

CITY OF PROVIDENCE
RHODE ISLAND



CITY COUNCIL

JOURNAL OF PROCEEDINGS

No. 23 City Council Special Meeting, Meeting, Thursday, October 12, 1995, 6:00 o'clock P.M. (E.D.T.)

PRESIDING

COUNCIL PRESIDENT PRO TEMPORE

EVELYN V. FARGNOLI

IN CITY COUNCIL

NOV 2 1995

APPROVED:

Michael R. Clement
CLERK

ROLL CALL

Present: Council President Pro Tempore Fagnoli, Councilmen Allen, Clarkin, DeLuca, Glavin, Igliazzi, Jackson, Mancini, Councilwoman Nolan, Councilman Rollins, Councilwomen Williams and Young—12.

Absent: Council President Petrosinelli, Councilwoman DiRuzzo and Councilman Lombardi—3.

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.

CALL FOR SPECIAL MEETING COMMUNICATION FROM MEMBERS OF THE CITY COUNCIL

October 6, 1995

Honorable Michael R. Clement
City Clerk
Providence, RI 02903

Dear Mr. Clement:

In accordance with the provisions of Section 406 of the Providence Home Rule Charter of 1980, we are, this day, calling a Special Meeting of the City Council to be held on Thursday, the 12th day of October, 1995, at 6:00 o'clock P.M. in the City Council Chamber, City Hall, for the purpose of acting upon the following two matters:

Resolution concerning appointments to the Providence Review Commission.

Whereas, The Providence Review Commission performs a valuable service to the Providence City Council, taxpayers, and City Administration; and

Whereas, The Review Commission was suspended in May, 1995 with the intent to re-establish as quickly as possible; and

Whereas, It has been four months and we still do not have an established Review Commission due to appointments not being made by the City Council; and

Now, therefore, be it Resolved, The majority of the City Council as a whole, as of October 12, 1995, we duly impart and kindly appoint Mr. Alan Petteruto, Mr. Kenneth Richardson, Mr. Sid Green and Ms. Ann Nagle to the Providence Review Commission, and urge the Finance Committee to submit two more appointees to this Commission.

A Resolution concerning non-compliance of the City of Providence's Residency requirement.

Whereas, The Providence Home Rule Charter of 1980, as amended, Section 1210 states "Persons not residents of the city may be appointed or

engaged for employment on the condition that within six (6) months of such appointment or engagement they shall become residents of the city"; and

Whereas, Mr. Charles Garganese, Jr., was appointed Public Administrator to the Probate Court by the Providence City Council last January 3, 1995; and

Whereas, Mr. Garganese, via communication from him dated 9/30/95 requested "a reasonable extension of time, perhaps a period of six to nine months"; and

Whereas, Mr. Garganese signed a Residency Affidavit on January 3, 1995, promising to move into the City of Providence within six months; and

Whereas, Today, approximately ten months after his appointment, Mr. Charles Garganese, Jr., still resides in the City of Cranston, hence not complying to the City of Providence Residency law;

Therefore, be it Resolved, That a special meeting

of the City Council on October 12, 1995, we, the members of this body by a majority vote do hereby affirm that Mr. Charles Garganese, Jr.'s extension be denied and his services be terminated immediately. The effective date of this dismissal will be October 13, 1995.

Respectfully,

COUNCILMAN RONALD W. ALLEN

COUNCILMAN THOMAS M. GLAVIN

COUNCILMAN JOHN H. ROLLINS

COUNCILWOMAN BALBINA A. YOUNG

COUNCILMAN JOSEPH DeLUCA

COUNCILMAN KEVIN JACKSON

COUNCILWOMAN RITA M. WILLIAMS

Received.

FROM THE CITY CLERK

The City Clerk reads the following Warrant with the City Sergeant's Return endorsed thereon, certifying that he did notify the Members of the City Council of the Special Meeting to be held on Thursday, October 12, 1995, at 6:00 o'clock P.M. (EDT) by personally delivering a copy of the Warrant on October 10, 1995.

October 6, 1995

TO RALPH GUGLIELMINO,
CITY SERGEANT:

Whereas, Members of the City Council have, pursuant to Sections 406 of the Providence Home Rule Charter of 1980, requested the City Clerk, in writing, to call a Special Meeting of the City

Council to be held on the 12th day of October A.D., 1995, at 6:00 o'clock P.M. (E.D.T.) for the purpose of Enacting the following:

Resolution concerning appointments to the Providence Review Commission.

Resolution concerning non-compliance of the City of Providence's Residency requirements.

You are therefore, hereby commanded and required to summon each Member of the City Council to that Special Meeting, as Called.

Hereof, Fail not, and make true return of this Warrant, with your doings thereon.

Given under my hand and Official Seal of the City of Providence, State of Rhode

Island, and Providence Plantations this 6th Day of October, A.D., 1995.

MICHAEL R. CLEMENT
City Clerk

I, Ralph Guglielmino, City Sergeant, do hereby certify that I have notified each Member of the City Council of the Special Meeting scheduled to be held on Thursday, October 12, 1995, at 6:00 o'clock P.M. (E.D.T.) in the Chamber of the City Council, City Hall, Providence, in accordance with the subject warrant by delivering to each member, a copy thereof.

RALPH GUGLIELMINO
City Sergeant, October 7, 1995

Received.

PRESENTATION OF RESOLUTIONS

COUNCILMAN ALLEN, COUNCILMAN DeLUCA, COUNCILMAN GLAVIN, COUNCILMAN JACKSON, COUNCILMAN ROLLINS, COUNCILWOMAN WILLIAMS and COUNCILWOMAN YOUNG:

Resolution concerning appointments to the Providence Review Commission.

COUNCILMAN ALLEN moves that the Resolution be amended in the fourth paragraph by inserting the following:

"That in accordance with Rule 21 of the Rules of the Providence City Council entitled: DISCHARGE OF COMMITTEE "The City Council, by a majority vote of all members present, may discharge a committee from further consideration of any matter referred to said committee".

This motion is seconded by COUNCILMAN GLAVIN.

COUNCILMAN ALLEN moves that the Resolution be Read and Passed, as Amended.

This motion being seconded by COUNCILMAN DeLUCA, is put to vote and Not Passed, by the following Roll Call Vote:

Ayes: Councilmen Allen, DeLuca, Glavin, Jackson, Councilwomen Williams and Young—6.

Noes: Council President Pro Tempore Fagnoli, Councilmen Clarkin, Igliozzi, Mancini, Councilwoman Nolan and Councilman Rollins—6.

Absent: Council President Petrosinelli, Councilwoman DiRuzzo and Councilman Lombardi—3.

The motion for Passage, as Amended, Fails due to a Tie Vote.

Resolution concerning non compliance of the City of Providence Residency Requirement.

COUNCILMAN ALLEN moves that the Resolution be amended in the fourth paragraph by inserting the following:

“That in accordance with Rule 21 of the Rules of the Providence City Council entitled: DISCHARGE OF COMMITTEE “The City Council, by a majority vote of all members present, may discharge a committee from further consideration of any matter referred to said committee”.

This motion is seconded by COUNCILMAN GLAVIN.

COUNCILMAN ALLEN thereupon moves that the Resolution be Read and Passed, as amended.

This motion being seconded by COUNCILMAN GLAVIN, is put to vote and Not Passed, by the following Roll Call Vote:

Ayes: Councilmen Allen, DeLuca, Glavin, Jackson, Councilwomen Williams and Young—6.

Noes: Council President Pro Tempore Fargnoli, Councilmen Clarkin, Igliazzi, Mancini, Councilwoman Nolan and Councilman Rollins—6.

Absent: Council President Petrosinelli, Councilwoman DiRuzzo and Councilman Lombardi—3.

The motion for Passage, as Amended, Fails due to a Tie Vote.

ADJOURNMENT

There being no further business, on motion of COUNCILMAN IGLIOZZI, seconded by COUNCILMAN MANCINI, the City Council adjourns at 7:15 o'clock P.M. (E.D.T.).

Michael R. Clement

City Clerk





October 12]

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