

**CITY OF PROVIDENCE
RHODE ISLAND**



CITY COUNCIL

JOURNAL OF PROCEEDINGS

No. 33 City Council Regular Council Meeting, Thursday, November 2, 2017, 7:00 o'clock P.M.

PRESIDING

ACTING COUNCIL PRESIDENT

SABINA MATOS

CALL TO ORDER

PRESENT: ACTING COUNCIL PRESIDENT MATOS, COUNCILMAN APONTE, COUNCILWOMEN CASTILLO, HARRIS, COUNCILMEN HASSETT, IGLIOZZI, JENNINGS, COUNCILWOMAN LAFORTUNE, COUNCILMAN PRINCIPE, COUNCILWOMAN RYAN, COUNCILMEN YURDIN AND ZURIER – 12.

ABSENT: COUNCILMEN CORREIA, NARDUCCI AND SALVATORE – 3.

ALSO PRESENT: LORI L. HAGEN, CITY CLERK, TINA L. MASTROIANNI, FIRST DEPUTY CITY CLERK, SHERI A. PETRONIO, SECOND DEPUTY CITY CLERK AND JEFFREY DANA, CITY SOLICITOR

**IN CITY COUNCIL
NOV 16 2017**

APPROVED:
Lori L. Hagen
CLERK

ROLL CALL

INVOCATION

The Invocation is given by **COUNCILMAN WILBUR W. JENNINGS, JR.**

"Our Father, thank You for giving us the energy to come here to City Hall to do the people's business in the City of Providence. Bless all the residents of this city and help us elected officials do the people's business and help us make the right decisions. And also Father, would You please bless all those families that have been touched by the tragedy that happened in New York City a few days ago and bless their families. Amen."

PLEDGE OF ALLEGIANCE

COUNCILWOMAN MARY K. HARRIS Leads the Members of the City Council and the Assemblage in the Pledge of Allegiance to the Flag of the United States of America.

APPROVAL OF MINUTES

Journal of Proceedings No. 31 of the Regular Meeting of the City Council held October 5, 2017 and Journal of Proceedings No. 32 of the Regular Meeting of the City Council held October 19, 2017, are approved as printed, on Motion of **COUNCILMAN PRINCIPE**, Seconded by **COUNCILWOMAN RYAN**.

RESULT:	APPROVED (WITH VOTE) [UNANIMOUS]
MOVER:	Councilman Principe
SECONDER:	Councilwoman Ryan
AYES:	Acting Council President Matos, Councilman Aponte, Councilwomen Castillo, Harris, Councilmen Hassett, Igliozzi, Jennings, Councilwoman LaFortune, Councilman Principe, Councilwoman Ryan, Councilmen Yurdin and Zurier – 12.
ABSENT:	Councilmen Correia, Narducci and Salvatore – 3.

ORDINANCE(S) SECOND READING

The Following Ordinances were in City Council October 19, 2017, Read and Passed the First Time and are Severally Returned for Passage the Second Time:

COUNCILMAN PRINCIPE, (By Request):

An Ordinance Approving and Adopting the Special Redevelopment Plan for Vacant Houses, and Repealing Chapter 1986-53, No. 561 and 1997-3, No. 3 of the Ordinances of the City of Providence.

WHEREAS, The City Council of the City of Providence has designated Redevelopment Areas 1, 2, 3 and 4 within the City ("Redevelopment Areas") as redevelopment areas pursuant to Chapters 31-33 of title 45 of the Rhode Island General Laws, the Redevelopment Act of 1956, as amended (the "Redevelopment Act"); and

WHEREAS, The Providence Redevelopment Agency (PRA) is authorized, within a redevelopment area, to purchase, lease, obtain an option upon, acquire by gift, grant, bequest, devise, or otherwise, any real or personal property, or any estate or interest in it, together with any improvements on it; to acquire by the exercise of the power of eminent domain any real property; to clear, demolish, or remove any and all buildings, structures, or other improvements from any real property so acquired; to rehabilitate or otherwise improve any or all substandard buildings, structures, or other improvements; to insure or provide for the insurance of any real or personal property or operations of the agency against risk or hazard; and to rent, maintain, rehabilitate, improve, manage, operate, repair, and clear the property; and

WHEREAS, It is the purpose and intent of the City Council to facilitate redevelopment of such Redevelopment Areas to accommodate the City's redevelopment initiatives; and

WHEREAS, The City Council is required by the Redevelopment Act to make certain findings, determinations and declarations in connection with the adoption of a redevelopment plan; and

WHEREAS, The PRA has formulated a Special Redevelopment Plan for Vacant Houses (hereinafter the "Redevelopment Plan"), attached to, and adopted by this Ordinance, that identifies blighted and substandard areas, and establishes a Project Area coincident with the four Redevelopment Areas within the City of Providence as defined in the Providence Code of Ordinances, Chapter 20 "Redevelopment Areas," Sections 20-1 through 20-5 and as reaffirmed by the City Council through Resolution 143, approved March 25, 2008. The Project Area is not restricted to, nor does it consist entirely of lands, buildings and improvements which are detrimental to the public health, safety, morals or welfare, but it is an area in which conditions exist which injuriously affect the entire area and therefore are necessary for inclusion for the effective redevelopment of the entire area; and

WHEREAS, The City Council of the City of Providence hereby makes the following findings, determinations and declarations with regard to the Redevelopment Plan, required by Sections 45-32-13 through 45-32-18 inclusive and Section 45-32-20 of the Rhode Island General Laws:

1. The Project Area evidences the following conditions as more specifically set forth in the Redevelopment Plan: The Redevelopment Plan identifies a large number of vacant properties in the Project Area that meet a number of criteria for deteriorated blight as defined by RIGL § 45-31-8. The properties all exhibit one or more conditions characteristic of deteriorated blight which include dilapidation, deterioration, age or obsolescence. The properties all exhibit one or more conditions characteristic of arrested blight, which includes deterioration of site improvements and tax delinquencies. By virtue of the properties being vacant and/or abandoned, they are subject to deterioration from deferred maintenance, exposure to the elements and vandalism, which if not addressed could lead to the spread of blight. Also, all of these properties (the "Vacant Properties") have been cited for at least one violation of the Rhode Island Property Maintenance Code. Taken together, the conditions observed and documented for each of the Vacant Properties are characteristic of blight and support the establishment of the Project Area.

2. The existence of the aforesaid conditions fully supports a finding, which the City Council of the City of Providence hereby makes, that the Vacant Properties within the Project Area are "arrested blighted" as that term is defined in Section 45-31-8(2), and "deteriorated blighted" as that term is defined in Section 45-31-8(6).

3. The City Council of the City of Providence hereby finds that because the Vacant Properties in the Project Area are "arrested blighted" and "deteriorated blighted", the properties are "blighted and substandard" as that term is defined in Section 45-31-8(3).

4. The City Council of the City of Providence hereby finds that the character of the Project Area as an "arrested blighted area", a "deteriorated blighted area" and a "blighted and substandard area" requires re-planning, redevelopment, rehabilitation and improvement of the Project Area in order to arrest and reverse blight or decay of properties in the Project Area.

5. The intent of this plan is that all redevelopment actions will be in conformance with the Providence Zoning Ordinance and Comprehensive Plan and will be designed to facilitate increased housing opportunities.

6. The City Council hereby finds that the Redevelopment Plan is feasible and conforms to the comprehensive plan for the City of Providence and if carried out would accomplish the purposes and intent of the City Council in promoting the public health, safety, morals and welfare of the community, and effectuating the purposes of the Redevelopment Act.

7. The Redevelopment Plan contains adequate provisions for payment for property to be acquired by the PRA, given the proposed arrangements for potential acquisition as more specifically provided in the Redevelopment Plan, the anticipated costs involved, and the PRA's intention to confine PRA acquisition costs to levels within its operating budget, and if this is not possible, to seek amendment of the Redevelopment Plan to identify other sources of funding for such acquisitions.

8. The Redevelopment Plan provides for the retention of controls and the establishment of any restrictions or covenants which may run with the real property sold, leased, or otherwise disposed of for private or public use as are necessary to effectuate the purposes of the Redevelopment Act, as such controls and restrictions are more specifically set forth in the Redevelopment Plan; and

WHEREAS, The Redevelopment Act of 1956 provides that it is the policy of this state to protect and promote the health, safety, morals, and general welfare of the people of the state, particularly in the communities in which blighted and substandard areas exist, by the elimination and prevention of these blighted and substandard areas, thereby encouraging in these areas through redevelopment the provision of healthful homes, a decent living environment and adequate places for employment; and

WHEREAS, The Redevelopment Act of 1956 provides that the use of eminent domain powers may be used to accomplish the purposes of the Redevelopment Act; and

WHEREAS, the Rhode Island Home and Business Protection Act of 2008, R.I. Gen. Laws 42-64.12-1 *et seq.* (the “Protection Act”) places certain limitations on eminent domain takings for purposes of economic development; and

WHEREAS, The Protection Act defines “economic development” as “the mobilization of intellectual, human, capital, physical and natural resources to generate marketable goods and services for purposes including, but not limited to, creating jobs, economic and employment opportunities, tax base and wealth”; and

WHEREAS, The redevelopment activities proposed in the Redevelopment Plan to alleviate blighted and substandard conditions pertaining to the use of eminent domain are principally and primarily intended to alleviate those blighted and substandard conditions; and

WHEREAS, Because the successful redevelopment of the properties in the Project Area pursuant to the Redevelopment Plan (i.e. the elimination of blighted and substandard conditions) would indirectly yield economic development benefits, the Redevelopment Plan may be seen as employing resources that would have the effect of creating economic and other opportunities which foster the generation of marketable goods and services; and

WHEREAS, The City Council recognizes that Redevelopment Agencies have been largely excluded from coverage under the Protection Act, but that, in an excess of caution, because the PRA reserves its rights to exercise the power of eminent domain with regard to the acquisition of Vacant Properties, it may be argued that the eminent domain proceedings reserved in the Redevelopment Plan may be seen as having a dual purpose of redevelopment (i.e. the elimination of blighted and substandard conditions) and economic development and thus could fall under the purview of the Protection Act; and

WHEREAS, The City Council of the City of Providence hereby makes the following findings, determinations and declarations with regard to the Redevelopment Plan and the Protection Act:

1. The Protection Act specifically exempts local redevelopment agencies from the provisions of the act, with the exception of subsection 42-64.12-17(c), which requires the approval of the City Council of any eminent domain proceedings for economic development purposes.
2. The Protection Act recognizes that a permissible use of eminent domain power is eliminating an identifiable public harm and/or correcting conditions adversely affecting public health, safety, morals, or welfare, including, but not limited to, the elimination and prevention of blighted and substandard areas as defined by chapter 45-31, and correcting conditions of environmental contamination that pose a significant risk to the public health.
3. While the PRA reserves the right in the Redevelopment Plan to acquire Vacant Properties by eminent domain, the Redevelopment Plan expressly provides that it is not the current intention of the PRA to use the powers of eminent domain to acquire any Vacant Properties.
4. Any use of eminent domain powers to acquire Vacant Properties as set forth in the Redevelopment Plan would be for the purposes of addressing, alleviating, eliminating and preventing blighted and substandard conditions, as more specifically set forth in the Redevelopment Plan.
5. While the use of eminent domain power to acquire Vacant Properties as set forth in the Redevelopment Plan, if exercised, may have incidental and indirect economic development benefits, such incidental and indirect benefits are recognized under the Redevelopment Act and are consistent with redevelopment activities engaged in under the Redevelopment Act.

6. The City Council concludes that approval of the proposed use of eminent domain power as reserved in the Redevelopment Plan is not required under the Protection Act because any such use of the eminent domain power would be for purposes of redevelopment (i.e. the elimination of blighted and substandard conditions), not economic development.

7. To the extent approval of the City Council is determined to be required under the Protection Act for the use of such eminent domain power because of the incidental and indirect benefits to economic development which may arise from such eminent domain activity for redevelopment purposes, such approval is deemed given in the context of the Redevelopment Plan by the passage of this Ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF PROVIDENCE:

Section 1. Chapter 1986-53, No. 561 of the Ordinances of the City of Providence, Entitled: “An Ordinance Approving and Adopting the Official Redevelopment Plan for the Special Vacant Lot Project, as Amended,” and Chapter 1997-3, No. 3 of the Ordinances of the City of Providence, Entitled: “An Ordinance to Amend the Official Redevelopment Plan for the Special Vacant Lot Project, Chapter 1986-53, No. 561, Approved October 23, 1986,” are both hereby repealed.

Section 2. The Special Redevelopment Plan for Vacant Houses, attached to this Ordinance, and incorporated herein by this reference, is adopted and approved as a redevelopment project plan of the City of Providence pursuant to chapters 31-33 of title 45 of the Rhode Island General Laws and the Redevelopment Act of 1956.

Section 3. The PRA is hereby authorized, if necessary, to acquire real property in the Project Area in order to effectuate the redevelopment of the Project Area as more specifically provided in the Redevelopment Plan. In the event some form of acquisition by the PRA proves necessary, the PRA and the City may exercise options that include eminent domain, tax taking, gifts of property or a negotiated purchase. In case of tax delinquency, the City may elect to acquire property through a tax taking in accordance with RIGL 44-9-8.1, and the City may elect to subsequently convey such property to the PRA. The PRA is authorized to acquire Vacant Properties through eminent domain, if it determines necessary, in accordance with RIGL § 45-31 through 33. No property or interest therein not identified in this Redevelopment Plan as subject to acquisition by eminent domain may be taken by eminent domain by the PRA unless the City Council shall amend this Redevelopment Plan to specifically designate additional property that may be subject to taking by eminent domain and to specifically identify provisions for payment of such acquisitions if it is not to be paid for through the operating budget of the PRA.

Section 4. This Ordinance shall take effect upon passage.

**ACTING COUNCIL PRESIDENT MATOS, COUNCILMAN CORREIA,
(By Request):**

An Ordinance Making an Appropriation of Three Million Seventy Five Thousand One Hundred Fifteen Dollars (\$3,075,115), for the Water Supply Board Meter Replacement Fund for the Fiscal Year Ending June 30, 2018.

Section 1. WATER SUPPLY BOARD METER REPLACEMENT FUND BUDGET 2017-2018

REVENUES:

Transfer from Water Operations	\$500,000
Carryover from prior year	2,534,085
Interest Income	5,000
Interest Income Other	<u>6,031</u>
TOTAL REVENUE & OTHER FIN SOURCES	\$3,075,115

EXPENSES:

Debt Service	\$38,091
Services	513,342
Materials	<u>1,200,000</u>
TOTAL EXPENSES	\$1,751,433

SURPLUS/(DEFICIT) \$1,323,682

Section 2. This ordinance shall take effect retroactive to July 1, 2017.

COUNCILMAN PRINCIPE Moves to Dispense with the Reading of the foregoing matters and Moves Passage of the Several Ordinances the Second Time, Seconded by COUNCILWOMAN RYAN, by the following Roll Call Vote:

RESULT:	READ/PASSED SECOND TIME [UNANIMOUS]
MOVER:	Councilman Principe
SECONDER:	Councilwoman Ryan
AYES:	Acting Council President Matos, Councilman Aponte, Councilwomen Castillo, Harris, Councilmen Hassett, Igliazzi, Jennings, Councilwoman LaFortune, Councilman Principe, Councilwoman Ryan, Councilmen Yurdin and Zurier – 12.
ABSENT:	Councilmen Correia, Narducci and Salvatore – 3.

The Motion for Passage the Second Time is Sustained.

PRESENTATION OF ORDINANCES

ACTING COUNCIL PRESIDENT MATOS

An Ordinance Amending Chapter 13, "Housing," Article VII, "Abandoned Property Registration, Security and Maintenance."

ACTING COUNCIL PRESIDENT MATOS Refers the Ordinance to the Committee on Ordinances.

RESULT:	REFERRED
TO:	Committee on Ordinances

ACTING COUNCIL PRESIDENT MATOS, COUNCILMAN APONTE, COUNCILMAN NARDUCCI

An Ordinance Amending Chapter 21, "Revenue and Finance," Article XV, "Real Estate Non-Utilization Tax."

COUNCILMAN IGLIOZZI, (By Request):

An Ordinance Relating to Article IV, Chapter 17, Section 17-192(F) of the Code of Ordinances (Disability Waiver Request).

COUNCILMAN PRINCIPE Moves to Dispense with the Reading of the foregoing matters, Seconded by COUNCILWOMAN RYAN.

ACTING COUNCIL PRESIDENT MATOS Refers the Several Ordinances to the Committee on Finance.

RESULT:	REFERRED
TO:	Committee on Finance

COUNCILMAN PRINCIPE

An Ordinance Amending Chapter 14, "Licenses," by adding Section 234, "Predictable and Progressive Discipline for Repeated Violations."

ACTING COUNCIL PRESIDENT MATOS Refers the Ordinance to the Committee on Ordinances.

RESULT:	REFERRED
TO:	Committee on Ordinances

PRESENTATION OF RESOLUTIONS

ACTING COUNCIL PRESIDENT MATOS, (By Request):

Resolution Authorizing Approval of the following Change Order #2 Contract Award by the Board of Contract and Supply, in accordance with Section 21-26 of the Code of Ordinances.

LegalEdge Software (Information Technology)	\$51,000.00
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Resolution Authorizing Approval of the following Change Order #1 Contract Award by the Board of Contract and Supply, in accordance with Section 21-26 of the Code of Ordinances.

Eclat Integrated Software Solutions, Inc. (Information Technology)	\$60,000.00
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**ACTING COUNCIL PRESIDENT MATOS, COUNCILMAN APONTE,
COUNCILMAN NARDUCCI**

Resolution Re-Authorizing the Real Estate Non-Utilization Tax.

**COUNCILMAN PRINCIPE Moves to Dispense with the Reading of the foregoing matters,
Seconded by COUNCILWOMAN RYAN.**

**ACTING COUNCIL PRESIDENT MATOS Refers the Several Resolutions to the
Committee on Finance.**

RESULT:	REFERRED
TO:	Committee on Finance

**COUNCILMAN SALVATORE, ACTING COUNCIL PRESIDENT MATOS,
COUNCILMAN APONTE, COUNCILWOMAN CASTILLO, COUNCILMAN
CORREIA, COUNCILWOMAN HARRIS, COUNCILMEN HASSETT,
IGLIOZZI, JENNINGS, COUNCILWOMAN LAFORTUNE, COUNCILMEN
NARDUCCI, PRINCIPE, COUNCILWOMAN RYAN, COUNCILMEN YURDIN
AND ZURIER**

Resolution Calling for an increase in City-Wide Recycling Education.

WHEREAS, Under Rhode Island General Law § 23-18.8-2(3), the State of Rhode Island has a goal to recycle no less than thirty-five percent (35%) of the solid waste generated; and

WHEREAS, Providence’s recycling rate between the months of November 2016 and January 2017 were well below the State’s goal of thirty-five percent, coming in at just under nine percent (9%); and

WHEREAS, Of the approximately fourteen thousand tons (14,000) of solid waste collected for recycling during that four-month period, only one thousand two-hundred twenty-three tons (1,223) were actually recycled; and

WHEREAS, Monday recycling rates, when the East Side has trash collected, averaged approximately thirty-six percent (36%) during this time period, which is over the state goal of thirty-five percent (35%); and

WHEREAS, However, recycling rates in other areas of Providence were significantly lower, with Tuesday collection rates at approximately nine percent (9%), Wednesday and Friday collection rates at less than one percent (1%), and Thursday collection rates at approximately four percent (4%); and

WHEREAS, According to a WPRI article, the City’s Director of Sustainability stated that recycling rates are low not due to lack of participation but due to “contamination that spoils the entire truckload”; and

WHEREAS, According to the Office of Sustainability, the Rhode Island Resource Recovery Corporation (RIRRC) considers an entire load contaminated when ten percent (10%) or more of any recycling load contains non-recycle material, thus being sent to the Johnston landfill; and

WHEREAS, A recycling education and enforcement pilot was conducted in Ward 10 to improve recycling rates by providing residents educational materials in Portuguese, Spanish and English; and

WHEREAS, The Director of Sustainability stated that the education efforts led to a recycling rate of twenty-five percent (25%) in Washington Park, a significant increase; and

WHEREAS, In the March meeting of the City Council Public Works Committee, the Director of Sustainability stated that if the City eliminated contamination and cleaned up recycling in fiscal year 2015, the city would have saved just over seven hundred thousand dollars (\$700,000.00); and

WHEREAS, These savings could help create room for additional environmental inspectors for the City's neighborhoods to ensure proper recycling continues in Providence; and

WHEREAS, However, in addition to an increasing Spanish-speaking population in Providence, there has been a substantial increase in the Asian population since 1970; and

WHEREAS, The Special Commission on Diversity & Equity's final report from September 2016 found that since 1970, the Asian population in Providence increased thirteen fold; and

WHEREAS, Additionally, the Economic Development Cluster Strategy report from November 2015 indicated that approximately eight percent (8%) of the Providence population moved to the city from another state or abroad less than one year ago; and

WHEREAS, With new residents coming to Providence annually as well as the increase of languages spoken by our community, it is imperative to have consistent recycling education efforts that are accessible to all Providence residents at various points throughout the year.

NOW, THEREFORE, BE IT RESOLVED, That the City Council of the City of Providence instructs the Director of Public Works, the Director of Sustainability, and Rhode Island Resource Recovery Corporation to increase consistently occurring recycling education efforts in languages reflective of the community to improve recycling rates for the City of Providence.

BE IT FURTHER RESOLVED, That, upon passage, copies of this resolution will be sent to the Director of Public Works, the Director of Sustainability, and the Executive Director of the Rhode Island Resource Recovery Corporation.

Read and Passed, on Motion of COUNCILMAN PRINCIPE, Seconded by COUNCILWOMAN RYAN.

RESULT:	READ AND PASSED [UNANIMOUS]
MOVER:	Councilman Principe
SECONDER:	Councilwoman Ryan
AYES:	Acting Council President Matos, Councilman Aponte, Councilwomen Castillo, Harris, Councilmen Hassett, Iglizzi, Jennings, Councilwoman LaFortune, Councilman Principe, Councilwoman Ryan, Councilmen Yurdin and Zurier – 12.
ABSENT:	Councilmen Correia, Narducci and Salvatore – 3.

The Motion for Passage is Sustained.

**ACTING COUNCIL PRESIDENT MATOS, COUNCILWOMAN RYAN,
(By Request):**

Resolution Authorizing the City of Providence to obtain not more than \$2,010,000 from the Rhode Island Health Educational Building Corporation and to issue bonds and notes to finance repairs, alterations, renovation, improvements and equipping of school and school facilities in the city.

ACTING COUNCIL PRESIDENT MATOS Refers the Resolution to the Committee on Finance.

RESULT:	REFERRED
TO:	Committee on Finance

COUNCILMAN CORREIA

Resolution Authorizing the Mayor of the City of Providence to enter into a Construction and Maintenance Agreement with the Rhode Island Department of Transportation related to the resurface of Blackstone Street as part of the I-195 Corridor Bridges Project.

RESOLVED, That the Members of the Providence City Council hereby Authorize the Mayor of the City of Providence to enter into a Construction and Maintenance Agreement with the Rhode Island Department of Transportation related to the resurface of Blackstone Street as part of the I-195 Corridor Bridges Project.

Resolution Authorizing the Mayor of the City of Providence to enter into a Construction and Maintenance Agreement with the Rhode Island Department of Transportation related to maintenance on the School Zone Speed Limit Flashing Sign on Elmwood Ave between Daboll Street and Princeton Street.

RESOLVED, That the Members of the Providence City Council hereby Authorize the Mayor of the City of Providence to enter into a Construction and Maintenance Agreement with the Rhode Island Department of Transportation related to maintenance on the School Zone Speed Limit Flashing Sign on Elmwood Ave between Daboll Street and Princeton Street.

COUNCILMAN IGLIOZZI, (By Request):

Resolution Requesting the City of Providence assign a crossing guard at the Bradley School on Broadway.

WHEREAS, The Bradley School-Providence Campus serves 104 students, in grades six through twelve plus; and

WHEREAS, Some students attending the school on Broadway walk to and from school daily; and

WHEREAS, In the interest of public safety, having a crossing guard present on a daily basis would enhance the safety of those students, and all students attending the school.

NOW, THEREFORE, BE IT RESOLVED, That the City Council hereby requests the City of Providence's Department of Public Safety assign a Crossing Guard to the Bradley School on Broadway.

COUNCILMAN YURDIN

Resolution Authorizing the Department of Planning and Development to file an application for the Gano Gateway Large Recreation Development Grant with the State of Rhode Island's Department of Environmental Management.

WHEREAS, Funds are available under the Outdoor Recreation Bond Fund Program, administered by the Rhode Island Department of Environmental Management (DEM); and

WHEREAS, The Governor of the State of Rhode Island has authorized the Director of said department to disburse such funds; and

WHEREAS, "Gano Gateway" at the crossing point of the East Bay Bike Path and the Blackstone Bike Path along the Seekonk River is a critical gap in the regional trail network but lacks sufficient and safe recreational infrastructure; and

WHEREAS, The City of Providence will request up to \$300,000 in Large Infrastructure funding from the Outdoor Recreation Program to create an off-road path and landscaping; and

WHEREAS, The design would call for a publicly accessible path to connect the East Bay Bike Path to the Blackstone Bike Path; and

WHEREAS, The City will conduct a public hearing on this application prior to execution of any agreement to move the project forward; and

WHEREAS, It is in the interest of the citizens of the City of Providence that an application be made to undertake these recreation infrastructure improvements.

NOW, THEREFORE, BE IT RESOLVED, That the filing of an application for up to \$300,000 to implement the activities proposed herein is authorized, and Mayor Jorge O. Elorza is authorized and directed to file an application with DEM's Outdoor Recreation Program, to provide any additional information or documents required by that office, to make any assurances required in connection with the program, to execute an agreement with the State of Rhode Island and to otherwise act as the representative of the City of Providence in all matters relating to the application and any award which may be based upon the application.

COUNCILMAN PRINCIPE Moves to Dispense with the Reading of the foregoing matters and Moves Passage of the Several Resolutions, Seconded by COUNCILWOMAN RYAN.

RESULT:	PASSED [UNANIMOUS]
MOVER:	Councilman Principe
SECONDER:	Councilwoman Ryan
AYES:	Acting Council President Matos, Councilman Aponte, Councilwomen Castillo, Harris, Councilmen Hassett, Igliazzi, Jennings, Councilwoman LaFortune, Councilman Principe, Councilwoman Ryan, Councilmen Yurdin and Zurier – 12.
ABSENT:	Councilmen Correia, Narducci and Salvatore – 3.
ABSTAIN:	COUNCILMAN IGLIOZZI Recuses himself from voting on “Resolution Authorizing the Mayor of the City of Providence to enter into a Construction and Maintenance Agreement with the Rhode Island Department of Transportation related to the resurface of Blackstone Street as part of the I-195 Corridor Bridges Project” and “Resolution Authorizing the Mayor of the City of Providence to enter into a Construction and Maintenance Agreement with the Rhode Island Department of Transportation related to maintenance on the School Zone Speed Limit Flashing Sign on Elmwood Ave between Daboll Street and Princeton Street.”

The Motion for Passage is Sustained.

REPORT(S) FROM COMMITTEE

**COMMITTEE ON FINANCE
COUNCILMAN JOHN J. IGLIOZZI, Chairman**

Transmits the Following with Recommendation the Same be Adopted, As Amended:

COUNCILMAN APONTE, (By Request):

An Ordinance Establishing a Tax Exemption and Stabilization Plan for the Aspen Group, Inc., for 220 Blackstone Street and 220 Blackstone Street Rear.

Transmits the Following with Recommendation the Same be Adopted:

COUNCILMAN PRINCIPE, (By Request):

An Ordinance Relating to Article IV, Chapter 17, Section 17-192(F) of the Code of Ordinances (Disability Waiver Request).

COUNCILMAN PRINCIPE Moves to Dispense with the Reading of the foregoing matters and Moves Passage of the Several Ordinances the First Time, Seconded by COUNCILWOMAN RYAN, by the following Roll Call Vote:

RESULT:	READ/PASSED FOR THE FIRST TIME [UNANIMOUS]
MOVER:	Councilman Principe
SECONDER:	Councilwoman Ryan
AYES:	Acting Council President Matos, Councilman Aponte, Councilwomen Castillo, Harris, Councilmen, Iglizzi, Jennings, Councilwoman LaFortune, Councilman Principe, Councilwoman Ryan, Councilmen Yurdin and Zurier – 11.
ABSENT:	Councilmen Correia, Hassett, Narducci and Salvatore – 4.

The Motion for Passage the First Time is Sustained.

Transmits the Following with Recommendation the Same be Severally Approved, As Amended:

ACTING COUNCIL PRESIDENT MATOS

Resolution Requesting to cancel or abate in whole the taxes assessed upon Assessor's Plat 62, Lot 360 (10 Benton Street), in the amount of Seven Thousand Nine Hundred Forty Dollars and Eighty-Nine (\$7,940.89) Cents, or any taxes accrued, on behalf of the Olneyville Housing Corporation and that the property is declared exempt in accordance with Rhode Island General Laws 44-7-17 and 45-44-1.

WHEREAS, The property located at 10 Benton Street (the "Property") is a vacant lot that was part of the Providence Redevelopment Agency's Special Vacant Lot Redevelopment Plan of 1998 and is a public nuisance and danger to the community; and

WHEREAS, One Neighborhood Builders, Inc. f/k/a Olneyville Housing Corporation is committed to confronting the issue of abandoned property and is committed to mitigating the harmful impact of abandoned and public nuisance properties within the Olneyville neighborhood in the City of Providence; and

WHEREAS, Taxes and other municipal liens have been assessed upon the Property that have not been collected due to the abandonment of the Property; and

WHEREAS, the abatement of the above reference taxes and municipal liens will facilitate rehabilitation, and beneficial use of the Property by One Neighborhood Builders, Inc.

NOW THEREFORE, BE IT RESOLVED, Pursuant to R.I. Gen. Laws §§ 44-7-14 and 45-44-1 et seq., and Article VI within Chapter 21 of the Providence Code of Ordinances, the outstanding taxes and interest, in the amount of \$7,940.89 assessed upon 10 Benton Street, in Providence, Rhode Island, located at Assessors Plat: 62 Lot: 360, along with any other associated interest, penalties, and intervening taxes are hereby abated in whole.

Resolution Requesting to cancel or abate in whole the taxes assessed upon Assessor's Plat 62, Lot 352 (11 Benton Street), in the amount of Seventeen Thousand One Hundred Twenty-Nine Dollars and Ninety-Nine (\$17,129.99) Cents, or any taxes accrued, on behalf of the Olneyville Housing Corporation and that the property is declared exempt in accordance with Rhode Island General Laws 44-7-14 and 45-44-1.

WHEREAS, The property located at 11 Benton Street (the "Property") is a vacant lot that was part of the Providence Redevelopment Agency's Special Vacant Lot Redevelopment Plan of 1986 and is a public nuisance and danger to the community; and

WHEREAS, One Neighborhood Builders, Inc. f/k/a Olneyville Housing Corporation is committed to confronting the issue of abandoned property and is committed to mitigating the harmful impact of abandoned and public nuisance properties within the Olneyville neighborhood in the City of Providence; and

WHEREAS, Taxes and other municipal liens have been assessed upon the Property that have not been collected due to the abandonment of the Property; and

WHEREAS, the abatement of the above reference taxes and municipal liens will facilitate rehabilitation, and beneficial use of the Property by One Neighborhood Builders, Inc.

NOW THEREFORE, BE IT RESOLVED, Pursuant to R.I. Gen. Laws §§ 44-7-14 and 45-44-1 et seq., and Article VI within Chapter 21 of the Providence Code of Ordinances, the outstanding taxes and interest, in the amount of \$17,129.99 assessed upon 11 Benton Street, in Providence, Rhode Island, located at Assessors Plat: 62 Lot: 352, along with any other associated interest, penalties, and intervening taxes are hereby abated in whole.

COUNCILMAN PRINCIPE Moves to Dispense with the Reading of the foregoing matters and Moves Passage of the Several Resolutions, Seconded by COUNCILWOMAN RYAN.

RESULT:	PASSED [UNANIMOUS]
MOVER:	Councilman Principe
SECONDER:	Councilwoman Ryan
AYES:	Acting Council President Matos, Councilman Aponte, Councilwomen Castillo, Harris, Councilmen, Iglizzi, Jennings, Councilwoman LaFortune, Councilman Principe, Councilwoman Ryan, Councilmen Yurdin and Zurier – 11.
ABSENT:	Councilmen Correia, Hassett, Narducci and Salvatore – 4.

The Motion for Passage is Sustained.

Transmits the Following with Recommendation the Same be Approved:

ACTING COUNCIL PRESIDENT MATOS, (By Request):

Resolution Authorizing Approval of the following Contract Award by the Board of Contract and Supply, in accordance with Section 21-26 of the Code of Ordinances.

Rethinking Power Management \$25,000.00
(Office of Sustainability)

RESOLVED, That the Members of the Providence City Council hereby Authorize Approval of the following Contract Award by the Board of Contract and Supply, in accordance with Section 21-26 of the Code of Ordinances.

Rethinking Power Management \$25,000.00
(Office of Sustainability)

Read and Passed, on Motion of COUNCILMAN PRINCIPE, Seconded by COUNCILWOMAN RYAN and Refer Back to Board of Contract and Supply.

RESULT:	READ AND PASSED [UNANIMOUS]
MOVER:	Councilman Principe
SECONDER:	Councilwoman Ryan
AYES:	Acting Council President Matos, Councilman Aponte, Councilwomen Castillo, Harris, Councilmen, Igliozzi, Jennings, Councilwoman LaFortune, Councilman Principe, Councilwoman Ryan, Councilmen Yurdin and Zurier – 11.
ABSENT:	Councilmen Correia, Hassett, Narducci and Salvatore – 4.

The Motion for Passage is Sustained.

FROM THE CLERK'S DESK

Petition from Peter McNally, Executive Director, I-195 Redevelopment District Commission, 315 Iron Horse Way, Suite 101, Providence, Rhode Island 02908, requesting to abandon Service Road.

ACTING COUNCIL PRESIDENT MATOS Refers the Petition to the Committee on Public Works.

RESULT:	REFERRED
TO:	Committee on Public Works

Petition from John J. Garrahy, John J. Garrahy Law, LLC, 2088, Broad Street, Cranston, Rhode Island 02905, requesting to change the Official Zoning Map of the City of Providence by changing the zoning district for the property located at 37 South Angell Street and identified as Plat 15, Lot 327 from R-3 to C-2.

ACTING COUNCIL PRESIDENT MATOS Refers the Petition to the Committee on Ordinances.

RESULT:	REFERRED
TO:	Committee on Ordinances

Petitions for Compensation for Injuries and Damages, viz:

James Mitchell
(Angelo R. Simone, Esquire)
Verizon
Teagan Orlando
(Michael R. Lombardi, Esquire)
Allstate Insurance
a/s/o Raysa Dominguez
Liberty Mutual Insurance
a/s/o Jeffrey Fontaine
Nook, LLC

Erika Smith
Ronny Caraballo
(Orabona Law Offices)
Carmen M. DePerez
(Sean R. Doherty, Esquire)
Christopher Civittolo
Colleen Dupre
Vinal Ramsdell
Anthony Zambarano

ACTING COUNCIL PRESIDENT MATOS Refers the Several Petitions to the Committee on Claims and Pending Suits.

RESULT: REFERRED
TO: Committee on Claims and Pending Suits

COMMUNICATIONS AND REPORTS

Communication from Raymond Two Hawks Watson, Chairman, Providence Human Relations Commission, dated October 10, 2017, informing the City Clerk of his appointment of Celeste Terry-Lo of 20 Lubec Street, Providence, Rhode Island 02904, as his designee on the Equal Pay Task Force.

ACTING COUNCIL PRESIDENT MATOS Receives the foregoing Communication.

RESULT: RECEIVED

PRESENTATION OF RESOLUTIONS "IN CONGRATULATIONS"

ACTING COUNCIL PRESIDENT MATOS AND MEMBERS OF THE CITY COUNCIL

Resolution Extending Congratulations.

RESOLVED, That the Members of the City Council hereby extend their Sincere

Congratulations to the following:

Roberta Blair, in recognition of her 6 years of volunteering at the Annual Wine Tasting Benefit for the Providence Animal Shelter and her continuous support.

Sandy Medeiros, in recognition of her 6 years of volunteering at the Annual Wine Tasting Benefit for the Providence Animal Shelter and her continuous support.

Patrick Cole, in recognition of his development and maintenance of the web page for the Providence Animal Care & Control Center.

Aspects, in recognition of their continuous support throughout the years for the Providence Animal Shelter.

Food for The Soul of Providence, in recognition of their participation in the 6th Annual Wine Tasting Benefit for the Providence Animal Shelter and their continuous support.

Simone's of Warren, in recognition of their participation in the 6th Annual Wine Tasting Benefit for the Providence Animal Shelter and their continuous support.

The Catering Gourmet, of Warwick, in recognition of their participation in the 6th Annual Wine Tasting Benefit for the Providence Animal Shelter and their continuous support.

The Pizza Gourmet of Providence, in recognition of their participation in the 6th Annual Wine Tasting Benefit for the Providence Animal Shelter and their continuous support.

The Garage Bar and Grill of Cumberland, in recognition of their participation in the 6th Annual Wine Tasting Benefit for the Providence Animal Shelter and their continuous support.

Charles Street Diner of North Providence, in recognition of their participation in the 6th Annual Wine Tasting Benefit for the Providence Animal Shelter and their continuous support.

Cozy Caterers of Warwick, in recognition of their participation in the 6th Annual Wine Tasting Benefit for the Providence Animal Shelter and their continuous support.

Edible Arrangements of Warren, in recognition of their participation in the 6th Annual Wine Tasting Benefit for the Providence Animal Shelter and their continuous support.

Khoo of West Warwick, in recognition of their participation in the 6th Annual Wine Tasting Benefit for the Providence Animal Shelter and their continuous support.

Khoo Kitchen of Providence, in recognition of their participation in the 6th Annual Wine Tasting Benefit for the Providence Animal Shelter and their continuous support.

Flowers by Patricia of Providence, in recognition of their participation in the 6th Annual Wine Tasting Benefit for the Providence Animal Shelter and their continuous support.

Spirito's Restaurant and Catering of Providence, in recognition of their participation in the 6th Annual Wine Tasting Benefit for the Providence Animal Shelter and their continuous support.

Olneyville New York System, in recognition of their participation in the 6th Annual Wine Tasting Benefit for the Providence Animal Shelter and their continuous support.

Bella, in recognition of being the recipient of the 2017 Mario Hilario Award for working with the children at the Hasbro Oncology Unit and at the Attleboro Library Reading Program for Kids with Autism.

Pat O'Neil, in recognition of being the recipient of the 2017 Mario Hilario Award for his unconditional love in providing end of life care to many SR and Hospices Animals.

Joe Warzycha, in recognition of being the recipient of the 2017 Mario Hilario Award for his hard work and devotion to rescuing abandoned and abused animals and bringing their abuses to light.

Officer Rhonda Kessler in recognition of being the recipient of the 2017 Mario Hilario Award for going above and beyond to rescue and secure the safety of animals in dangerous situations.

Providence Fire Department, Branch Avenue, Ladder 7, in recognition of being the recipient of the 2017 Mario Hilario Award for going above and beyond to rescue and secure the safety of animals in dangerous situations.

Providence Fire Department, Atwells Avenue, Engine 14, Ladder 6 and Rescue 6, in recognition of being the recipient of the 2017 Mario Hilario Award for going above and beyond to rescue and secure the safety of animals in dangerous situations.

The Honorable Speaker Nicholas A. Mattiello, in recognition of being the recipient of the Italo American Club of Rhode Island's 2017 Man of the Year Award.

Jacob Lifrak, in recognition of his service to the community by participating in the PNPP Elmhurst Neighborhood tree planting project on Saturday, October 28, 2017, positively impacting the community for generations.

Ashton Coogan, in recognition of his service to the community by participating in the PNPP Elmhurst Neighborhood tree planting project on Saturday, October 28, 2017, positively impacting the community for generations.

Charlie Kaberry, in recognition of his service to the community by participating in the PNPP Elmhurst Neighborhood tree planting project on Saturday, October 28, 2017, positively impacting the community for generations.

YouthBuild Providence, in recognition of the celebration of their 20th Anniversary.

Armand E. Batastini Jr., in recognition of his many years of service to Elmhurst Youth Baseball and being inducted into the Cal Ripken Hall of Fame. His contribution to the community is exemplary.

Judy Galmer a.k.a Lady J, in recognition of the celebration of her birthday on November 4th, and her many years of commitment, dedication and service to the community, and wishing her all the best on her journey.

Kira Wills, Chairwoman, Providence Juvenile Hearing Board, in recognition of being a recipient of the 2017 Community and Justice Award for her dedication and commitment to keeping youth out of the pipeline to prison and providing positive alternatives helping to build a brighter future.

Jeff Angelo, Vice Chairman, Providence Juvenile Hearing Board, in recognition of being a recipient of the 2017 Community and Justice Award for his dedication and commitment to keeping youth out of the pipeline to prison and providing positive alternatives helping to build a brighter future.

Ashley Belanger, Chairwoman, Providence Juvenile Hearing Board, in recognition of being a recipient of the 2017 Community and Justice Award for her dedication and commitment to keeping youth out of the pipeline to prison and providing positive alternatives helping to build a brighter future.

Christian Delacruz, Providence Juvenile Hearing Board, in recognition of being a recipient of the 2017 Community and Justice Award for his dedication and commitment to keeping youth out of the pipeline to prison and providing positive alternatives helping to build a brighter future.

Diana Garlington, Providence Juvenile Hearing Board, in recognition of being a recipient of the 2017 Community and Justice Award for her dedication and commitment to keeping youth out of the pipeline to prison and providing positive alternatives helping to build a brighter future.

Pam Hughes, Juvenile Hearing Board, in recognition of being a recipient of the 2017 Community and Justice Award for her dedication and commitment to keeping youth out of the pipeline to prison and providing positive alternatives helping to build a brighter future.

Pastor Derrick Jones, Providence Juvenile Hearing Board, in recognition of being a recipient of the 2017 Community and Justice Award for his dedication and commitment to keeping youth out of the pipeline to prison and providing positive alternatives helping to build a brighter future.

Ines Merchan, Providence Juvenile Hearing Board, in recognition of being a recipient of the 2017 Community and Justice Award for her dedication and commitment to keeping youth out of the pipeline to prison and providing positive alternatives helping to build a brighter future.

Erlin Rogel, Providence Juvenile Hearing Board, in recognition of being a recipient of the 2017 Community and Justice Award for his dedication and commitment to keeping youth out of the pipeline to prison and providing positive alternatives helping to build a brighter future.

Lisa Scorpio , Providence Juvenile Hearing Board, in recognition of being a recipient of the 2017 Community and Justice Award for her dedication and commitment to keeping youth out of the pipeline to prison and providing positive alternatives helping to build a brighter future.

Adam Toobin, Providence Juvenile Hearing Board, in recognition of being a recipient of the 2017 Community and Justice Award for his dedication and commitment to keeping youth out of the pipeline to prison and providing positive alternatives helping to build a brighter future.

Ronnie Young, Providence Juvenile Hearing Board, in recognition of being a recipient of the 2017 Community and Justice Award for his dedication and commitment to keeping youth out of the pipeline to prison and providing positive alternatives helping to build a brighter future.

Patricia E. LaSalle, Providence Juvenile Hearing Board, in recognition of being a recipient of the 2017 Community and Justice Award for her dedication and commitment to keeping youth out of the pipeline to prison and providing positive alternatives helping to build a brighter future.

Kyle Delgado, Coordinator, Providence Juvenile Hearing Board, in recognition of being a recipient of the 2017 Community and Justice Award for his dedication and commitment to keeping youth out of the pipeline to prison and providing positive alternatives helping to build a brighter future.

Detective Tom Rawsley, Police Liaison, Providence Juvenile Hearing Board, in recognition of being a recipient of the 2017 Community and Justice Award for her dedication and commitment to keeping youth out of the pipeline to prison and providing positive alternatives helping to build a brighter future.

Dan Baudouin, Providence Foundation,, in recognition of his leadership and dedication playing a key role in transforming Downtown Providence.

Councilwoman Mary Kay Harris, in recognition of being a recipient of the 2017 Rosa Parks Award at the NAACP Providence Branch Annual Freedom Fund Awards Gala.

Eileen Hayes, in recognition of being a recipient of the 2017 Medger Evers Award at the NAACP Providence Branch Annual Freedom Fund Awards Gala.

Myra Lattimore, in recognition of being a recipient of the 2017 Ida B. Wells-Barnett Award at the NAACP Providence Branch Annual Freedom Fund Awards Gala.

Lucy Rose, in recognition of being a recipient of the 2017 George S. Lima Award at the NAACP Providence Branch Annual Freedom Fund Awards Gala.

Chanda Womack, in recognition of being a recipient of the 2017 Thurgood Marshall Award at the NAACP Providence Branch Annual Freedom Fund Awards Gala.

The Family of the late Judge Walter R. Stone, in recognition of being the recipient of the posthumous 2017 Joseph G. Lecount Lifetime Achievement Award at the NAACP Providence Branch Annual Freedom Fund Awards Gala.

Donté Stallworth, in recognition of being the NAACP Providence Branch’s Keynote Speaker at the 2017 Annual Freedom Fund Awards Gala.

John Bachner, in recognition of being a Good Samaritan and going above and beyond to locate the owner of a wallet found on October 17th.

**Severally Read and Collectively Passed, on Motion of COUNCILMAN PRINCIPE,
Seconded by COUNCILWOMAN RYAN.**

RESULT:	READ AND PASSED [UNANIMOUS]
MOVER:	Councilman Principe
SECONDER:	Councilwoman Ryan
AYES:	Acting Council President Matos, Councilman Aponte, Councilwomen Castillo, Harris, Councilmen, Iglizzi, Jennings, Councilwoman LaFortune, Councilman Principe, Councilwoman Ryan, Councilmen Yurdin and Zurier – 11.
ABSENT:	Councilmen Correia, Hassett, Narducci and Salvatore – 4.

The Motion for Passage is Sustained.

**PRESENTATION OF RESOLUTIONS
"IN MEMORIAM"**

**ACTING COUNCIL PRESIDENT MATOS AND MEMBERS OF THE CITY
COUNCIL**

Resolution Extending Sympathy.

RESOLVED, That the Members of the City Council hereby extend their Sincere
Sympathy to the families of the following:

Claire L. Sherman

Amelia M. Perry

Raymond W. Selwyn

Elizabeth "Lilly" Keiko Chace

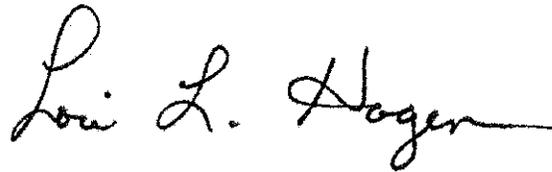
**Severally Read and Collectively Passed, by a Unanimous Rising Vote, on Motion of
COUNCILMAN PRINCIPE, Seconded by COUNCILWOMAN RYAN.**

RESULT:	READ AND PASSED [UNANIMOUS]
MOVER:	Councilman Principe
SECONDER:	Councilwoman Ryan
AYES:	Acting Council President Matos, Councilman Aponte, Councilwomen Castillo, Harris, Councilmen, Igliazzi, Jennings, Councilwoman LaFortune, Councilman Principe, Councilwoman Ryan, Councilmen Yurdin and Zurier – 11.
ABSENT:	Councilmen Correia, Hassett, Narducci and Salvatore – 4.

The Motion for Passage is Sustained.

CONVENTION

There being no further business, on Motion of **COUNCILMAN PRINCIPE**, Seconded by **COUNCILWOMAN RYAN**, it is voted to adjourn at 7:23 o'clock P.M., to meet again **THURSDAY, NOVEMBER 16, 2017 at 7:00 o'clock P.M.**

A handwritten signature in cursive script that reads "Lori L. Hagen". The signature is written in black ink and is positioned above the printed name and title.

**LORI L. HAGEN
CITY CLERK**

