

235

**CITY OF PROVIDENCE
RHODE ISLAND**



CITY COUNCIL

JOURNAL OF PROCEEDINGS

No. 61 City Council Regular Meeting, Thursday, March 21, 1985, 8:00 P.M. (E.S.T.)

IN CITY COUNCIL

APR 4 1985

APPROVED:

PRESIDING

[Signature] **CLERK**

COUNCIL PRESIDENT

NICHOLAS W. EASTON

ROLL CALL

Present: Council President Easton, Councilman Annaldo, Councilwoman Brassil, Councilmen Cola, Dillon, Councilwomen DiRuzzo, Fagnoli, Councilmen Glavin, Griffin, Lombardi, O'Connor, Petrosinelli, Pitts and Stravato—14.

Absent: Councilman Farmer—1.

INVOCATION

The Invocation is given by COUNCILMAN DAVID G. DILLON.

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

COUNCILMAN ANDREW J. ANNALDO 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 RECORD

The Journal of Proceedings No. 60 of the Regular Meeting of the City Council held March 7, 1985 and Posted March 15, 1985, on that Bulletin Board located on the Ground Floor Level of City Hall, is Approved as Printed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.

RESIGNATION OF A MEMBER OF THE CITY COUNCIL FROM CERTAIN STANDING AND SPECIAL COMMITTEES AND COMMISSIONS

Communication from Council President Nicholas W. Easton, dated March 15, 1985, Informing the City Clerk of His Resignation as a Member of Certain Standing and Special Committees and Commissions, due to His Election to the Presidency of the City Council.

March 15, 1985

Rose M. Mendonca, City Clerk
Department of City Clerk
City Hall
Providence, RI 02903

Dear Mrs. Mendonca:

Because of my election as President of the City Council, I am resigning my membership on the following committees and/or commissions:

Committee on Finance;

Committee on Urban Redevelopment, Renewal and Planning;

Special Committee for the Purpose of Observing the 209th Anniversary of the Declaration of Independence on July 4, 1985;

Special Committee for the Purpose of Observing Christmas Day, December 25, 1985;

Providence Housing Authority;

Historic District Commission;

Board of Park Commissioners, and

City Plan Commission.

Sincerely yours,

NICHOLAS W. EASTON
Council President

Received.

APPOINTMENTS BY THE PRESIDENT OF THE CITY COUNCIL

Communication, dated March 15, 1985, Informing the City Clerk of His Appointments to Certain Standard and Special Committees of the City Council.

March 15, 1985

Rose M. Mendonca, City Clerk
Department of City Clerk
City Hall
Providence, RI 02903

Dear Mrs. Mendonca:

I am appointing, effective this day, the following as Members to the various Committees and Special Committees of the City Council:

Councilman Thomas M. Glavin — Committee on Finance;

Councilman Lloyd T. Griffin — Committee on Urban Redevelopment, Renewal and Planning;

Councilman Malcolm Farmer, III — Special Committee for the Purpose of Observing the 209th Anniversary of the Declaration of Independence on July 4, 1985, and

Councilman Herman C. Pitts — Special Committee for the Purpose of Observing Christmas Day, December 25, 1985.

Sincerely yours,

NICHOLAS W. EASTON
Council President

Received.

Communication, dated March 15, 1985, Informing the City Clerk He is Designating William Lopes of 36 Bernard Street, Providence, Rhode Island as a Member of the City Plan Commission.

March 15, 1985

Rose M. Mendonca, City Clerk
Department of City Clerk
City Hall
Providence, RI 02903

Dear Mrs. Mendonca:

In accordance with Section 1013 of the Home Rule Charter of the City of Providence, 1980, I am this day designating William Lopes of 36 Bernard Street, Providence, Rhode Island, as a Member of the City Plan Commission.

Sincerely yours,

NICHOLAS W. EASTON
Council President

Received.

ELECTIONS

ELECTION OF ONE COUNCIL MEMBER TO THE PROVIDENCE HOUSING AUTHORITY:

COUNCIL PRESIDENT EASTON calls for Nominations for One Member of the City Council to serve on the Providence Housing Authority, and COUNCILMAN GLAVIN Nominates COUNCILMAN JOHN J. LOMBARDI.

This motion is seconded by COUNCILMAN DILLON.

COUNCIL PRESIDENT EASTON calls for further nominations and there being none, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON, it is Voted that Nominations be Closed and the Clerk is Directed to Cast One Ballot for COUNCILMAN JOHN J. LOMBARDI.

The Clerk Casts One Ballot as Directed.

COUNCIL PRESIDENT EASTON thereupon declares COUNCILMAN JOHN J. LOMBARDI duly Elected as a Council Member of the Providence Housing Authority for the Remainder of the Term Ending on the First Monday in January, 1987.

**ELECTION OF ONE COUNCIL MEMBER
TO THE HISTORIC DISTRICT COMMISSION:**

COUNCIL PRESIDENT EASTON calls for Nominations for One Member of the City Council to serve on the Historic District Commission, and COUNCILMAN GLAVIN Nominates COUNCILMAN ANDREW J. ANNALDO.

This motion is seconded by COUNCILMAN DILLON.

COUNCIL PRESIDENT EASTON calls for further nominations and there being none, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON, it is Voted that Nominations be Closed and the Clerk is Directed to Cast One Ballot for COUNCILMAN ANDREW J. ANNALDO.

The Clerk Casts One Ballot as Directed.

COUNCIL PRESIDENT EASTON thereupon declares COUNCILMAN ANDREW J. ANNALDO duly Elected as a Council Member of the Historic District Commission for the Remainder of the Term Ending on the First Monday in January, 1987.

**ELECTION OF ONE COUNCIL MEMBER
TO THE BOARD OF PARK COMMISSIONERS:**

COUNCIL PRESIDENT EASTON calls for Nominations for One Member of the City Council to serve on the Board of Park Commissioners, and COUNCILMAN GLAVIN Nominates COUNCILWOMAN EVELYN V. FARGNOLI.

This motion is seconded by COUNCILMAN DILLON.

COUNCIL PRESIDENT EASTON calls for further nominations and there being none, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON, it is Voted that Nominations be Closed and the Clerk is Directed to Cast One Ballot for COUNCILWOMAN EVELYN V. FARGNOLI.

The Clerk Casts One Ballot as Directed.

COUNCIL PRESIDENT EASTON thereupon declares COUNCILWOMAN EVELYN V. FARGNOLI duly Elected as a Council Member of the Board of Park Commissioners for the Remainder of the Term Ending on the First Monday in January, 1987.

**ELECTION OF ONE COUNCIL MEMBER
TO THE PORT COMMISSION:**

COUNCIL PRESIDENT EASTON calls for Nominations for One Member of the City Council to serve on the Port Commission, and COUNCILMAN GLAVIN Nominates COUNCILMAN JAMES A. PETROSINELLI.

This motion is seconded by COUNCILMAN DILLON.

COUNCIL PRESIDENT EASTON calls for further nominations and there being none, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON, it is Voted that Nominations be Closed and the Clerk is Directed to Cast One Ballot for COUNCILMAN JAMES A. PETROSINELLI.

The Clerk Casts One Ballot as Directed.

COUNCIL PRESIDENT EASTON thereupon declares COUNCILMAN JAMES A. PETROSINELLI duly Elected as a Council

Member of the Port Commission for the Remainder of the Term Ending on the First Monday in January, 1987.

SCHEDULE OF BILLS

FROM CITY CONTROLLER:

Street Lighting Bill from the Narragansett Electric Company for February, 1985, in the Amount of One Hundred Thirteen Thousand, Three Hundred Ninety Dollars and Eighteen Cents (\$113,390.18).

Approved, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON, by the following Roll Call Vote:

Ayes: Council President Easton, Councilman Annaldo, Councilwoman Brassil,

Councilmen Cola, Dillon, Councilwomen DiRuzzo, Fagnoli, Councilmen Glavin, Lombardi, O'Connor, Petrosinelli, Pitts and Stravato—13.

Noes: None.

Absent: Councilmen Farmer and Griffin—2.

The motion to Approve, is Sustained.

PRESENTATION OF ORDINANCES

COUNCILMAN GLAVIN, COUNCILMAN DILLON and COUNCILWOMAN FARGNOLI (By Request):

An Ordinance Amending the Appropriation Ordinance Chapter 1984-53, Approved July 20, 1984, by Transferring Eight Thousand Dollars (\$8,000.00) from Public Parks to Recorder of Deeds.

An Ordinance Amending the Appropriation Ordinance Chapter 1984-53, Approved July 20, 1984, by Transferring Various Sums of Money within the Public Works Department.

Severally Referred to the Committee on Finance, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.

The motion to Refer, is Sustained.

PRESENTATION OF RESOLUTIONS

COUNCIL PRESIDENT EASTON (By Request):

Resolution of the City Council Endorsing House
Bill 85-H 5751 relating to Property Tax Administration Program.

Resolution requesting the Traffic Engineer to cause the Installation of "Traffic Signal Lights" at the Intersection of Broad Street and Babcock Street.

Resolved, That the Traffic Engineer is requested to cause the installation of "Traffic Signal Lights" at the intersection of Broad Street and Babcock Street.

Resolution of the City Council Endorsing House
Bill 85-H 5202, relating to the Bureau of Licenses of the City of Providence.

COUNCIL PRESIDENT PRO TEMPORE STRAVATO (By Request):

Resolution of the City Council Endorsing House
Bill 85-H 5730, relating to Conduct of Election, and Voting Machines, and Supplies.

Resolution requesting the Chief Electrical Inspector to Order the Installation of Street Lights on Poles Numbered 15 and 16, located along Mercy Street.

Resolved, That the Chief Electrical Inspector is requested to order the installation of street lights on Poles numbered 15 and 16, located along Mercy Street.

Resolution of the City Council Endorsing House
Bill 85-H 5729, relating to Elections.

Resolution of the City Council Endorsing Senate
Bill 85-S 564, relating to Landlord and Tenant.

COUNCIL PRESIDENT PRO TEMPORE STRAVATO, COUNCILMAN PETROSINELLI, COUNCIL PRESIDENT EASTON, COUNCILMAN ANNALDO, COUNCILWOMAN BRASSIL, COUNCILMAN COLA, COUNCILMAN DILLON, COUNCILWOMAN DIRUZZO, COUNCILWOMAN FARGNOLI, COUNCILMAN FARMER, COUNCILMAN GLAVIN, COUNCILMAN GRIFFIN, COUNCILMAN LOMBARDI, COUNCILMAN O'CONNOR and COUNCILMAN PITTS:

Severally Referred to the Committee on Finance, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.

Resolution Extending Best Wishes of the City Council to Representative Anthony "Buddy"

The motion to Refer, is Sustained.

Carnevale, Jr. for a Complete and Speedy Recovery from His Recent Illness.

Resolved, That the Best Wishes of the City Council are hereby extended to Representative Anthony "Buddy" Carnevale, Jr., for a complete and speedy recovery from his recent illness.

COUNCILWOMAN BRASSIL (By Request):

Resolution requesting the Traffic Engineer to cause the Installation of "No Parking — Loading Zone" Signs along 204 Washington Street.

Resolved, That the Traffic Engineer is requested to cause the installation of "No Parking — Loading Zone" signs along 204 Washington Street.

COUNCILMAN DILLON:

Resolution requesting the Chief of the Providence Police Department to Submit a Report to the Providence City Council comparing the Crime Statistics and the Number of Arrests since the Special Task Force has been Implemented.

Resolved, That the Chief of the Providence Police Department hereby is requested to submit a report to the Providence City Council comparing the crime statistics and the number of arrests that have taken place, since the Special Task Force has been implemented to the present.

COUNCILMAN FARMER (By Request):

Resolution requesting the Director of Public Works to cause Harwich Road, from Blackstone Boulevard to Elmgrove Avenue to be Resurfaced.

Whereas, Harwich Road from Blackstone Boulevard to Elmgrove Avenue is in a seriously deteriorated condition and is dangerous to automobiles and residents of the area,

Now, therefore, be it Resolved, That the Director of the Department of Public Works is hereby requested to cause Harwich Road from Blackstone Boulevard to Elmgrove Avenue to be resurfaced in order to remedy said condition.

Severally Read and Collectively Passed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.

The motion for Passage, is Sustained.

COUNCILMAN GLAVIN, COUNCILMAN DILLON and COUNCILWOMAN FARGNOLI (By Request):

Resolution of the City Council Endorsing and Urging Passage by the General Assembly of Senate Act 85-S 767, relating to Tax Exempt Property in the City of Providence.

Resolution of the City Council Endorsing and Urging Passage by the General Assembly of Senate Act 85-S 845, relating to Layoff Procedures of Teachers for Budgetary Reasons.

Resolution of the City Council Endorsing and Urging Passage by the General Assembly of Senate Act 85-S 768, relating to Ordinance Penalties.

Resolution of the City Council Endorsing and Urging Passage by the General Assembly of Senate Act 85-S 766, relating to Payment of Attorney's Fees in C. A. 82-0358P; C. A. 82-0368P, and C. A. 82-0383P Involving the Unconstitutionality of P.L. 82, Chapter 405.

Resolution of the City Council Endorsing and Urging Passage by the General Assembly of House Bill 85-H 6227, relating to Parking Ticket Scofflaws.

Resolution of the City Council Endorsing and Urging Passage by the General Assembly of Senate Act 85-S 724, relating to Statewide Water Supply System.

Resolution of the City Council Endorsing and Urging Passage by the General Assembly of House Bill 85-H 6136, relating to Declaration of State Highways in the City of Providence.

Resolution of the City Council Endorsing and Urging Passage by the General Assembly of Senate Act 85-S 714, relating to Clarifying Providence's Residency Law.

Resolution of the City Council Endorsing and Urging Passage by the General Assembly of House Bill 85-H 6122, relating to a Rhode Island Municipal Roads Trust Fund.

Severally Referred to the Committee on Finance, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.

Resolution of the City Council Endorsing and Urging Passage by the General Assembly of House Bill 85-H 6321, relating to the Valuation of Taxable Real Estate.

The motion to Refer, is Sustained.

COUNCILMAN LOMBARDI:

Resolution of the City Council Endorsing and Urging Passage by the General Assembly of House Bill 85-H 6299, relating to Attorney's Fees and the Recovery of Misappropriated Services and Material.

Resolution Changing the Name of Grant Street to Colasanto Street.

Referred to the Committee on Urban Redevelopment, Renewal and Planning, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.

The motion to Refer, is Sustained.

Resolution of the City Council Endorsing and Urging Passage by the General Assembly of House Bill 85-H 6240, relating to the Municipal Share of Administrative Adjudication Division Traffic Fines.

COUNCILMAN LOMBARDI (By Request):

Resolution requesting the Director of Public Works to cause Certain Sidewalks to be Repaired.

Resolved, That the Director of Public Works is requested to cause the following sidewalks to be repaired:

3 Bond Street;

5 Bond Street;

69 Federal Street;

Corner of America Street and Atwells Avenue;
and

292 Atwells Avenue.

Resolution requesting the Director of Public Works to cause the Streets within Federal Hill to be Swept.

Resolved, That the Director of Public Works is requested to cause the streets within Federal Hill to be Swept.

Resolution requesting the Superintendent of the Park Department to cause the Playground located at Ridge and Penn Streets to be Cleaned and Repaired.

Resolved, That the Superintendent of Parks is hereby requested to cause the playground located at Ridge and Penn Streets to be cleaned, the graffiti removed and the backboard of the basketball court to be repaired.

Resolution requesting the Supervisor of Environ-

mental Control to Bait the Area within the Playground located at Ridge and Penn Streets, and along the Fence near 138 Tell Street.

Resolved, That the Supervisor of Environmental Control is requested to bait the area along the fence near 138 Tell Street located within the playground at Ridge and Penn Streets.

Resolution requesting the Chief Electrical Inspector to cause the Electrical Problems Existing on Pole No. 5, located on Mountain Street, to be Repaired.

Resolved, That the Chief Electrical Inspector is requested to cause the electrical problems existing on Pole No. 5, located on Mountain Street, to be repaired.

Resolution requesting the Director of Public Works to cause the Surfaces around the Street Lamps located along Atwells Avenue to be Repaired.

Resolved, That the Director of Public Works is requested to cause the surfaces around the street lamps located along Atwells Avenue to be repaired.

COUNCILMAN PETROSINELLI (By Request):

Resolution requesting the Chief Electrical Inspector to Order the Installation of a Street Light on Pole No. 67, located along Branch Avenue.

Resolved, That the Chief Electrical Inspector is

requested to order the installation of a street light on Pole No. 67, located along Branch Avenue.

requested to cause that depression in the roadway along Leo Avenue, to be repaired.

Resolution requesting the Traffic Engineer to cause the Installation of "No Parking" Signs along Branch Avenue, from the Easterly Side of Metcalf Street to the Westerly Side of Silver Spring Street.

Resolved, That the Traffic Engineer is requested to cause the installation of "No Parking" signs along Branch Avenue, from the easterly side of Metcalf Street to the westerly side of Silver Spring Street.

Resolution requesting the Director of Public Works to cause Eight Blocks of Damaged Cement on that Sidewalk in front of 524 Charles Street, to be Replaced.

Resolved, That the Director of Public Works is requested to cause eight blocks of damaged cement on that sidewalk in front of 524 Charles Street, to be replaced.

Severally Read and Collectively Passed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.

The motion for Passage, is Sustained.

Resolution requesting the Director of Public Works to cause that Asphalt Sidewalk along 13 Opper Street, to be Repaired.

Resolved, That the Director of Public Works is requested to cause that asphalt sidewalk along 13 Opper Street, to be repaired.

Resolution Changing the Address of 51 Silver Spring Street to One Silver Spring Street.

Referred to the Committee on Urban Redevelopment, Renewal and Planning, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.

The motion to Refer, is Sustained.

Resolution requesting the Director of Public Works to cause that Sidewalk along 300 Branch Avenue, to be Repaired.

Resolved, That the Director of Public Works is requested to cause that sidewalk along 300 Branch Avenue, to be repaired.

COUNCILMAN PETROSINELLI:

Resolution Extending Best Wishes of the City Council to Paul Girard, for a Complete and Speedy Recovery from His Recent Illness.

Resolved, That the Best Wishes of the City Council are extended to Paul Girard for a Complete and Speedy Recovery from his recent illness.

Resolution requesting the Director of Public Works to cause that Depression in the Roadway along Leo Avenue, to be Repaired.

Resolved, That the Director of Public Works is

Read and Passed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.

The motion for Passage, is Sustained.

Resolution Extending Best Wishes of the City Council to Harry Carr, for a Complete and Speedy Recovery from His Recent Illness.

Resolved, That the Best Wishes of the City Council are extended to Harry Carr for a Complete and Speedy Recovery from his recent illness.

COUNCILMAN PETROSINELLI, COUNCIL PRESIDENT PRO TEMPORE STRAVATO and COUNCILMAN DILLON:

Resolution Extending Best Wishes of the City Council to Lynn Vincenzo, for a Complete and Speedy Recovery from Her Recent Operation.

Resolved, That the Best Wishes of the City Council are extended to Lynn Vincenzo for a Complete and Speedy Recovery from her recent operation.

Severally Read and Collectively Passed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.

The motion for Passage, is Sustained.

REPORTS FROM COMMITTEES

COUNCILMAN ANDREW J. ANNALDO, Chairman COMMITTEE ON CITY PROPERTY

Transmits the following, as Amended, without Recommendation:

COUNCILWOMAN CAROLYN F. BRASSIL, Chairwoman COMMITTEE ON FINANCE

COUNCILMAN THOMAS F. O'CONNOR, JR., Chairman COMMITTEE ON URBAN REDEVELOPMENT, RENEWAL AND PLANNING

Transmits the following with Recommendation of Adoption, as Amended:

Resolution Authorizing His Honor the Mayor to Enter into an Agreement on Behalf of the City of Providence with the State of Rhode Island

Regarding the Memorial Boulevard Extension Project.

Resolved, That His Honor the Mayor be and he is hereby authorized to execute an agreement, on behalf of the City of Providence, with the State of Rhode Island regarding the Memorial Boulevard Extension Project. Said agreement sets forth the obligations of the City of Providence concerning the relocation of the Moshassuck and Woonasquatucket Rivers, traffic improvement within that area, and other matters relative to said property, and

Be it further Resolved, That such agreement shall require and include arrangements for retention of the World War I Monument in its present location or relocation to the southerly end of parcel 3 of the Capital Center Project or other definitive and suitable location to be determined prior to commencement of the project.

COUNCILMAN GLAVIN moves the Resolution be Passed as Amended.

This motion is seconded by COUNCILMAN DILLON.

COUNCILMAN PITTS moves the Resolution be Amended by Inserting the following:

"Be it further Resolved, That the City Council, under the provisions of Section 811 of the

Providence Home Rule Charter, shall identify and provide those revenues necessary to meet the financial obligations of the City for the completion of the aforementioned project. Said revenues shall be provided by Ordinance in accordance with Section 409 and Section 401, paragraphs (A) and (C), of the Home Rule Charter."

There being no second to this motion, the Amendment thereupon fails.

The Resolution is Passed, as Amended, by the following Roll Call Vote:

Ayes: Council President Easton, Councilwoman Brassil, Councilmen Cola, Dillon, Glavin, Griffin, O'Connor, Petrosinelli and Stravato—9.

Noes: Councilman Annaldo, Councilwomen DiRuzzo, Fagnoli and Councilman Lombardi—4.

Not Voting: Councilman Pitts—1.

Absent: Councilman Farmer—1.

The motion for Passage, as Amended, is Sustained.

COUNCILMAN ANDREW J. ANNALDO, Chairman COMMITTEE ON CITY PROPERTY

Transmits the following with Recommendation the Same be Adopted:

Resolution Authorizing and Empowering the Mayor to Accept a Portion of Land on State Freeway Plat No. 1541 from the State of Rhode Island as Compensation for Land Condemned for Highway Purposes by the State Marked Civic Center Interchange.

Resolved, That His Honor the Mayor is hereby authorized and empowered on behalf of the City of Providence to accept as compensation from the State of Rhode Island, a portion of land on State Freeway Plat No. 1541 containing approximately 1,762 sq. ft. and described on the attached Exhibit A.

This compensation is for land condemned for highway purposes by the State of Rhode Island and described as Parcel 1A Plat 1996 containing approximately 1,750 sq. ft. and as described on the attached map marked Civic Center Interchange.

Read and Passed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON, by the following Roll Call Vote:

Ayes: Council President Easton, Councilman Annaldo, Councilwoman Brassil,

Councilmen Cola, Dillon, Councilwomen DiRuzzo, Fagnoli, Councilmen Glavin, Griffin, Lombardi, O'Connor, Petrosinelli, Pitts and Stravato—14.

Noes: None.

Absent: Councilman Farmer—1.

The motion for Passage, is Sustained.

COUNCILWOMAN CAROLYN F. BRASSIL, Chairwoman COMMITTEE ON FINANCE

Transmits the following with Recommendation the Same be Severally Adopted:

An Ordinance in Amendment of Section 47 of Chapter 1984-54, as Approved July 20, 1984, entitled: "An Ordinance Establishing the Classes of Positions, the Maximum Number of Employees and the Number of Employees in Certain Classes in the City Departments", relative to Department of Grounds Maintenance Services.

An Ordinance in Amendment of Chapter 1984-55, Approved July 20, 1984, entitled: "An Ordinance Establishing a Compensation Plan for the City of Providence", relative to Supervisor, General Maintenance.

An Ordinance in Amendment of Chapter 1984-55, Approved July 20, 1984, entitled: "An Ordinance Establishing a Compensation Plan

for the City of Providence", relative to Finance Office, as Amended.

An Ordinance in Amendment of Chapter 1985-25, Approved January 21, 1985, entitled: "An Ordinance Establishing a Compensation Plan for the City of Providence, relative to Secretary to Administrative Assistant to the City Council".

An Ordinance Amending the Appropriation Ordinance Chapter 1984-53, Approved July 20, 1984, by Transferring the Sum of Fifteen Thousand Dollars (\$15,000.00) from Public Works Street Cleaning Division (1-005-04-189) to Recreation Department, Camp Cronin Division (1-006-04-199).

Severally Read and Collectively Passed, the First Time, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON, by the following Roll Call Vote:

Ayes: Council President Easton, Councilman Annaldo, Councilwoman Brassil, Councilmen Cola, Dillon, Councilwomen DiRuzzo, Fagnoli, Councilmen Griffin, Lombardi, O'Connor, Petrosinelli, Pitts and Stravato—13.

Noes: None.

Not Voting: Councilman Glavin—1.

Absent: Councilman Farmer—1.

COUNCILWOMAN DiRUZZO desires to be Recorded as Voting "No" relative to the following:

"An Ordinance in Amendment of Section 47 of Chapter 1984-54, as Approved July 20, 1984, entitled: "An Ordinance Establishing the Classes of Positions, the Maximum Number of Employees and the Number of Employees in Certain Classes in the City Departments", relative to Department of Grounds Maintenance Services.

An Ordinance in Amendment of Chapter 1984-55, Approved July 20, 1984, entitled: "An Ordinance Establishing a Compensation Plan for the City of Providence", relative to Supervisor, General Maintenance.

An Ordinance in Amendment of Chapter 1984-55, Approved July 20, 1984, entitled: "An Ordinance Establishing a Compensation Plan for the City of Providence", relative to Finance Office, as Amended."

Recapitulation of Vote:

Ayes: 12.

Noes: 1.

Not Voting: 1.

Absent: 1.

The motion for Passage the First Time, is Sustained.

Resolution Pursuant to Section 8.10 of the Providence Home Rule Charter Transferring the Sum of Fifteen Thousand Dollars (\$15,000.00) from Police Department Budget, Item 1 (1-003-02-142) to Police Department Budget, Item 2 (1-003-02-214).

Resolved, That pursuant to Section 8.10 of the Providence Home Rule Charter the Sum of Fifteen Thousand Dollars (\$15,000.00) is hereby transmitted from Police Department Budget, Item 1 (1-003-02-142) to Police Department Budget, Item 2 (1-003-02-214).

Resolution Reporting Receipts of Certain Gifts of Monies by the Board of Park Commissioners for the Preservation and Care of Specified Burial Lots in North Burial Ground.

Resolved, That the sums of money to the Board of Park Commissioners, in trust, the income thereof to be applied, under the provisions of Chapter 367 of the Public Laws, January Session, 1861, to the preservation and care of Specified Burial Lots in said ground be and the same are hereby respectively accepted.

Severally Read and Collectively Passed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON, by the following Roll Call Vote:

Ayes: Council President Easton, Council-

man Annaldo, Councilwoman Brassil, Councilmen Cola, Dillon, Councilwomen DiRuzzo, Fargnoli, Councilmen Glavin, Griffin, Lombardi, O'Connor, Petrosinelli, Pitts and Stravato—14.

Noes: None.

Absent: Councilman Farmer—1.

The motion for Passage, is Sustained.

**COUNCILMAN THOMAS F. O'CONNOR, JR., Chairman
COMMITTEE ON URBAN REDEVELOPMENT, RENEWAL
AND PLANNING**

Transmits the following with Recommendation the Same be Severally Adopted:

An Ordinance Approving and Adopting the Park and Recreation Comprehensive Plan.

Read and Passed the First Time, and Referred Back to the Committee on Urban Redevelopment, Renewal and Planning, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON, by the following Roll Call Vote:

Ayes: Council President Easton, Councilman Annaldo, Councilwoman Brassil, Councilmen Cola, Dillon, Councilwomen DiRuzzo, Fargnoli, Councilmen Glavin, Griffin, Lombardi, O'Connor, Petrosinelli, Pitts and Stravato—14.

Noes: None.

Absent: Councilman Farmer—1.

The motion for Passage the First Time and Referral Back to the Committee on Urban Redevelopment, Renewal and Planning, is Sustained.

An Ordinance in Amendment of and in Addition to Chapter 1575 of the Code of Ordinances of the City of Providence, Approved October 18, 1963, and entitled: "An Ordinance Approving and Adopting the Official Redevelopment Plan for the Weybosset Hill Project No. RI R-7" on Parcel Controls for Parcel No. 4.

Read and Passed the First Time, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON, by the following Roll Call Vote:

Ayes: Council President Easton, Councilman Annaldo, Councilwoman Brassil, Councilmen Cola, Dillon, Councilwomen DiRuzzo, Fargnoli, Councilmen Glavin, Griffin, Lombardi, O'Connor, Petrosinelli, Pitts and Stravato—14.

Noes: None.

Absent: Councilman Farmer—1.

The motion for Passage the First Time, is Sustained.

Resolution Rescinding Resolution No. 614, Approved November 16, 1984, Authorizing the City of Providence to Submit an Urban Development Action Grant on behalf of Harwol Realty.

Whereas, Resolution No. 614, approved November 16, 1984, authorizes the Office of Economic Development, on behalf of the City of Providence, to prepare and submit an application for an Urban Development Action Grant, as Amended, and

Whereas, Said grant is for the renovation of the Champlin Block on Weybosset and Snow Streets to permit retail and commercial use and maintain significant historic landmarks, the grant to be loaned to Harwol Realty, to undertake said rehabilitation of the properties,

Now, therefore, be it Resolved, That Resolution No. 614, as approved November 16, 1984, is hereby rescinded.

Resolution Changing the Name of Tippecanoe Street to Gennaro Place.

Resolved, That the name of Tippecanoe Street be changed to Gennaro Place.

Severally Read and Collectively Passed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.

The motion for Passage, is Sustained.

REPORT

FROM THE CITY SOLICITOR:

Report of All Suits and Legal Proceedings, not Including Criminal Proceedings, in which the

City of Providence has any Interest, begun prior to January 1, 1985, and Pending at that Time.

Received.

PETITION

COUNCILMAN GLAVIN and COUNCILMAN DILLON (By Request):

Petition of the Providence Redevelopment Agency to Amend Chapter 544 of the Ordinances

of the City of Providence, as Approved September 21, 1951, to Change the Zoning on Certain Lots, located within the "Washington Park Revitalization Project Redevelopment Plan, 1982".

**Referred to the Committee on Ordinances,
on motion of COUNCILMAN GLAVIN,
seconded by COUNCILMAN DILLON.**

The motion to Refer, is Sustained.

FROM THE CLERK'S DESK

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

Bette Canario

William Houston

Joseph Germano

Susan Lisa

Joshua P. Pearlman

Elizabeth Reyes

LeMoyne Waite

Richard Zannini

Claudette B., Lon, Kyle, Hollie and Heidi
Dufresne

Ideal Jewelry Mfg. Co.

Amilia Monteiro

Alyce A. Peters

Steingold Leasing Corp.

Donald Yarborough

**Severally Referred to the Committee on
Claims and Pending Suits, on motion of
COUNCILMAN GLAVIN, seconded by
COUNCILMAN DILLON.**

The motion to Refer, is Sustained.

PRESENTATION OF RESOLUTIONS

"In Congratulations"

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

Resolution Extending Congratulations.

*Resolved, That the Congratulations of the City
Council are hereby extended to the following:*

Mr. and Mrs. Edwin Otero

Mr. and Mrs. John Wallace, Jr.

Mr. and Mrs. Ceaser Lazo

Keith and Patricia Tice

Robert and Lori Ottaviano

Mr. and Mrs. Sergio D. Martinez

Judith Gemma

Mr. and Mrs. Pat Neri

Mr. and Mrs. John M. Rocha

Richard and Raylene Ciffo

Mr. and Mrs. Gene Sabatoni

**Severally Read and Collectively Passed,
on motion of COUNCILMAN GLAVIN, sec-
onded by COUNCILMAN DILLON.**

The motion for Passage, is Sustained.

PRESENTATION OF RESOLUTIONS

"In Memoriam"

COUNCIL PRESIDENT EASTON and the MEMBERS of the CITY COUNCIL:

Resolution Extending Sympathy.

Resolved, That the Sympathy of the Members of the City Council are hereby extended to the families of the following:

Kimberly J. Oliveira

Donald E. Gomes

G. W. Cox-Maynard, Sr.

Carlo Suzzi

Joseph A. Torregrossa

William J. Quattropai

Carmela Calcagni

Carmine LaGreca

Robert L. Perry

Frank D'Ordine

Filomena DiPippo

Elizabeth Allen

Ettore C. Iannucci

Angelo Della Grotto

Paul Robertson

Harold Ristigian, Jr.

Irene L. Houle

Filomena Sanchirico

Maria Zampielo

Joseph Gomez

Angelo D. Budano

Anthony P. Argenti

Ida Ciccone

Severally Read and Collectively Passed
by a Unanimous Rising Vote, on motion of
COUNCILMAN GLAVIN, seconded by
COUNCILMAN DILLON.

The motion for Passage, is Sustained.

MATTERS NOT APPEARING ON THE PRINTED DOCKET

On motion of COUNCILMAN GLAVIN,
seconded by COUNCILMAN DILLON, it is
Voted to Suspend Rule 16 of the Rules of the
City Council in Order to Allow the Intro-
duction of the following Matters Not Ap-
pearing on the Printed Docket:

REPORTS OF COMMITTEE

Transmits the following with Recommen-
dation the Same be Severally Adopted, as
Amended.

Resolution Authorizing the Department of Plan-
ning and Development on Behalf of the City of
Providence to Prepare and Submit an Applica-
tion for an Urban Development Action Grant,
as Amended (Wanskuck Mill Project).

Whereas, The filing of Urban Development
Action Grants by the City of Providence is
authorized by Title I, Section 119, Part 570,

Subpart G, of the Housing and Community
Development Act of 1974, as amended by Section
110 of the Housing and Community Development
Act of 1977, and as finalized on January 10, 1978;
and as subsequently amended; and

Whereas, The aforesaid Federal regulations
authorize the Department of Housing and Urban
Development to make grants to assist distressed

cities and distressed urban counties in revitalizing their economic bases and reclaiming deteriorated neighborhoods by means of public and private sector cooperation; and

Whereas, The City of Providence deems it necessary and in the public interest (1) to revitalize its commercial and retail sectors, (2) to increase employment opportunities in the city, (3) to increase the City's tax base, (4) to encourage the cooperation of the public and private sectors to achieve these goals; and

Whereas, The City of Providence deems it appropriate to contribute to the aforementioned efforts by assuring the attraction, retention, and expansion of commerce especially in areas where revitalization is underway, and by arranging for financial support for such private business development projects; and

Whereas, Urban Development Action Grants are available for the activities and undertakings proposed herein.

Now, Therefore, be it Resolved by the City Council of the City of Providence as follows:

1. It is hereby found necessary and in the public interest to file an application to the Department of Housing and Urban Development for an Urban Development Action Grant for the renovation of the Wanskuck Mill Building Complex to permit retail and light industrial use and thereby revitalize an important landmark. Action Grant funds shall be loaned to the owners who shall undertake said rehabilitation of the property on Branch Avenue in the Wanskuck Neighborhood.

2. The Department of Planning and Development is hereby authorized and designated as the representative of the City for filing the application with the Department of Housing and Urban Development, and to do all work necessary to carry out the term of the contract between the City and the Department of Housing and Urban Development relative to said Urban Development Action Grant.

3. That the United States of America and the Department of Housing and Urban Development be, and they are hereby assured of full compliance by the City of Providence with all regulations of the United States government effectuating the receipt of Federal Grants under the Housing and Community Development Act, as amended.

Hiring Practices.

A. Hiring Practices after the last paragraph being Section 3 as contained in and set forth on the appropriate page of the Resolution to Prepare and Submit an Application for an Urban Development Action Grant, as amended (Wanskuck Mill Project) which is part of the aforementioned Resolution. Further add the following Sections (1), (2), (3), (4A), (4B), (4C), (5), (6), (7) and (8) after the last sentence of Section 3.

1. Goals.

There is a very high rate of unemployment in the City of Providence among both white and minority residents;

The subsequent multiplier effect of this high level of employment has a direct and deleterious effect upon all the neighborhoods of the City of Providence, resulting in the physical deterioration of neighborhoods, vandalism and crime;

The City of Providence expends Millions of dollars in contracts, part of this money derived from taxes paid by City residents.

Many workers employed on such projects are individuals who do not reside in the City of Providence;

Black, Hispanic, Asian and native American residents of the City of Providence as well as female residents have historically been systematically excluded from the construction trades and unions in the City of Providence.

2. Definitions.

The following words as used in this Resolution shall, unless the context otherwise requires, have the following meanings:

"Minority Person" shall include those persons who are Black, Hispanic, Asian or native American.

"Resident" is any person for whom the principal place where that person normally eats and sleeps and maintains his or her normal personal and house hold effects is within the City limits for the City of Providence.

"Agency" shall mean Office of Economic Development.

3. Policy

(a) On the Urban Development Action Grant Project (Wanskuck Mill Project) the worker hours on a craft-by-craft basis shall be performed, in accordance with the contract documents provided for in Section 3 (b) below as follows:

a. at least fifty percent of the total employee manhours in each trade shall be by *bona fide* Providence residents;

b. at least twenty-five percent of the total employee manhours in each trade shall be by minorities;

c. at least ten percent of the total employee manhours in each trade shall be by women.

For purposes of this paragraph, worker hours shall include work performed by persons filling apprenticeship and on-the-job training positions.

(b) In order to insure compliance with the Resolution, the provisions of this Resolution shall be included by the Agency in all contracts with any private corporation or individual for construction projects covered by this Resolution.

4. Compliance, Enforcement, Sanctions.

(A) The Agency, as defined in Section 2, shall be designated as responsible for the planning, implementation and enforcement of this Resolution, and shall have the following duties:

Planning and Implementation.

Prior to the commencement of the project, or capital works, covered by this Resolution, the Agency shall:

(1) review spending plans for such project:

(2) identify the number of job positions to be created by the project, upon completion of previous steps, the Providence Human Relations Commission shall take the following actions:

(1) in conjunction with appropriate unions and their existing collective bargaining agreements, recruit employees and arrange for training through established union apprenticeship programs; and

(2) establish a job screening and referral mechanism which shall refer City residents, minorities, and women to contractors and subcontractors to enable such contractors and subcontractors to comply with this resolution.

(B) The Agency shall be responsible for enforcing and monitoring compliance with the provisions of this Resolution and the contract provisions established in accordance therewith shall have the following duties:

(1) to require all contractors and subcontractors affected by this Resolution to submit weekly workforce charts listing workers by name, residential address, craft, job category, hours worked, sex and race. These charts shall be public records.

(2) to negotiate with all contractors/developers in order to identify and classify construction jobs by job titles, hiring dates, duration and training.

(3) to register all interested community-based organizations, and notify such organizations of any pre-bid or pre-construction conference between the Agency and Contractor relating to hiring requirements and goals as stated herein.

(C) The Agency shall have the power, by means of the contract provisions referred to in Section (3) above, to impose sanctions upon contractors and subcontractors found to be in non-compliance with this Resolution. Such sanctions, shall include, but not be limited to: (i) suspension of payments, (ii) termination of the contract, (iii) recovery by the City of 10% of the contract award price as liquidated damages, and (iv) denial of right to participate in future projects for up to three years.

5. *Liaison Committee.*

The Agency shall establish a liaison committee which shall meet monthly, in a forum open to the public, to review the Agency's reports, monitor compliance with the provisions of the Resolution, and make recommendations to the Agency and the City Council regarding enforcement of this Resolution. The Agency shall accept nominations of up to three persons from any of the interested groups including, but not limited to: Union Contractors, Non-Union Contractors, State Office of Minority Business Assistance Contractor Association of Rhode Island, Training Agency personnel, Human Rights Activist Groups, Women's Organizations, Community Based Organizations and the Providence Chamber of Commerce. The Agency shall thereafter select one person from those nominations submitted by each organization to serve without compensation for a term of two years. This nomination and selection process shall be used to fill any vacancy.

6. *Training Program.*

The City of Providence shall establish or cause to be established, either independently or in concert with craft unions and construction contractors, job training programs to train minorities, Providence residents, and women for

skilled or semi-skilled construction jobs. These programs shall be supervised by the Agency.

7. *Fines.*

Any person who provides false information regarding his or her residence address shall be subject to a fine of not more than \$200.

8. *Independent Agencies.*

Any and all activities of any independent agency, operating or acting on behalf of the City of Providence, including but not limited to, the Office of Economic Development shall comply with the provisions of this Resolution.

Separability: The unconstitutionality or invalidity of any section or part thereof of this Resolution and amendments thereto shall not invalidate or impair the validity, force or effect of any other section or part thereof unless it clearly appears from the context that such other section or part thereof is wholly and necessarily dependent for its operation upon the section or part thereof held unconstitutional or invalid.

Resolution Authorizing the Department of Planning and Development on Behalf of the City of Providence to Prepare and Submit an Application for an Urban Development Action Grant, as Amended (Hope Company Brewing Project).

Whereas, The filing of Urban Development Action Grants by the City of Providence is authorized by Title I, Section 119, Part 570, Subpart G, of the Housing and Community Development Act of 1974, as amended by Section 110 of the Housing and Community Development Act of 1977, and as finalized on January 10, 1978; and as subsequently amended; and

Whereas, The aforesaid Federal regulations authorize the Department of Housing and Urban Development to make grants to assist distressed

cities and distressed urban counties in revitalizing their economic bases and reclaiming deteriorated neighborhoods by means of public and private sector cooperation; and

Whereas, The City of Providence deems it necessary and in the public interest (1) to revitalize its commercial and retail sectors, (2) to increase employment opportunities in the city, (3) to increase the City's tax base, (4) to encourage the cooperation of the public and private sectors to achieve these goals; and

Whereas, The City of Providence deems it appropriate to contribute to the aforementioned efforts by assuring the attraction, retention, and expansion of commerce especially in areas where revitalization is underway, and by arranging for financial support for such private business development projects; and

Whereas, Urban Development Action Grants are available for the activities and undertakings proposed herein.

Now, Therefore, be it Resolved by the City Council of the City of Providence as follows:

1. It is hereby found necessary and in the public interest to file an application to the Department of Housing and Urban Development for an Urban Development Action Grant for renovations and modifications to property on Pearl Street to create a brewery. Action Grant funds shall be loaned to the Company, the Hope Brewing Company.

2. The Department of Planning and Development is hereby authorized and designated as the representative of the City for filing the application with the Department of Housing and Urban Development, and to do all work necessary to carry out the term of the contract between the City and the Department of Housing and Urban Development relative to said Urban Development Action Grant.

3. That the United States of America and the

Department of Housing and Urban Development be, and they are hereby assured of full compliance by the City of Providence with all regulations of the United States government effectuating the receipt of Federal Grants under the Housing and Community Development Act, as amended.

Hiring Practices.

A. Hiring Practices after the last paragraph being Section 3 as contained in and set forth on the appropriate page of the Resolution to Prepare and Submit an Application for an Urban Development Action Grant, as amended (Hope Brewing Company Project) which is part of the aforementioned Resolution. Further add the following Sections (1), (2), (3), (4A), (4B), (4C), (5), (6), (7) and (8) after the last sentence of Section 3.

1. Goals.

There is a very high rate of unemployment in the City of Providence among both white and minority residents;

The subsequent multiplier effect of this high level of employment has a direct and deleterious effect upon all the neighborhoods of the City of Providence, resulting in the physical deterioration of neighborhoods, vandalism and crime;

The City of Providence expends Millions of dollars in contracts, part of this money derived from taxes paid by City residents.

Many workers employed on such projects are individuals who do not reside in the City of Providence;

Black, Hispanic, Asian and native American residents of the City of Providence as well as female residents have historically been systematically excluded from the construction trades and unions in the City of Providence.

2. Definitions.

The following words as used in this Resolution shall, unless the context otherwise requires, have the following meanings:

"Minority Person" shall include those persons who are Black, Hispanic, Asian or native American.

"Resident" is any person for whom the principal place where that person normally eats and sleeps and maintains his or her normal personal and household effects is within the City limits for the City of Providence.

"Agency" shall mean Office of Economic Development.

3. Policy

(a) On the Urban Development Action Grant Project (Hope Brewing Company Project) the worker hours on a craft-by-craft basis shall be performed, in accordance with the contract documents provided for in Section 3 (b) below as follows:

a. at least fifty percent of the total employee manhours in each trade shall be by *bona fide* Providence residents;

b. at least twenty-five percent of the total employee manhours in each trade shall be by minorities;

c. at least ten percent of the total employee manhours in each trade shall be by women.

For purposes of this paragraph, worker hours shall include work performed by persons filling apprenticeship and on-the-job training positions.

(b) In order to insure compliance with the Resolution, the provisions of this Resolution shall be included by the Agency in all contracts with any private corporation or individual for construction projects covered by this Resolution.

4. Compliance, Enforcement, Sanctions.

(A) The Agency, as defined in Section 2, shall be designated as responsible for the planning, implementation and enforcement of this Resolution, and shall have the following duties:

Planning and Implementation.

Prior to the commencement of the project, or capital works, covered by this Resolution, the Agency shall:

(1) review spending plans for such project:

(2) identify the number of job positions to be created by the project, upon completion of previous steps, the Providence Human Relations Commission shall take the following actions:

(1) in conjunction with appropriate unions and their existing collective bargaining agreements, recruit employees and arrange for training through established union apprenticeship programs; and

(2) establish a job screening and referral mechanism which shall refer City residents, minorities, and women to contractors and subcontractors to enable such contractors and subcontractors to comply with this resolution.

(B) The Agency shall be responsible for enforcing and monitoring compliance with the provisions of this Resolution and the contract provisions established in accordance therewith shall have the following duties:

(1) to require all contractors and subcontractors affected by this Resolution to submit weekly workforce charts listing workers by name, residential address, craft, job category, hours worked, sex and race. These charts shall be public records.

(2) to negotiate with all contractors/developers in order to identify and classify construction jobs by job titles, hiring dates, duration and training.

(3) to register all interested community-based organizations, and notify such organizations of any pre-bid or pre-construction conference between the Agency and Contractor relating to hiring requirements and goals as stated herein.

(C) The Agency shall have the power, by means of the contract provisions referred to in Section (3) above, to impose sanctions upon contractors and subcontractors found to be in non-compliance with this Resolution. Such sanctions shall include, but not be limited to: (i) suspension of payments, (ii) termination of the contract, (iii) recovery by the City of 10% of the contract award price as liquidated damages, and (iv) denial of right to participate in future projects for up to three years.

5. *Liaison Committee.*

The Agency shall establish a liaison committee which shall meet monthly, in a forum open to the public, to review the Agency's reports, monitor compliance with the provisions of the Resolution, and make recommendations to the Agency and the City Council regarding enforcement of this Resolution. The Agency shall accept nominations of up to three persons from any of the interested groups including, but not limited to: Union Contractors, Non-Union Contractors, State Office of Minority Business Assistance Contractor Association of Rhode Island, Training Agency personnel, Human Rights Activist Groups, Women's Organizations, Community Based Organizations and the Providence Chamber of Commerce. The Agency shall thereafter select one person from those nominations submitted by each organization to serve without compensation for a term of two years. This nomination and selection process shall be used to fill any vacancy.

6. *Training Program.*

The City of Providence shall establish or cause to be established, either independently or in concert with craft unions and construction contractors, job training programs to train minorities, Providence residents, and women for

skilled or semi-skilled construction jobs. These programs shall be supervised by the Agency.

7. *Fines.*

Any person who provides false information regarding his or her residence address shall be subject to a fine of not more than \$200.

8. *Independent Agencies.*

Any and all activities of any independent agency, operating or acting on behalf of the City of Providence, including but not limited to, the Office of Economic Development shall comply with the provisions of this Resolution.

Separability: The unconstitutionality or invalidity of any section or part thereof of this Resolution and amendments thereto shall not invalidate or impair the validity, force or effect of any other section or part thereof unless it clearly appears from the context that such other section or part thereof is wholly and necessarily dependent for its operation upon the section or part thereof held unconstitutional or invalid.

Resolution Authorizing the Department of Planning and Development on Behalf of the City of Providence to Prepare and Submit an Application for an Urban Development Action Grant, as Amended (Governor Dyer Co-op Market).

Whereas, The filing of Urban Development Action Grants by the City of Providence is authorized by Title I, Section 119, Part 570, Subpart G, of the Housing and Community Development Act of 1974, as amended by Section 110 of the Housing and Community Development Act of 1977, and as finalized on January 10, 1978; and as subsequently amended; and

Whereas, The aforesaid Federal regulations authorize the Department of Housing and Urban Development to make grants to assist distressed

cities and distressed urban counties in revitalizing their economic bases and reclaiming deteriorated neighborhoods by means of public and private sector cooperation; and

Whereas, The City of Providence deems it necessary and in the public interest (1) to revitalize its commercial and retail sectors, (2) to increase employment opportunities in the city, (3) to increase the City's tax base, (4) to encourage the cooperation of the public and private sectors to achieve these goals; and

Whereas, The City of Providence deems it appropriate to contribute to the aforementioned efforts by assuring the attraction, retention, and expansion of commerce especially in areas where revitalization is underway, and by arranging for financial support for such private business development projects; and

Whereas, Urban Development Action Grants are available for the activities and undertakings proposed herein.

Now, Therefore, be it Resolved by the City Council of the City of Providence as follows:

1. It is hereby found necessary and in the public interest to file an application to the Department of Housing and Urban Development for an Urban Development Action Grant for the renovation of the Governor Dyer Co-op Market to create a regional, food oriented marketplace, and thereby contribute to the revitalization of the Promenade Center, an important landmark. Action Grant funds shall be loaned to the association who shall undertake said rehabilitation of the property on Promenade and Valley Streets.

2. The Department of Planning and Development is hereby authorized and designated as the representative of the City for filing the application with the Department of Housing and Urban Development, and to do all work necessary to carry out the term of the contract between the City and the Department of Housing and Urban

Development relative to said Urban Development Action Grant.

3. That the United States of America and the Department of Housing and Urban Development be, and they are hereby assured of full compliance by the City of Providence with all regulations of the United States government effectuating the receipt of Federal Grants under the Housing and Community Development Act, as amended.

Hiring Practices.

A. Hiring Practices after the last paragraph being Section 3 as contained in and set forth on the appropriate page of the Resolution to Prepare and Submit an Application for an Urban Development Action Grant, as amended (Governor Dyer Co-op Market) which is part of the aforementioned Resolution. Further add the following Sections (1), (2), (3), (4A), (4B), (4C), (5), (6), (7) and (8) after the last sentence of Section 3.

1. Goals.

There is a very high rate of unemployment in the City of Providence among both white and minority residents;

The subsequent multiplier effect of this high level of employment has a direct and deleterious effect upon all the neighborhoods of the City of Providence, resulting in the physical deterioration of neighborhoods, vandalism and crime;

The City of Providence expends Millions of dollars in contracts, part of this money derived from taxes paid by City residents.

Many workers employed on such projects are individuals who do not reside in the City of Providence;

Black, Hispanic, Asian and native American residents of the City of Providence as well as female residents have historically been systematically excluded from the construction trades and unions in the City of Providence.

2. Definitions.

The following words as used in this Resolution shall, unless the context otherwise requires, have the following meanings:

"Minority Person" shall include those persons who are Black, Hispanic, Asian or native American.

"Resident" is any person for whom the principal place where that person normally eats and sleeps and maintains his or her normal personal and household effects is within the City limits for the City of Providence.

"Agency" shall mean Office of Economic Development.

3. Policy

(a) On the Urban Development Action Grant Project (Governor Dyer Co-op Market) the worker hours on a craft-by-craft basis shall be performed, in accordance with the contract documents provided for in Section 3 (b) below as follows:

a. at least fifty percent of the total employee manhours in each trade shall be by *bona fide* Providence residents;

b. at least twenty-five percent of the total employee manhours in each trade shall be by minorities;

c. at least ten percent of the total employee manhours in each trade shall be by women.

For purposes of this paragraph, worker hours shall include work performed by persons filling apprenticeship and on-the-job training positions.

(b) In order to insure compliance with the Resolution, the provisions of this Resolution shall be included by the Agency in all contracts with any private corporation or individual for construction projects covered by this Resolution.

4. Compliance, Enforcement, Sanctions.

(A) The Agency, as defined in Section 2, shall be designated as responsible for the planning, implementation and enforcement of this Resolution, and shall have the following duties:

Planning and Implementation.

Prior to the commencement of the project, or capital works, covered by this Resolution, the Agency shall:

(1) review spending plans for such project:

(2) identify the number of job positions to be created by the project, upon completion of previous steps, the Providence Human Relations Commission shall take the following actions:

(1) in conjunction with appropriate unions and their existing collective bargaining agreements, recruit employees and arrange for training through established union apprenticeship programs; and

(2) establish a job screening and referral mechanism which shall refer City residents, minorities, and women to contractors and subcontractors to enable such contractors and subcontractors to comply with this resolution.

(B) The Agency shall be responsible for enforcing and monitoring compliance with the provisions of this Resolution and the contract provisions established in accordance therewith shall have the following duties:

(1) to require all contractors and subcontractors affected by this Resolution to submit weekly workforce charts listing workers by name, residential address, craft, job category, hours worked, sex and race. These charts shall be public records.

(2) to negotiate with all contractors/developers in order to identify and classify construction

jobs by job titles, hiring dates, duration and training.

(3) to register all interested community-based organizations, and notify such organizations of any pre-bid or pre-construction conference between the Agency and Contractor relating to hiring requirements and goals as stated herein.

(C) The Agency shall have the power, by means of the contract provisions referred to in Section (3) above, to impose sanctions upon contractors and subcontractors found to be in non-compliance with this Resolution. Such sanctions shall include, but not be limited to: (i) suspension of payments, (ii) termination of the contract, (iii) recovery by the City of 10% of the contract award price as liquidated damages, and (iv) denial of right to participate in future projects for up to three years.

5. *Liaison Committee.*

The Agency shall establish a liaison committee which shall meet monthly, in a forum open to the public, to review the Agency's reports, monitor compliance with the provisions of the Resolution, and make recommendations to the Agency and the City Council regarding enforcement of this Resolution. The Agency shall accept nominations of up to three persons from any of the interested groups including, but not limited to: Union Contractors, Non-Union Contractors, State Office of Minority Business Assistance Contractor Association of Rhode Island, Training Agency personnel, Human Rights Activist Groups, Women's Organizations, Community Based Organizations and the Providence Chamber of Commerce. The Agency shall thereafter select one person from those nominations submitted by each organization to serve without compensation for a term of two years. This nomination and selection process shall be used to fill any vacancy.

6. *Training Program.*

The City of Providence shall establish or cause to be established, either independently or in

concert with craft unions and construction contractors, job training programs to train minorities, Providence residents, and women for skilled or semi-skilled construction jobs. These programs shall be supervised by the Agency.

7. *Fines.*

Any person who provides false information regarding his or her residence address shall be subject to a fine of not more than \$200.

8. *Independent Agencies.*

Any and all activities of any independent agency, operating or acting on behalf of the City of Providence, including but not limited to, the Office of Economic Development shall comply with the provisions of this Resolution.

Separability: The unconstitutionality or invalidity of any section or part thereof of this Resolution and amendments thereto shall not invalidate or impair the validity, force or effect of any other section or part thereof unless it clearly appears from the context that such other section or part thereof is wholly and necessarily dependent for its operation upon the section or part thereof held unconstitutional or invalid.

Resolution Authorizing the Department of Planning and Development on Behalf of the City of Providence to Prepare and Submit an Application for an Urban Development Action Grant, as Amended (Providence Technology Park).

Whereas, The filing of Urban Development Action Grants by the City of Providence is authorized by Title I, Section 119, Part 570, Subpart G, of the Housing and Community Development Act of 1974, as amended by Section 110 of the Housing and Community Development Act of 1977, and as finalized on January 10, 1978; and as subsequently amended; and

Whereas, The aforesaid Federal regulations authorize the Department of Housing and Urban Development to make grants to assist distressed cities and distressed urban counties in revitalizing their economic bases and reclaiming deteriorated neighborhoods by means of public and private sector cooperation; and

Whereas, The City of Providence deems it necessary and in the public interest (1) to revitalize its commercial and retail sectors, (2) to increase employment opportunities in the city, (3) to increase the City's tax base, (4) to encourage the cooperation of the public and private sectors to achieve these goals; and

Whereas, The City of Providence deems it appropriate to contribute to the aforementioned efforts by assuring the attraction, retention, and expansion of commerce especially in areas where revitalization is underway, and by arranging for financial support for such private business development projects; and

Whereas, Urban Development Action Grants are available for the activities and undertakings proposed herein.

Now, Therefore, be it Resolved by the City Council of the City of Providence as follows:

1. It is hereby found necessary and in the public interest to file an application to the Department of Housing and Urban Development for an Urban Development Action Grant for the renovation of the former Stop & Shop on Reservoir Avenue to permit light industrial use and thereby revitalize a presently blighted, under-utilized development resource. Action Grant funds shall be loaned to the owners who shall undertake said rehabilitation of the property in the Reservoir Triangle to be renamed Providence Technology Plaza.

2. The Department of Planning and Development is hereby authorized and designated as the representative of the City for filing the application with the Department of Housing and Urban

Development, and to do all work necessary to carry out the term of the contract between the City and the Department of Housing and Urban Development relative to said Urban Development Action Grant.

3. That the United States of America and the Department of Housing and Urban Development be, and they are hereby assured of full compliance by the City of Providence with all regulations of the United States government effectuating the receipt of Federal Grants under the Housing and Community Development Act, as amended.

Hiring Practices.

A. Hiring Practices after the last paragraph being Section 3 as contained in and set forth on the appropriate page of the Resolution to Prepare and Submit an Application for an Urban Development Action Grant, as amended (Providence Technology Park) which is part of the aforementioned Resolution. Further add the following Sections (1), (2), (3), (4A), (4B), (4C), (5), (6), (7) and (8) after the last sentence of Section 3.

1. Goals.

There is a very high rate of unemployment in the City of Providence among both white and minority residents;

The subsequent multiplier effect of this high level of employment has a direct and deleterious effect upon all the neighborhoods of the City of Providence, resulting in the physical deterioration of neighborhoods, vandalism and crime;

The City of Providence expends Millions of dollars in contracts, part of this money derived from taxes paid by City residents.

Many workers employed on such projects are individuals who do not reside in the City of Providence;

Black, Hispanic, Asian and native American

residents of the City of Providence as well as female residents have historically been systematically excluded from the construction trades and unions in the City of Providence.

2. Definitions.

The following words as used in this Resolution shall, unless the context otherwise requires, have the following meanings:

"Minority Person" shall include those persons who are Black, Hispanic, Asian or native American.

"Resident" is any person for whom the principal place where that person normally eats and sleeps and maintains his or her normal personal and household effects is within the City limits for the City of Providence.

"Agency" shall mean Office of Economic Development.

3. Policy

(a) On the Urban Development Action Grant Project (Providence Technology Park) the worker hours on a craft-by-craft basis shall be performed, in accordance with the contract documents provided for in Section 3 (b) below as follows:

a. at least fifty percent of the total employee manhours in each trade shall be by *bona fide* Providence residents;

b. at least twenty-five percent of the total employee manhours in each trade shall be by minorities;

c. at least ten percent of the total employee manhours in each trade shall be by women.

For purposes of this paragraph, worker hours shall include work performed by persons filling apprenticeship and on-the-job training positions.

(b) In order to insure compliance with the

Resolution, the provisions of this Resolution shall be included by the Agency in all contracts with any private corporation or individual for construction projects covered by this Resolution.

4. Compliance, Enforcement, Sanctions.

(A) The Agency, as defined in Section 2, shall be designated as responsible for the planning, implementation and enforcement of this Resolution, and shall have the following duties:

Planning and Implementation.

Prior to the commencement of the project, or capital works, covered by this Resolution, the Agency shall:

(1) review spending plans for such project:

(2) identify the number of job positions to be created by the project, upon completion of previous steps, the Providence Human Relations Commission shall take the following actions:

(1) in conjunction with appropriate unions and their existing collective bargaining agreements, recruit employees and arrange for training through established union apprenticeship programs; and

(2) establish a job screening and referral mechanism which shall refer City residents, minorities, and women to contractors and subcontractors to enable such contractors and subcontractors to comply with this resolution.

(B) The Agency shall be responsible for enforcing and monitoring compliance with the provisions of this Resolution and the contract provisions established in accordance therewith shall have the following duties:

(1) to require all contractors and subcontractors affected by this Resolution to submit weekly workforce charts listing workers by name, residential address, craft, job category, hours

worked, sex and race. These charts shall be public records.

(2) to negotiate with all contractors/developers in order to identify and classify construction jobs by job titles, hiring dates, duration and training.

(3) to register all interested community-based organizations, and notify such organizations of any pre-bid or pre-construction conference between the Agency and Contractor relating to hiring requirements and goals as stated herein.

(C) The Agency shall have the power, by means of the contract provisions referred to in Section (3) above, to impose sanctions upon contractors and subcontractors found to be in non-compliance with this Resolution. Such sanctions shall include, but not be limited to: (i) suspension of payments, (ii) termination of the contract, (iii) recovery by the City of 10% of the contract award price as liquidated damages, and (iv) denial of right to participate in future projects for up to three years.

5. *Liaison Committee.*

The Agency shall establish a liaison committee which shall meet monthly, in a forum open to the public, to review the Agency's reports, monitor compliance with the provisions of the Resolution, and make recommendations to the Agency and the City Council regarding enforcement of this Resolution. The Agency shall accept nominations of up to three persons from any of the interested groups including, but not limited to: Union Contractors, Non-Union Contractors, State Office of Minority Business Assistance Contractor Association of Rhode Island, Training Agency personnel, Human Rights Activist Groups, Women's Organizations, Community Based Organizations and the Providence Chamber of Commerce. The Agency shall thereafter select

one person from those nominations submitted by each organization to serve without compensation for a term of two years. This nomination and selection process shall be used to fill any vacancy.

6. *Training Program.*

The City of Providence shall establish or cause to be established, either independently or in concert with craft unions and construction contractors, job training programs to train minorities, Providence residents, and women for skilled or semi-skilled construction jobs. These programs shall be supervised by the Agency.

7. *Fines.*

Any person who provides false information regarding his or her residence address shall be subject to a fine of not more than \$200.

8. *Independent Agencies.*

Any and all activities of any independent agency, operating or acting on behalf of the City of Providence, including but not limited to, the Office of Economic Development shall comply with the provisions of this Resolution.

Separability: The unconstitutionality or invalidity of any section or part thereof of this Resolution and amendments thereto shall not invalidate or impair the validity, force or effect of any other section or part thereof unless it clearly appears from the context that such other section or part thereof is wholly and necessarily dependent for its operation upon the section or part thereof held unconstitutional or invalid.

Severally Read and Collectively Passed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.

The motion for Passage, is Sustained.

ADJOURNMENT

There being no further business, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON, the City Council Adjourns at 9:05 o'clock P.M. (E.S.T.) to meet again on THURSDAY, APRIL 4, 1985 at 8:00 o'clock P.M. (E.S.T.).

Rose M. Mendonca

City Clerk

March 21]

1283

[1985
