resolved,* That the Traffic Engineer is requested to repaint all street signs located along Galileo Avenue, Standish Avenue, Samoset Avenue and Victoria Street.

Resolution Requesting the Traffic Engineer to undertake a study and survey on the replacement of all "Stop" signs and "Slow Children" signs within the Fifth Ward.

*Resolved*, That the Traffic Engineer is requested to undertake a study and survey on the replacement of all "Stop" signs and "Slow Children" signs within the Fifth Ward.

**Severally Read and Collectively Passed, on motion of COUNCILWOMAN DiRUZZO, seconded by COUNCILWOMAN WILLIAMS.**

**The motion for Passage is Sustained.**

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**COUNCILMAN ALLEN and COUNCILWOMAN YOUNG (By Request):**

Resolution Requesting the Transfer of the Gorham Manufacturing Site from the City of Providence to the Providence Redevelopment Agency.

**COUNCIL PRESIDENT FARGNOLI Refers the Resolution to the Committee on Urban Redevelopment, Renewal and Planning.**

**The motion to Refer is Sustained.**

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Resolution Requesting a tax abatement for various parcels located in the Olneyville section acquired by eminent domain.

**COUNCIL PRESIDENT FARGNOLI Refers the Resolution to the Committee on Finance.**

**The motion to Refer is Sustained.**

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**COUNCILMAN HASSETT (By Request):**

Resolution extending the sincere best wishes of the Members of the Providence City Council to Michael Reynolds for a complete and speedy recovery from his recent surgery.

*Resolved*, That the Members of the Providence City Council extend their sincere best wishes to Michael Reynolds for a complete and speedy recovery from his recent surgery.

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Resolution Requesting the Chief Electrical Inspector to increase the lumen along Geneva Street to 27,500 lumen.

*Resolved*, That the Chief Electrical Inspector is requested to increase the lumen along Geneva Street to 27,500 lumen.

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**COUNCILMAN IGLIOZZI and COUNCILWOMAN DiRUZZO:**

Resolution extending the sincere congratulations of the Members of the Providence City Council to Edith Scrivani upon winning the Powerball Jackpot for \$23-million dollars.

*Resolved*, That the Members of the Providence City Council extend their sincere congratulations to Edith Scrivani upon

winning the Powerball Jackpot for \$23-million dollars.

## REPORTS FROM COMMITTEES

### COUNCILMAN ROBERT M. CLARKIN, Chairman COMMITTEE ON PUBLIC WORKS

**Transmits the following with recommendation the same be Approved:**

Resolution Requesting the Traffic Engineer to cause the installation of "Four-Way" Stop signs at the intersections of Cactus and Carr Streets and Cactus and Babcock Streets.

*Resolved*, That the Traffic Engineer is requested to cause the installation of "Four-Way" Stop signs at the intersections of Cactus and Carr Streets and Cactus and Babcock Streets.

Resolution Requesting the Traffic Engineer to cause the installation of a "Four-Way Stop" sign at the intersection of Cole Avenue and President Avenue.

*Resolved*, That the Traffic Engineer is requested to cause the installation of a "Four-Way Stop" sign at the intersection of Cole Avenue and President Avenue.

Resolution Requesting the Traffic Engineer to cause the installation of a "No Parking" sign in front of 63 Brush Hill Road.

*Resolved*, That the Traffic Engineer is requested to cause the installation of a "No Parking" sign in front of 63 Brush Hill Road.

Resolution Requesting the Traffic Engineer to cause the installation of a "Stop" sign on Huber Avenue and Van Ausdall Street.

*Resolved*, That the Traffic Engineer is requested to cause the installation of a "Stop" sign on Huber Avenue and Van Ausdall Street.



Resolution Requesting the Traffic Engineer to cause the installation of "Stop" signs on Leah Street and Yale Avenue.

*Resolved*, That the Traffic Engineer is requested to cause the installation of "Stop" signs on Leah Street and Yale Avenue.

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Resolution Requesting the Traffic Engineer to cause the installation of "No Parking Tow Zone" signs on the east side of Taft Avenue.

*Resolved*, That the Traffic Engineer is requested to cause the installation of "No Parking Tow Zone" signs on the east side of Taft Avenue.

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Resolution Requesting the Traffic Engineer to cause the replacement of the missing "Stop" sign at Yale Avenue and Lynch Street.

*Resolved*, That the Traffic Engineer is requested to cause the replacement of the missing "Stop" sign at Yale Avenue and Lynch Street.

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Resolution Ordering the abandonment of a portion of Broadway.

*Resolved*, That the following named street shown as cross-hatched area on the accompanying plan entitled "Providence, Rhode Island Department of Public Works Engineering Office, street line Section Plan No. 064614" dated October 13, 1998.

Viz: Broadway, (portions of) shown as cross-hatched area (A-B-C-D-A) having ceased to be useful to the public and its proposed to be abandoned as a public highway. Said abandonment is to and in favor of the Providence Redevelopment Agency (hereinafter "Petitioner"), and is specifically conditioned upon the following:

(1) Petitioner shall convey an easement acceptable to the Providence Water Supply Board which will permit retention of its facilities in their existing location, together with the right to inspect, maintain, operate and replace the same with twenty-four (24) hour access to said facilities, or in the alternative should it be determined by the Petitioner that any such facilities need to be relocated in order to comply with an intended use, the Petitioner shall assume all costs of relocation.

(2) Petitioner shall convey an easement acceptable to the Narragansett Electric Company which will permit retention of its facilities in their existing location, together with the right to inspect, maintain, operate and replace the same with twenty-four (24) hour access to said facilities, or in the alternative should it be determined by the Petitioner that any such facilities need to be relocated in order to comply with an intended use, the Petitioner shall assume all costs of relocation.

(3) Petitioner shall convey an easement acceptable to Bell Atlantic which will permit retention of its facilities in their existing location, together with the right to inspect, maintain, operate and replace the same with twenty-four (24) hour access to said facilities, or in the alternative should it be determined by the Petitioner that any such facilities need to be relocated in order to comply with an intended use, the Petitioner shall assume all costs of relocation.

*Ordered*, That the Traffic Engineer be and is hereby directed to cause a sign to be placed on the above-named highway abandoned as aforesaid, having thereon the words, "Not a Public Highway," and it is further

*Ordered*, That after the entry of this order or decree the City Clerk shall cause a notice thereof to be published in a newspaper,

published in the County of Providence, at least once a week for three successive weeks and a further and personal notice shall be served by the City Sergeant upon every owner of land abutting the above-named highway which has been abandoned, who is known to reside within the State.

**Transmits the following with recommendation the same be Approved, as amended:**

Resolution Requesting the Traffic Engineer to cause the installation of four way "Stop" signs at the intersections of Brook and George Streets and Brook and Power Streets.

*Resolved*, That the Traffic Engineer is requested to cause the installation of four way "Stop" signs at the intersections of Brook and George Streets and Brook and Power Streets.

**Severally Read and Collectively Passed, on motion of COUNCILWOMAN DiRUZZO, seconded by COUNCILWOMAN WILLIAMS.**

**The motion for Passage is Sustained.**

**COUNCILWOMAN JOSEPHINE DiRUZZO, Chairwoman  
COMMITTEE ON URBAN REDEVELOPMENT,  
RENEWAL AND PLANNING**

**Transmits the following with recommendation the same be Adopted:**

An Ordinance in amendment of and in addition to Chapter 1986-53 of the Ordinance of the City of Providence approved October 23, 1986 and entitled, "An Ordinance approving and adopting the Official Redevelopment Plan for the Special Vacant Lot Project" for the acquisition of Lot 899 on Plat 23, 71 West Clifford Street, Lot 653 on Plat 64, 280 Academy Avenue and Lot 743 on Plat 68, 26 Washburn Street.

**Read and Passed, the First Time, on motion of COUNCILWOMAN DiRUZZO, seconded by COUNCILWOMAN WILLIAMS, by the following Roll Call Vote:**

**Ayes: Council President Fagnoli, Councilmen Allen, Clarkin, DeLuca, Councilwoman DiRuzzo, Councilmen Hassett, Igliazzi, Lombardi, Mancini, Councilwomen Nolan, Romano, Williams and Young—13.**

**Noes: None.**

**Absent: Councilman Jackson—1.**

**The motion for Passage the First Time is Sustained.**

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An Ordinance in amendment of and in addition to Chapter 1986-53 of the Ordinance of the City of Providence approved October 23, 1986 and entitled, "An Ordinance approving and adopting the Official Redevelopment Plan for the Special Vacant Lot Project" for the acquisition of additional properties.

**Read and Passed, the First Time, on motion of COUNCILWOMAN DiRUZZO, seconded by COUNCILWOMAN WILLIAMS, by the following Roll Call Vote:**

**Ayes: Council President Fagnoli, Councilmen Allen, Clarkin, DeLuca, Councilwoman DiRuzzo, Councilmen Hassett, Igliazzi, Lombardi, Mancini, Councilwomen Nolan, Romano, Williams and Young—13.**

**Noes: None.**

**Absent: Councilman Jackson—1.**

**The motion for Passage the First Time is Sustained.**

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An Ordinance in amendment of and in addition to Chapter 1977-5 of the Ordinance of the City of Providence approved February 14, 1977 and entitled, "An Ordinance approving and adopting the Official Redevelopment Plan for Downtown Providence Renewal" for the acquisition of additional properties, as amended.

**Read and Passed, the First Time, on motion of COUNCILWOMAN DiRUZZO, seconded by COUNCILWOMAN WILLIAMS, by the following Roll Call Vote:**

**Ayes: Council President Fagnoli, Councilmen Allen, Clarkin, DeLuca, Councilwoman DiRuzzo, Councilmen Hassett, Igliazzi, Lombardi, Mancini, Councilwomen Nolan, Romano, Williams and Young—13.**

**Noes: None.**

**Absent: Councilman Jackson—1.**

**The motion for Passage the First Time is Sustained.**

**Transmits the following with recommenda-  
tion the same be Approved:**

Resolution Requesting permission to change the name of Kinsley Avenue to Providence Place, between its intersection with Dean Street and its intersection with Park Street, where it terminates.

*Resolved*, That Kinsley Avenue be changed to Providence Place, between its intersection with Dean Street and its intersection with Park Street, where it terminates.

**Read and Passed**, on motion of COUNCILWOMAN DiRUZZO, seconded by COUNCILWOMAN WILLIAMS, by the following Roll Call Vote:

**Ayes:** Council President Fagnoli, Councilmen Allen, Clarkin, DeLuca, Councilwoman DiRuzzo, Councilmen Hassett, Igliozi, Lombardi, Mancini, Councilwomen Nolan, Romano, Williams and Young—13.

**Noes:** None.

**Absent:** Councilman Jackson—1.

**The motion for Passage is Sustained.**

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**COUNCILMAN KEVIN JACKSON, Chairman  
COMMITTEE ON CITY PROPERTY**

**Transmits the following with recommenda-  
tion the same be Approved, as amended:**

Resolution Requesting authorization of the sale of Providence Water Supply Board land as part of a land swap for watershed protection purposes.

*Resolved*, That the City Council authorizes the conveyance by the Mayor to the Providence Public Buildings Authority, in accordance with the Municipal Public Buildings Authorities

Law (including without limitation Rhode Island General Laws §45-50-10, as amended), of a parcel of land designated as Assessor's Plat 51, Lot 28 in Scituate, Rhode Island, for the purpose of the protection of the watershed at and around the Scituate Reservoir and approved the recommendation of the Providence Water Supply Board dated March 18, 1998.

Read and Passed, on motion of COUNCILWOMAN DiRUZZO, seconded by COUNCILWOMAN WILLIAMS, by the following Roll Call Vote:

Ayes: Council President Fagnoli, Councilmen Allen, Clarkin, DeLuca, Councilwoman DiRuzzo, Councilmen Hassett, Ig-

liozi, Lombardi, Mancini, Councilwomen Nolan, Romano, Williams and Young—13.

Noes: None.

Absent: Councilman Jackson—1.

The motion for Passage is Sustained.

## COUNCILMAN JOHN J. LOMBARDI, Chairman COMMITTEE ON CLAIMS AND PENDING SUITS

Transmits the following with recommendation the same be severally Canceled:

Certificates from the City Assessor (Nos. 1C and 2C) recommending the same be severally Canceled pursuant to the provisions of Sections 14 and 15 of Title 44, Chapter 7 of the General Laws of the State of Rhode Island, 1956, as amended.

Severally Approved for Cancellation, on motion of COUNCILWOMAN DiRUZZO, seconded by COUNCILWOMAN WILLIAMS, by the following Roll Call Vote:

Ayes: Council President Fagnoli, Councilmen Allen, Clarkin, DeLuca, Councilwoman DiRuzzo, Councilmen Hassett, Igliozi, Lombardi, Mancini, Councilwomen Nolan, Romano, Williams and Young—13.

Noes: None.

Absent: Councilman Jackson—1.

The motion to Approve for Cancellation is Sustained.

Certificates from the City Collector, No. 34, recommending cancellation of Excise Taxes — Deceased Taxpayers pursuant to the provisions of Sections 44-7-14 of the General Laws of Rhode Island, 1956, as amended, as the same are determined to be uncollectable.

Severally Approved for Cancellation, on motion of COUNCILWOMAN DiRUZZO, seconded by COUNCILWOMAN WILLIAMS, by the following Roll Call Vote:

**Ayes:** Council President Fagnoli, Councilmen Allen, Clarkin, DeLuca, Councilwoman DiRuzzo, Councilmen Hassett, Igliazzi, Lombardi, Mancini, Councilwomen Nolan, Romano, Williams and Young—13.

**Noes:** None.

**Absent:** Councilman Jackson—1.

The motion to Approve for Cancellation is Sustained.

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Certificates from the City Collector, No. 35, recommending cancellation of Excise Taxes — Bankruptcy pursuant to the provisions of Sections 44-7-14 of the General Laws of Rhode Island, 1956, as amended, as the same are determined to be uncollectable.

Severally Approved for Cancellation, on motion of COUNCILWOMAN DiRUZZO, seconded by COUNCILWOMAN WILLIAMS, by the following Roll Call Vote:

**Ayes:** Council President Fagnoli, Councilmen Allen, Clarkin, DeLuca, Councilwoman DiRuzzo, Councilmen Hassett, Igliazzi, Lombardi, Mancini, Councilwomen Nolan, Romano, Williams and Young—13.

**Noes:** None.

**Absent:** Councilman Jackson—1.

The motion to Approve for Cancellation is Sustained.

## **COUNCILWOMAN PATRICIA K. NOLAN, Chairwoman COMMITTEE ON FINANCE**

**Transmits the following with recommendation the same be Adopted, as amended:**

An Ordinance in amendment of Chapter 1997-43, as approved July 16, 1997, entitled: "An Ordinance establishing a Compensation Plan for the City of Providence and repealing

Ordinance Chapter 1996-28, approved July 23, 1996, as amended," relative to various City departments, as amended. (Data Processing Department).

Read and Passed, the First Time, as amended, on motion of COUNCILWOMAN DiRUZZO, seconded by COUNCILWOMAN WILLIAMS, by the following Roll Call Vote:

Ayes: Council President Fagnoli, Councilmen Allen, Clarkin, DeLuca, Councilwoman DiRuzzo, Councilmen Hassett, Igliazzi, Lombardi, Mancini, Councilwomen Nolan, Romano, Williams and Young—13.

Noes: None.

Absent: Councilman Jackson—1.

The motion for Passage the First Time, as amended, is Sustained.

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An Ordinance in amendment of Chapter 1997-44, as approved July 16, 1997, entitled: "An Ordinance establishing a Classification Plan for the City of Providence and repealing Ordinance Chapter 1996-29, approved July 23, 1996, as amended," relative to various City departments, as amended. (City Clerk and Data Processing Department).

Read and Passed, the First Time, as amended, on motion of COUNCILWOMAN DiRUZZO, seconded by COUNCILWOMAN WILLIAMS, by the following Roll Call Vote:

Ayes: Council President Fagnoli, Councilmen Allen, Clarkin, DeLuca, Councilwoman DiRuzzo, Councilmen Hassett, Ig-

liazzi, Lombardi, Mancini, Councilwomen Nolan, Romano, Williams and Young—13.

Noes: None.

Absent: Councilman Jackson—1.

The motion for Passage the First Time, as amended, is Sustained.

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An Ordinance in accordance with Chapter 21, Section 19 of the Code of Ordinances of the City of Providence entitled: "Capital Equipment Budget," as amended.

Read and Passed, the First Time, as amended, on motion of COUNCILWOMAN DiRUZZO, seconded by COUNCILWOMAN WILLIAMS, by the following Roll Call Vote:

Ayes: Council President Fagnoli, Councilmen Allen, Clarkin, DeLuca, Councilwoman DiRuzzo, Councilmen Hassett, Igliazzi, Lombardi, Mancini, Councilwomen Nolan, Romano, Williams and Young—13.

Noes: None.

Absent: Councilman Jackson—1.

The motion for Passage the First Time, as amended, is Sustained.

**Transmits the following with recommendation the same be Approved, as amended:**

Resolution Authorizing His Honor, the Mayor, to execute documents relative to the Fleet Skating Center.

*Whereas*, A skating facility has been designed and constructed by the Parks Department of the City of Providence in Kennedy Plaza between Biltmore and Burnside Parks; and

*Whereas*, The Parks Commission of the City of Providence has approved a management agreement with Ogden Entertainment for the skating facility on November 17, 1998, substantially in the form attached as Exhibit "A"; and

*Whereas*, The Parks Commission of the City of Providence has approved a concession license with GFM Food Services, Inc. for the snack bar and restaurant facilities on November 17, 1998, substantially in the form attached as Exhibit "B"; and

*Whereas*, The Parks Commission of the City of Providence has approved a lease agreement with WJAR NBC 10/Outlet Broadcasting for a studio on location and has approved a marketing promotion agreement with WJAR NBC 10/Outlet Broadcasting on November 17, 1998, substantially in the form attached as Exhibits "C" and "D", respectively; and

*Whereas*, The Parks Commission of the City of Providence has approved a naming rights agreement with Fleet Bank for 15 years for a sum of \$500,000.00 on November 17, 1998, substantially in the form attached as Exhibit "E"; and

*Whereas*, The Providence Economic Development Corporation has approved a loan in the

amount of \$500,000.00, supported by a \$0.25 cent surcharge on each admission ticket and the Parks Commission of the City of Providence has approved the dedication of the \$0.25 surcharge to the repayment of the loan on November 17, 1998, substantially in the form attached as Exhibits "F" and "G," respectively; and

*Whereas*, The Parks Commission has approved the terms of the loan with Fleet Bank in the amount of 1.8 million dollars, including bridge loans, supported solely by the revenues of the skating facility, substantially in the form attached as Exhibit "H".

*Now, therefore, be it Resolved*, That the Mayor, His Honor, is hereby authorized to execute documents relative to the Fleet Loan and to dedicate revenue from the skating facility to the repayment of that loan.

**Read and Passed, as amended, on motion of COUNCILWOMAN DiRUZZO, seconded by COUNCILWOMAN WILLIAMS, by the following Roll Call Vote:**

**Ayes:** Council President Fargnoli, Councilmen Allen, Clarkin, DeLuca, Councilwoman DiRuzzo, Councilmen Hassett, Igliozzi, Lombardi, Mancini, Councilwomen Nolan, Romano, Williams and Young—13.

**Noes:** None.

**Absent:** Councilman Jackson—1.

**The motion for Passage, as amended, is Sustained.**



## COMMUNICATIONS AND REPORTS

Communication from Jeff W. Kasle, Attorney at Law, informing the Honorable Members of the Providence City Council that he is submitting the tentative 1996 to 1999 Collective Bargaining Agreement between the Providence Fraternal Order of Police, Lodge No. 3 and the City of Providence for ratification.

**COUNCIL PRESIDENT FARGNOLI  
Receives the Communication and Refers  
the same to the Committee on Finance.**

**The motion to Refer is Sustained.**

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Communication from Nancy L. Derrig, Superintendent of Parks, dated November 4, 1998, requesting to transfer \$100,000.00 from the Anna H. Mann Fund.

**Received.**

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Communication from Nancy L. Derrig, Superintendent of Parks, dated November 4, 1998, requesting to transfer \$100,000.00 from the Charles H. Smith Fund.

**Received.**

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Communication from Renee A. Stadel, Special Assistant/Education Coordinator of the Rhode Island Ethics Commission, dated

October 13, 1998, informing the City Clerk of Ethics Training Sessions sponsored by the Rhode Island Ethics Commission.

**Received.**

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Communication from Joan Fleming of the Department of Planning and Development dated November 2, 1998, submitting the Annual Report of the Providence Historic District Commission for activities for the year October 1, 1997 to September 30, 1998.

**Received.**

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Certificates from the City Assessor (Nos. 3C and 4C) recommending the same be severally Canceled pursuant to the provisions of Sections 14 and 15 of Title 44, Chapter 7 of the General Laws of the State of Rhode Island, 1956, as amended.

**COUNCIL PRESIDENT FARGNOLI  
Severally Refers the Certificates to the  
Committee on Claims and Pending Suits.**

**The motion to Refer is Sustained.**

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Communication from Councilman John J. Igliozi, Esq., dated November 16, 1998,

informing the Honorable Members of the Providence City Council of possible candidates to be considered for the Truancy Board.

November 16, 1998

Michael R. Clement  
City Clerk  
Department of City Clerk  
Providence City Hall  
Providence, RI 02903

Dear Mr. Clement:

I am hereby informing the Honorable Members of the Providence City Council of

possible candidates to be considered for the Truancy Board.

Thank you for your consideration.

Sincerely,

JOHN J. IGLIOZZI, ESQ.  
Councilman, Ward 7

**COUNCIL PRESIDENT FARGNOLI  
Received the Communication and Refers  
the same to the Committee on Finance.**

**The motion to Refer is Sustained.**

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## FROM THE CLERK'S DESK

### **Petitions for Compensation for Injuries and Damages, viz:**

Iodola Jacquare (Raymond R. Pezza, Esq.)

Kimberly Carter (Jules J. D'Alessandro, Esq.)

Prudential Property and Casualty a/s/o  
David P. Fuller

David F. Hamlin (Daniel E. Chaika, Esq.)

Sandra Hamlin (Daniel E. Chaika, Esq.)

Charlotte M. Tavares

Felicia S. Paulino (Charles J. Vucci, Esq.)

Kathleen Parker (James M. Donelan, Esq.)

Cosmo Rampone

Lanny Perez (Robert V. Russo, Esq.)

Donna Fisher (John K. Windecker, Esq.)

Melissa Minutelli (Christopher E. Fay, Esq.)

Norma W. Donelan

Erik S. Wieselquist, Jr.

**COUNCIL PRESIDENT FARGNOLI**  
Severally Refers the Petitions to the  
Committee on Claims and Pending Suits.

The motion to Refer is Sustained.

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## PRESENTATION OF CITATIONS

*"In Congratulations"*

**COUNCIL PRESIDENT FARGNOLI and**  
the **MEMBERS of the CITY COUNCIL:**

Citations Extending Congratulations.

*Resolved*, That the Members of the City  
Council extend their sincere congratulations to  
the following:

Mr. and Mrs. Nicolas Lopes, in recognition  
of the celebration of their marriage.

Mr. and Mrs. Robert DeRiso, in recognition  
of the celebration of their marriage.

Mr. and Mrs. Daniel Wroblewski, in recognition  
of the celebration of their marriage on  
September 12, 1998.

Cathy Gavin, in recognition of the celebration  
of her 60th birthday on November 7, 1998.

Daniel Crenca, Proprietor of the Legendary  
Castle Spa, in recognition of the grand opening  
of this Mount Pleasant landmark.

Edith Scrivini, in recognition of the  
celebration upon winning the Powerball  
Jackpot for \$23 million dollars.

Frances C. Marshall, in recognition of the  
celebration of her retirement after twenty three  
years of dedicated service to the State of Rhode  
Island.

**Severally Read and Collectively Passed,**  
on motion of **COUNCILWOMAN Di-**  
**RUZZO**, seconded by **COUNCILWOMAN**  
**WILLIAMS.**

The motion for Passage is Sustained.

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## PRESENTATION OF RESOLUTIONS

### *"In Memorium"*

**COUNCIL PRESIDENT FARGNOLI and  
the MEMBERS of the CITY COUNCIL:**

**Resolutions Extending Sympathy.**

*Resolved*, That the Members of the City Council extend their sincere sympathy to the families of the following:

Anthony DeQuattro

Adolph Lupoli

Louis A. "Dick" Scaglione, Sr.

Peter A. Mauro

Anna E. Fiore

Vartkes G. Tepeguezian

Beatrice Campopiano

Rose Antoscia

Norma M. Maselli

Marc Adam Dwares

Armand "Buzzy" Buzzerio

Rose Ann Solomon

Kimberely A. Boffa-Miele

Paul G. Hanoian

**Severally Read and Collectively Passed,  
by a Unanimous Rising Vote, on motion of  
COUNCILWOMAN DiRUZZO, seconded  
by COUNCILWOMAN WLLIAMS.**

**The motion for Passage is Sustained.**

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## ADJOURNMENT

There being no further business, on motion of COUNCILWOMAN DiRUZZO, seconded by COUNCILWOMAN WILLIAMS, it is voted to adjourn at 8:25 o'clock P.M. (E.S.T.) to meet again on THURSDAY, DECEMBER 3, 1998 at 7:30 o'clock P.M. (E.S.T.).

*Richard R. Clement*

City Clerk



November 19]

2355

[1998

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