

CITY OF PROVIDENCE  
RHODE ISLAND



CITY COUNCIL

JOURNAL OF PROCEEDINGS

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No. 14 City Council Regular Meeting, Thursday, June 15, 1995, 7:30 o'clock P.M. (E.D.T.)

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PRESIDING

COUNCIL PRESIDENT

JAMES A. PETROSINELLI

IN CITY COUNCIL

SEP 7 1995

APPROVED:

*Michael R. Clement* CLERK

ROLL CALL

Present: Council President Pro Tempore Fagnoli, Councilmen Allen, DeLuca, Councilwoman DiRuzzo, Councilmen Glavin, Igliozi, Jackson, Lombardi, Mancini, Councilwoman Nolan, Councilman Rollins and Councilwoman Williams—12.

Absent: Council President Petrosinelli, Councilman Clarkin and Councilwoman Young—3.

## INVOCATION

The Invocation is given by COUNCIL-  
WOMAN PATRICIA K. NOLAN.

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

COUNCILMAN JOSEPH DeLUCA 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 RECORDS

The Journal of Proceedings No. 10 of the  
Regular Meeting of the City Council held  
May 2, 1995, and Posted on that Bulletin  
Board located on the Ground Floor Level of  
City Hall, is Approved as Printed, on motion  
of COUNCILMAN IGLIOZZI, seconded by  
COUNCILMAN LOMBARDI.

## ORDINANCE SECOND READING

**The following Ordinance was in City Council May 9, 1995, Read and Passed the First Time, Referred Back to Committee on Finance and is Returned for Passage the Second Time, as Amended:**

An Ordinance to amend Article VII, Sections 21-141 - 21-149 of the Code of Ordinances of the City of Providence regarding Providence Review Commission, as amended.

*Be it Ordained by the City of Providence:*

**Section 1.** That Article VII, Sections 21-141 through 21-149 of the Code of Ordinances entitled "Providence Review Commission" is hereby repealed.

**Section 2.** That Article VII, Sections 21-141 through 21-147 of the Code of Ordinances shall read as follows:

**Sec. 21-141. Declaration of Policy.**

The City Council finds that it is in the interest of the residents of the City of Providence (hereinafter sometimes called the "City," "City of Providence" or "Providence") to establish the Providence Review Commission to assist in:

(1) Ensuring the fiscal solvency of the City of Providence through the improvement of local financial management and the avoidance of financial obligations that exceed the capacity of the city;

(2) Ensuring effective management and spending controls on Providence city government;

(3) Reviewing and recommending correction of any deficiencies in said city's fiscal management.

**Sec. 21-142. Creation of review commission.**

(a) The City Council hereby establishes the Providence Review Commission (hereinafter referred to as the "commission") for the purpose of monitoring the management of the financial affairs of the City of Providence.

(b) The commission shall be composed of eleven (11) members having the qualifications and/or offices set forth below and selected in the following manner: Six (6) members to be selected by the City Council on the recommendation of the Finance Committee of the City Council. Of the six (6) members so appointed by the City Council, two (2) shall serve for a term of one year, two (2) will serve for a term of two years, and two (2) will serve for a term of three years.

(c) All subsequent appointments or reappointments made by the City Council shall be for a term of three (3) years. Of the six (6) members of the Commission appointed by the City Council, one (1) member shall be a practicing attorney; one (1) member an independent certified public accountant; one (1) member shall be engaged in business, banking or finance; one (1) member shall be a member of a labor union; one (1) member shall have experience in the study of or a profession related to governmental finance; and one (1) member shall be a representative of the general public. None of the members of the commission so appointed shall be an elected or appointed officer or an employee or paid consultant of the City of Providence, or any of its departments, boards, agencies or commissions other than as a member of the Providence Review Commission.

(d) The remaining five (5) members shall serve

at the pleasure of the appointing officer and shall be selected as follows: One (1) member to be selected by the Mayor of the City of Providence; one (1) member to be selected by the Governor of the State of Rhode Island; one (1) member to be selected by the speaker of the Rhode Island House of Representatives; one (1) member to be selected by the majority leader of the Rhode Island Senate and the auditor general of the State of Rhode Island, who shall serve as a member, ex officio.

(e) Each member of the commission, other than the Auditor General, shall be a qualified elector and resident of the City of Providence.

(f) The chairperson of the commission shall be selected by the commission from its membership, and the commission shall adopt by-laws and rules of procedure consistent with the Providence Home Rule Charter and the Code of Ordinances.

*Sec. 21-143. Authority of the commission.*

The Commission is hereby authorized and empowered to take any of the following actions with respect to the City of Providence:

(1) To make an analysis of all factors and circumstances contributing to the financial condition of the City of Providence and to recommend steps to be taken to correct any deficiencies in such conditions.

(2) To monitor and review expenditures against the total amount of appropriations of any fiscal year.

(3) To monitor the estimates of revenues to fund any fiscal year operating budgets of the City of Providence and to monitor the receipt and collection of those revenues.

(4) To require and prescribe the form of special reports to be made by the City of Providence finance director, internal auditor, city collector, city controller and any department directors or other officers or employees of the city to keep the

commission continually informed of the financial affairs of the city.

(5) To review and make recommendations regarding:

(a) Bidding or purchasing procedures and decisions;

(b) Investments, loans or borrowings by the city or any of its departments or agencies; and

(c) City accounts and methods of administration of such accounts;

(d) Personnel staffing levels;

(e) Contracts by and between any third party and the city; and

(f) Any collective bargaining agreement between any union and the city.

(6) To coordinate its activities with any management, reorganization or efficiency studies of all or any portion of the city's operations which may be conducted at the request of or under the sponsorship of the mayor, finance committee of the city council, the city council or the finance director. In the event that the mayor, the city council, the finance committee of the city council or any city department director proposes or requests a reorganization of any city department or operation or any efficiency, cost-saving or management study of any city operations within its, his or her jurisdiction, the commission shall assist in carrying out such study and shall report its evaluation of the proposed reorganization or management efficiency or cost-saving measures.

The Commission may recommend that the City Council investigate, pursuant to the authority set out in Sections 402 and 403 of the Providence Home Rule Charter of 1980, as amended, any alleged violation of law brought to the attention of the City Council by the Commission.

*Sec. 21-144. Cooperation.*

All departments, employees, agencies, and elected and appointed officers of the City of Providence shall cooperate with the commission. The commission shall have access to all records and books of account of the city. The commission may recommend that the city council conduct an investigation pursuant to Sections 402 and 403 of the Providence Home Rule Charter of 1980.

Sec. 21-145. *Operation of the commission.*

The members of the commission shall receive no salary, but may receive such per diem allowance as may be appropriated by the city council and shall be reimbursed for their ordinary and necessary expenses incurred in carrying out their duties as members of the commission provided such members are not, at the time such expenses are incurred, public employees otherwise entitled to such reimbursement. Such reimbursement shall also be subject to the commission's rules and city payment and fiscal procedures. The commission is authorized to employ such consultants, experts, legal counsel and other persons subject to the prior approval of the City Council. The finance director, city treasurer and internal auditor shall assist the commission in carrying out its responsibilities by providing services and facilities for the commission; provided, however, that provision of said services and facilities by the finance director, city treasurer and internal auditor shall be subject to the performance of other duties as set forth in said Providence Home Rule Charter of 1980, as amended.

Sec. 21-146. *Reports by the commission.*

The commission shall make a semiannual report to the general assembly, governor, the city council, finance director, mayor and members of the commission on or before each January 31st and July 31st of each year regarding its findings and recommendations for the six-month period ending thirty-one (31) days before each such date. All actions of the Commission shall be advisory only and shall be consistent with the provisions of the Providence Home Rule Charter of 1980, as amended, and the Providence Code of Ordinances,

and no action of the Mayor, the City Council or any City officer, employee, board or commission shall be made void by any action of the commission.

Sec. 21-147. *Prohibitions; penalties, disciplinary action, etc.*

Any city employee or officer who willfully violates or fails to comply with any request of the commission which is within the commission's authority and any city employee or officer who willfully prepares, presents or certifies any document, instrument, agreement or information, including without limitation any projections or estimates of revenue or expenditure requested by the commission or any agent or employee of the commission, knowing the same to be false or misleading or knowing that same omits to state a material fact or if any such person, upon learning that any such document, instrument, agreement or information is false, misleading or omits to state a material fact, fails promptly to advise the commission thereof, shall be reported to the City Council.

Section 3. This Ordinance shall take effect upon its passage.

On motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN NOLAN, it is voted to amend the Ordinance by substituting page two with changes in Subsection 2(d).

Read and Passed the Second Time, as Amended, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN NOLAN, by the following Roll Call Vote:

Ayes: Council President Pro Tempore Fagnoli, Councilmen Allen, DeLuca, Councilwoman DiRuzzo, Councilmen Glavin, Igliazzi, Jackson, Lombardi, Mancini, Councilwomen Nolan and Williams—11.

Noes: None.

**Absent: Council President Petrosinelli,  
Councilmen Clarkin, Rollins and Council-  
woman Young—4.**

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

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## **PRESENTATION OF ORDINANCE**

**COUNCILMAN CLARKIN:**

**An Ordinance establishing restrictions on  
temporary Liquor Licenses.**

**COUNCIL PRESIDENT PRO TEMPORE**

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

**The motion to Refer, is Sustained.**

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## **PRESENTATION OF RESOLUTIONS**

**COUNCILMAN DeLUCA and COUNCIL-  
WOMAN WILLIAMS:**

**Resolution Requesting the Committee on Finance  
to initiate the process to rescind that Bond that  
was approved by the City Council regarding the  
construction of the Providence Place Mall.**

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

**The motion to Refer, is Sustained.**

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**COUNCILMAN DeLUCA, COUNCILMAN  
ALLEN and COUNCILWOMAN  
WILLIAMS:**

**Resolution requesting the Committee on Finance  
to discuss or begin negotiations regarding a  
"Tax Treaty" with the Providence Place Group.**

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

**The motion to Refer, is Sustained.**

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**COUNCILMAN DeLUCA and COUNCILWOMAN WILLIAMS:**

Resolution Opposing any agreements between the City of Providence and the Providence Place Group unless the State of Rhode Island guarantees the City annual PILOT funding for the term of the agreement.

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

**The motion to Refer, is Sustained.**

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**COUNCILMAN DeLUCA:**

Resolution requesting the Traffic Engineer to cause the installation of "Slow Children" Signs in the immediate vicinity of 135 Hillcrest Avenue.

*Resolved*, That the Traffic Engineer is requested to cause the installation of "Slow Children" Signs in the immediate vicinity of 135 Hillcrest Avenue.

**Read and Passed, on motion of COUNCILMAN IGLIOZZI, seconded by COUNCILMAN LOMBARDI.**

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

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**COUNCIL PRESIDENT PETROSINELLI, COUNCILMAN ALLEN, COUNCILMAN CLARKIN, COUNCILMAN DeLUCA, COUNCILWOMAN DiRUZZO, COUNCILWOMAN FARGNOLI, COUNCILMAN GLAVIN, COUNCILMAN IGLIOZZI, COUNCILMAN JACKSON, COUNCILMAN LOMBARDI, COUNCILMAN MANCINI, COUNCILWOMAN NOLAN, COUNCILMAN ROLLINS, COUNCILWOMAN**

**WILLIAMS and COUNCILWOMAN YOUNG:**

Resolution Extending the sincere best wishes of the Members of the City Council to former Councilman Vincent J. Cirelli for a complete and speedy recovery from his recent operation.

*Resolved*, That the sincere best wishes of the Members of the City Council are hereby extended to former Councilman Vincent J. Cirelli for a complete and speedy recovery from his recent operation.

**Read and Passed, on motion of COUNCILMAN IGLIOZZI, seconded by COUNCILMAN LOMBARDI.**

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

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**COUNCILMAN IGLIOZZI, COUNCILWOMAN DiRUZZO and COUNCILMAN LOMBARDI (By Request):**

Resolution reporting receipts of certain gifts of moneys by the Board of Park Commissioners for the preservation and care of specified burial lots in North Burial Ground.

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

**The motion to Refer, is Sustained.**

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**COUNCILMAN IGLIOZZI (By Request):**

Resolution requesting the Forestry Division of the Parks Department to remove that tree located along 148 Prudence Avenue.

*Resolved*, That the Forestry Division of the

Parks Department is requested to remove that tree located along 148 Prudence Avenue.

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Resolution requesting the Director of Public Works to cause the sidewalk located along 148 Prudence Avenue to be Repaired.

*Resolved*, That the Director of Public Works is requested to cause the sidewalk located along 148 Prudence Avenue to be Repaired.

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**COUNCIL PRESIDENT PRO TEMPORE  
FARGNOLI, COUNCILMAN ALLEN,  
COUNCILMAN CLARKIN, COUNCIL-  
MAN DeLUCA, COUNCILWOMAN Di-  
RUZZO, COUNCILMAN GLAVIN, COUN-  
CILMAN IGLIOZZI, COUNCILMAN  
JACKSON, COUNCILMAN LOMBARDI,  
COUNCILMAN MANCINI, COUNCIL-  
WOMAN NOLAN, COUNCILMAN ROL-  
LINS, COUNCILWOMAN WILLIAMS and  
COUNCILWOMAN YOUNG:**

Resolution extending the sincere best wishes of the Members of the City Council to Council President James A. Petrosinelli for a complete and speedy recovery from his recent illness.

*Resolved*, That the Members of the City Council hereby extend their sincere best wishes to Council President James A. Petrosinelli for a complete and speedy recovery from his recent illness.

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**COUNCILMAN JACKSON (By Request):**

Resolution requesting the Traffic Engineer to prohibit motor vehicle traffic along North Avenue, from Blackstone Boulevard to Hope Street on Sunday, June 11, 1995 between the

hours of 11:00 o'clock A.M. and 5:00 o'clock P.M. for the yearly Summit Neighborhood Festival.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along North Avenue, from Blackstone Boulevard to Hope Street on Sunday, June 11, 1995 between the hours of 11:00 o'clock A.M. and 5:00 o'clock P.M. for the yearly Summit Neighborhood Festival.

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**COUNCILMAN JACKSON:**

Resolution requesting the Superintendent of Parks to prepare the various Parks and Playgrounds located within the Third Ward for the Summer Programs commencing on June 26, 1995.

*Resolved*, That the Superintendent of Parks is requested to prepare the various Parks and Playgrounds located within the Third Ward for the Summer Programs commencing on June 26, 1995, as follows:

Billy Taylor Park, located at the corner of Camp Street and Cypress Street

Ninth Street Playground

Summit Park, located at the corner of Summit Avenue and Ninth Street

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**COUNCILMAN MANCINI (By Request):**

Resolution requesting the Traffic Engineer to cause the installation of "Slow-Children" Signs along Kentland Avenue.

*Resolved*, That the Traffic Engineer is requested to cause the installation of "Slow-Children" Signs along Kentland Avenue.



**COUNCILWOMAN NOLAN (By Request):**

Resolution requesting the Traffic Engineer to cause the installation of "No Parking" Signs along Broad Street, from Miller Avenue to Hawthorne Road.

*Resolved*, That the Traffic Engineer is requested to cause the installation of "No Parking" Signs along Broad Street, from Miller Avenue to Hawthorne Road.

Resolution requesting the Traffic Engineer to cause the installation of "Slow-Children" Signs along Montgomery Avenue, to deter traffic from speeding into the Park.

*Resolved*, That the Traffic Engineer is requested to cause the installation of "Slow-Children" Signs along Montgomery Avenue, to deter traffic from speeding into the Park.

Resolution requesting the Superintendent of Parks to cause the installation of portable johns in Cadillac Drive Park (Thomas H. Early Memorial Park) during the weekends, due to the increase in the number of spectators for the Soccer Games.

*Resolved*, That the Superintendent of Parks is requested to cause the installation of portable johns in Cadillac Drive Park (Thomas H. Early Memorial Park) during the weekends, due to the increase in the number of spectators for the Soccer Games.

**Severally Read and Collectively Passed, on motion of COUNCILMAN IGLIOZZI, seconded by COUNCILMAN LOMBARDI.**

**The motion for Passage, is Unanimously Sustained.**

**COUNCILWOMAN NOLAN:**

Resolution requesting the City Solicitor's Office to research other Cities and Towns for the purpose of establishing a Civilian Review Board or Commission in the City of Providence.

**COUNCIL PRESIDENT PRO TEMPORE FARGNOLI Refers the Resolution to the Committee on Ordinances.**

**The motion to Refer, is Unanimously Sustained.**

**COUNCILWOMAN WILLIAMS:**

Resolution pertaining to the Providence Port Commission Trust Fund.

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

**The motion to Refer, is Unanimously Sustained.**

Resolution requesting the Traffic Engineer to cause the installation of "No Bikes on Path" Signs to be posted along the median of Blackstone Boulevard.

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

**The motion to Refer, is Unanimously Sustained.**

## REPORTS FROM COMMITTEES

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

Transmits the following with recommendation the Same be Severally Approved:

Resolution acknowledging the execution of a certain deed for highway purposes regarding Eddy Street and Dudley Street.

*Whereas*, The State of Rhode Island wishes to reconfigure the portion of Eddy Street that abuts Rhode Island Hospital; and

*Whereas*, That reconfiguration requires that certain realty be added to Eddy Street; and

*Whereas*, Rhode Island Hospital is the owner of said realty and wishes to assist in the reconfiguration of Eddy Street; and

*Whereas*, To that end Rhode Island Hospital has executed a deed to the City dedicating said realty for public highway purposes; and

*Whereas*, State of Rhode Island regulations require some act by the City in this regard; and

*Whereas*, The City wishes to assist in the Eddy Street reconfiguration,

*Now, therefore, be it Resolved*, That the City of Providence acknowledges the filing of the Rhode Island Hospital deed; provided, however, that nothing herein shall operate as an acceptance of the realty as a City street.

Resolution allowing the placement of a flow meter and other incidents in the public right of way on the north side of Silver Lake Avenue.

*Whereas*, The Narragansett Bay Commission (hereinafter "Grantee") has filed a petition requesting permission to encroach on a municipal public right-of way; and

*Whereas*, The Grantee has requested such permission so as to construct a flowmeter, electric meter, and telephone; and

*Whereas*, The construction of said meters and telephone, is in the best interest of the public; and

*Whereas*, The Department of Public Works has determined that such construction would not unreasonably infringe on the public's right-of-way.

*Now, therefore, be it Resolved*, That that Grantee is granted permission to construct a flowmeter, electric meter and telephone at the northerly side of Silver Lake Avenue. Said grant is specifically conditioned upon the following:

a. Grantee shall undertake all construction in accordance with the plans submitted to the Director of the Department of Inspection and Standards; the Department of Public Works, and the Department of Traffic Engineering; as the same may have been amended or modified by those agencies.

b. The Grantee shall enter into an indemnification and hold harmless agreement with the City in a form satisfactory to the office of the City Solicitor.

c. Easements, satisfactory to those entities who may have solicited same, are expressly

reserved and, if necessary, Grantee shall execute the appropriate documents to convey the same. Grantee shall undertake any construction permitted herein so as to avoid interference with underground cable, conduit and the like.

d. The City shall retain a right of reverter in the premises. Should the Grantee fail to comply with or to abide by any of the above referenced conditions, or should said encroachment cease to be used for utility purposes, the premises shall automatically revert to the full fee and control of the City of Providence; any agreement hereunder shall be null and void, and any right or fee created hereunder shall be forever extinguished without recourse by the Grantee or any successor in interest.

e. Further, the Grantee expressly agrees — which agreement shall be evidenced by the commencement of any construction provided hereunder — that:

1. All documents obtained in connection with Grantee's petition including any minutes, voice recording or transcription of the same shall comprise the official record of Grantee's position;

2. The Grantee is presumed to assent to and comply with all recommendations, requests and the like — including but not limited to: modifications of Grantee's original plan, landscaping alteration, set-back adjustments, rights of access, to utilities, federal, state and municipal departments or agencies — which are hereby made a part of the official record of the City Council Committee on Public Works.

f. Such other amendments or modifications as the Mayor or Office of the City Solicitor may deem necessary to effect the purpose of this Resolution and to promote the health and safety of the citizenry.

Resolution requesting the Traffic Engineer to cause Europe Street to be designated as a "One-Way" Street during School Hours and the "Do Not Enter" Signs and "One-Way" Street Signs to be appropriately posted.

*Resolved*, That the Traffic Engineer is requested to cause Europe Street to be designated as a "One-Way" Street during School Hours and the "Do Not Enter" Signs and "One-Way" Street Signs to be appropriately posted.

Resolution requesting the Traffic Engineer to cause the installation of "No Parking to Corner" signs along Homer Street, at the intersection of Homer Street and Broad Street.

*Resolved*, That the Traffic Engineer is requested to cause the installation of "No Parking to Corner" signs along Homer Street, at the intersection of Homer Street and Broad Street.

Resolution requesting the Traffic Engineer to cause the installation of Three-Way "Stop" Signs at the intersection of Grove Street and Almy Street.

*Resolved*, That the Traffic Engineer is requested to cause the installation of Three-Way "Stop" Signs at the intersection of Grove Street and Almy Street.

**Severally Read and Collectively Passed, on motion of COUNCILMAN IGLIOZZI, seconded by COUNCILMAN LOMBARDI.**

**The motion for Passage, is Unanimously Sustained.**

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

**Transmits the following with recommendation the Same be Severally Approved for Cancellation:**

Certificates from the City Assessor (Nos. 24Y and 26Y) Recommending the same be Severally Cancelled 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 Read and Collectively Passed, on motion of COUNCILMAN IGLIOZZI, seconded by COUNCILMAN LOMBARDI, by the following Roll Call Vote:**

**Ayes: Council President Pro Tempore Fargnoli, Councilmen Allen, DeLuca, Coun-**

**cilwoman DiRuzzo, Councilmen Glavin, Igliazzi, Jackson, Lombardi, Mancini, Councilwoman Nolan, Councilman Rollins and Councilwoman Williams—12.**

**Noes: None.**

**Absent: Council President Petrosinelli, Councilman Clarkin and Councilwoman Young—3.**

**The motion for Passage, is Unanimously Sustained.**

## **PERSONAL EXPRESSION**

**COUNCILWOMAN NOLAN requests the Privilege of the Floor to Speak on a Point of Personal Expression and states:**

"Today you received in the mail a copy of the recent poll done by Alpha Research Associates concerning the support of school reform in the City of Providence. If you haven't received it, it may be in the mail maybe tomorrow or the day after. 401 people were surveyed. The poll was paid for by the Rhode Island Foundation. I just want to read one small paragraph which appears on page two of the Executive Summary. It says whether respondents had school age children or not made little difference in their support of school reform. Among those with school age children,

97% were strongly supportive of school reform while 88% of those with no school age children were strongly supportive. Household membership in a labor union also made no difference in support of school reform. Indeed, support for school reform was considered very important by 97% of union households of non-union household considered it to be very important. Support among teachers union households was also high, 93% of those surveyed said school reform was very important to the city's future. One thing that has disturbed me with the growing concern is that I have been hearing rumors, there are rumors going around that an agreement has already been reached between the teachers union and the whoever. We need to be very careful. Reform for the union is

not necessarily the reform that we are looking for. One of the reform issues was the effective new hiring plan. It will be used for all open positions, new positions and transfer positions, allows schools to receive applications from interested applicants inside and outside the city, allows schools to institute and select the best candidate, regardless of seniority and provide active and aggressive recruitment of minority candidates and will hold schools accountable for hiring decisions. Now an unusual window dressing, will be used only for new positions, allows only teachers from within the district to apply for positions, allows seniority to determine who gets the position and will require schools to prove that the selected candidate is more qualified than another teacher. Arbitration ruling has established that as long as the teacher has appropriate certification, she is just as qualified another teacher, hence any decisions based on qualification can be grieved, unless schools have hiring authority; Will have no provisions, support or sanctions regarding the hiring of minority teachers. That's just one of the issues. Just a

couple more. They have been telling us they are giving us reform, we should all read the small print inside. Give schools the authority to make decisions that do not need to be ratified by the entire teachers union; allows the schools to fill all open teaching positions based on the ability to teach and not on seniority; gives parents and teachers an equal number of seats on the site based management governance council; and allows the schools to make decisions about a significant portion of their budget without being overruled by central administration. And there is a window dressing specification that requires the teacher unions to select the teachers with the most seniority. This is just a tiny piece of the budget. Those are just two of the reform issues and there are five, and most of us are familiar with them. They are in the contracts. I just want to say that if you hear from anyone in the administration that they have a contract and it does include reform, make sure that they spell out exactly what those negotiations are because they could be just be window dressing. Thank you very much."

## REPORT FROM COMMITTEE

### COUNCILMAN JOHN J. LOMBARDI, Chairman COMMITTEE ON CITY PROPERTY

Transmits the following with recommendation the Same be Approved:

Resolution relative to the pedestrian concourse on Memorial Boulevard.

*Whereas*, The City accepted the ownership of the land necessary to construct the pedestrian concourse at Memorial Boulevard on December 21, 1993; and

*Whereas*, As the construction progressed it became apparent that the plans were incorrectly drawn and more land was required; and

*Whereas*, The owners of said property (Parcel One Development Associates) have agreed to transfer an additional 389 square feet in order to complete the project at no acquisition cost or rebate of property taxes;

*Now, therefore, be it Resolved*, That His Honor, the Mayor, is hereby authorized to accept title to the property outlined on the attached map.

MAN IGLIOZZI, seconded by COUNCILMAN LOMBARDI.

Read and Passed, on motion of COUNCIL-

The motion for Passage, is Unanimously Sustained.

## COMMUNICATIONS AND REPORTS

Certificates from the City Assessor (Nos. 27Y and 28Y) Recommending the same be Severally Cancelled 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 PRO TEMPORE FARGNOLI Severally Refers to the Committee on Claims and Pending Suits.

The motion to Refer, is Sustained.

Received.

## PERSONAL EXPRESSION

COUNCILWOMAN WILLIAMS requests the Privilege of the Floor to Speak on a Point of Personal Expression and states:

"Today I requested a citation of congratulations for a young man whose parents live in the City of Providence and that is Marine Corps Pilot Ian Walsh. Pilot Ian Walsh led the courageous rescue of Air Force Captain Scott. It has been on the news as you already know. I think that we really need to recognize the courage shown by young men and women who are in the Armed Forces

and so often we hear about disasters and the deaths and I think this is certainly wonderful . . . they attempted the rescue and they completed it and this pilot received praise nationwide. We should also recognize the Marine Corps Captain Ian Walsh for his courage and he lives on Brook Street in the City of Providence and I do have a citation going to him and his family. Thank you."

## FROM THE CLERK'S DESK

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

Jaclyn E. Welcher

Camille Guittari and Jack Turrell

Susan Dettore

Douglas DiSilva

Joan L. Carroll

Amoyot Daniel

Eugene Petty

Milton Lyles

Ann Rogers

Mary Marciano

Catherine Ryan

Carmen Castillo

Johnny Castillo

Long Vue, p.p.a. Charles Vue

Mary W. Joly

Mary G. Joly

Marie Joly, p.p.a. Paul Joly

Marie Francois

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

**The motion to Refer, is Unanimously  
Sustained.**

## PRESENTATION OF CITATIONS

### *"In Congratulations"*

### **COUNCIL PRESIDENT PETROSINELLI and the MEMBERS of the CITY COUNCIL:**

Citations Extending Congratulations.

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

Jennifer Schwartzmann, in recognition of the  
celebration of her graduation from Rhode Island  
College School of Social Work Program on May  
20, 1995.

John Luke and Jane Driver, in recognition of  
the celebration of the birth of their son, Zachary  
Stanton Driver, born on May 25, 1995, weighing  
7 lbs. 12 oz.

Rosemary Feliciano, in recognition of the celebration of her graduation from Community College of Rhode Island and her continuation at Rhode Island College

Joanne Rivet, in recognition of the celebration of her graduation from Johnson & Wales.

Thomas Matthew Nolan, in recognition of making the Dean's List at Rhode Island College.

Ms. Bridget Hawthorne, in recognition of receiving the Providence Blue for Education Commission's Excellence in Education Award.

Steven Price, in recognition of the celebration of his graduation from Rhode Island College.

Deoshore Haig, in recognition of the celebration of her graduation from Rhode Island College with an M.S.W. from the School of Social Work.

Louis A. Ricci, Department of Public Works Employee, in recognition of receiving a Paralegal Degree last year and an Associates Degree in Accounting this year. Magna Cum Laude with the highest praise.

**Severally Read and Collectively Passed, on motion of COUNCILMAN IGLIOZZI, seconded by COUNCILMAN LOMBARDI.**

**The motion for Passage, is Unanimously Sustained.**

## PRESENTATION OF RESOLUTIONS

### "In Memoriam"

**COUNCIL PRESIDENT PETROSINELLI  
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:

Mary L. Cantone-Vessella

Teresa Diamante

Nellie Iannucci

Joseph Emma, Jr.

Kathryn Mary Butler

William John Corvese

Jeffrey M. Berman

Seattle Partin

Eva M. Lupo

**Severally Read and Collectively Passed, by a Unanimous Rising Vote, on motion of COUNCILMAN IGLIOZZI, seconded by COUNCILMAN LOMBARDI.**

**The motion for Passage, Unanimously is Sustained.**



## MATTERS NOT APPEARING ON THE PRINTED DOCKET

On motion of COUNCILMAN IGLIOZZI, seconded by COUNCILMAN LOMBARDI, it is voted to Suspend Rule 16 of the Rules of the City Council in order to allow the introduction of the following matter not appearing on the Printed Docket.

## APPOINTMENTS BY THE PRESIDENT OF THE CITY COUNCIL

Communication dated June 15, 1995, Informing the Honorable City Clerk that he is this day appointing various members to the Study Commission of the City Council for the enforcement of the Residency Requirements as set forth by the

Providence Home Rule Charter of 1980 and the voters of the City of Providence Section 12 and Resolution No. 384, approved June 9, 1995.

Received.

## CONVENTION

The City Council will convene in the Chamber of the City Council, City Hall on THURSDAY, JUNE 29, 1995 at 7:30 o'clock P.M. (E.D.T.).

*Richard R. Clement*

City Clerk

June 15]

306

[1995

June 15]

307

[1995

June 15]

308

[1995

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