

**CITY OF PROVIDENCE
RHODE ISLAND**



IN CITY COUNCIL

AUG 7 1975

APPROVED:

William Vespia
Clerk

CITY COUNCIL

JOURNAL OF PROCEEDINGS

No. 18 City Council Regular Meeting, Thursday, July 3, 1975 8:00 P.M. (EDT)

**PRESIDING
COUNCIL PRESIDENT
ROBERT J. HAXTON**

ROLL CALL

Present: Council President Haxton and Councilmen Addison, Ahern, Almagno, Bradshaw, Councilwoman Brassil, Councilmen Cirelli, Cola, Crowley, Fargnoli, Flynn, Garan, Gorodetsky, Henries, Johnson, Lynch, Mansolillo, McKiernan, Merola, Pearlman, Petrosinelli, Salvatore, Stravato, Tomasso, Turchetta, and Xavier—26.

Absent: None.

VETOES BY HIS HONOR THE MAYOR

Communication, dated June 30, 1975 Informing the City Council of his Disapproval and Vetoes of the following:

An Ordinance Making Appropriation of Ninety Three Million, Eight Hundred Four Thousand, One Hundred Twelve Dollars (\$93,804,112.00) for the Support of the City Government for the Fiscal Year Ending June 30, 1976, as Amended.

An Ordinance Establishing the Classes of Positions, the Maximum Number of Employees and the Number of Employees in Certain Classes in the City Departments and Repealing Ordinance Chapter 1974-55 Approved December 20, 1974, as Amended.

An Ordinance Establishing a Compensation Plan for the City of Providence and Repealing Chapter 1974-54, Approved December 20, 1974, as Amended.

With the power granted to me as Mayor under the Charter of the City of Providence, I am this day vetoing the appropriation ordinance, the personnel ordinance, and the classification Ordinance as amended and passed by the Providence City Council and submitted to me for approval. I do so for the following reasons:

First, because this proposed budget does not contain sufficient funding for the contractual obligations which the present leadership of the City Council and the former Mayor entered into prior to my taking office; obligations which begin on July 1, 1975 and which add substantially to the personnel costs for the majority of the city employees.

Second, because this proposed budget does not take into account an 11 per cent annual inflation rate which will add significant amounts to ordinary and necessary purchases of line items.

Third, because this proposed budget includes the politically motivated elimination of important directorships, such as finance director, commissioner of public safety, and both the director and the deputy director of the Bureau of Vital Statistics; while at the same time creating a totally unnecessary post of administrative assistant to the City Council, at a cost to the taxpayers of \$12,000 per annum.

Fourth, because this proposed budget includes the circumvention of the functions of the office of the city assessor stipulated by State law. The City Council has utilized for its own purposes erroneous assessments to arrive at a \$55.50 tax rate. It has not taken into account the proven 90 per cent collection rate which has clearly been the norm for the previous three years in the City of Providence, and has used instead a collection rate of 100 per cent, which is obviously foolishly utopian and fiscally irresponsible. Moreover, it has not acted in accordance with its own levy ordinance by which the city assessor assesses and apportions (sets the tax rate) the tax to the taxpayer.

Fifth, because this proposed budget includes a revenue item for \$500,000 as surplus to be created from the Item 0 account by a freeze on hiring of employees necessary to the full efficiency of this administration.

I take this action as Mayor to underline my belief in responsible and responsive government.

Vincent A. Cianci, Jr.
June 30, 1975

COUNCILMAN LYNCH moves to Override the Mayor's Veto On "An Ordinance Making Appropriation of Ninety Three Million, Eight

INVOCATION

The Invocation is given by COUNCILMAN
VINCENT J. CIRELLI.

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

COUNCILMAN HARRY A. JOHNSON leads
the Members of the City Council and the As-
semblage in the Pledge of Allegiance to the Flag
of the United States of America.

APPROVAL OF RECORD

The Journal of Proceedings No. 15 of the
Regular Meeting of the City Council held Tues-
day, June 24, 1975 and Posted June 27, 1975,
on the Bulletin Board located on the ground
floor of the City Hall, is approved as printed,
on motion of COUNCILMAN LYNCH, seconded
by COUNCILMAN ADDISON.

Hundred Four Thousand, One Hundred Twelve Dollars (\$93,804,112.00) for the Support of the City Government for the Fiscal Year Ending June 30, 1976, as Amended.

This Motion being seconded by COUNCILMAN GARAN, is Put to Vote and Not Passed, by the following Roll Call Vote, Two-Thirds of all the Members of the City Council Did Not Vote in Favor of Passage, Thereof, to Override the Mayor's Veto, Accordingly, the Veto by the Mayor, is Sustained.

Ayes: Council President Haxton and Councilmen Addison, Ahern, Councilwoman Brassil, Councilmen Cirelli, Crowley, Fagnoli, Flynn, Garan, Johnson, Lynch, McKiernan, Merola, Stravato, and Xavier—15.

Noes: Councilmen Almagno, Bradshaw, Cola, Gorodetsky, Henries, Mansolillo, Pearlman, Petrosinelli, Salvatore, Tomasso, and Turchetta—11.

Absent: None.

An Ordinance Establishing the Classes of Positions, the Maximum Number of Employees and the Number of Employees in Certain Classes in the City Departments and Repealing Ordinance Chapter 1974-55 Approved December 20, 1974, as Amended.

An Ordinance Establishing a Compensation Plan for the City of Providence and Repealing Chapter 1974-54, Approved December 20, 1974, as Amended.

COUNCILMAN LYNCH moves that the Two Ordinances be Received.

This Motion being seconded by COUNCILMAN ADDISON, is Put to Vote and Passed.

PRESENTATION OF RESOLUTIONS

COUNCILMAN COLA (By Request):

Resolution Requesting the Director of Public Works to cause Rowley and Gage Streets and Ortoleva Drive to be Paved and Curbed.

Referred to Committee on Public Works, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN GARAN.

COUNCILMAN FLYNN and COUNCILMAN McKIERNAN:

Resolution Requesting the City Collector to Report to the City Council the Total Sum of Taxes Due and Uncollected on all Motor Vehicles Registered and Garaged in the City of Providence.

Resolved, That the City Collector is requested to submit to the City Council, a report in writ-

ing, on the total sum of taxes due and uncollected on all Motor Vehicles registered and garaged during the greater portion of one fiscal year, in the City of Providence.

Read and Passed, on motion of COUNCILMAN LYNCH, seconded by COUNCILMEN FLYNN, GARAN, and McKIERNAN.

Resolution Requesting the Director of Public Works to Cause those portions of the Intersection of Atwells Avenue and Dean Street to be Resurfaced.

Resolved, That the Director of Public Works is requested to cause those portions of the intersection of Atwells Avenue and Dean Street, which are in a state of disrepair, to be resurfaced.

Read and Passed, on motion of COUNCILMAN LYNCH, seconded by COUNCILMEN GARAN, MEROLA, and TURCHETTA.
COUNCILMAN MEROLA and COUNCILMAN TURCHETTA (By Request):

REPORT FROM COMMITTEE

COUNCILMAN LOUIS R. STRAVATO, Chairman
COMMITTEE ON CLAIMS AND PENDING SUITS

Transmits the following with Recommendation
the Same be Severally Approved:

Certificates from the City Assessor 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 Rhode Island, 1956, as Amended, as follows:

95-L, Page 1 to 26, Inclusive;
97-L, Page 1 to 26, Inclusive;
98-L, Page 1 to 26, Inclusive;
99-L, Page 1 to 26, Inclusive;
1-M, Page 1 to 17, Inclusive;
2-M, Page 1 to 26, Inclusive;
5-M, Page 1 to 3, Inclusive;
6-M, Page 1 to 3, Inclusive;

7-M, Page 1 to 5, Inclusive;
8-M, Page 1 to 27, Inclusive;
9-M, Page 1 to 26, Inclusive;
10-M, Page 1 to 26, Inclusive;
12-M, Page 1 to 34, Inclusive;
13-M, Page 1 to 15, Inclusive;
14-M, Page 1 to 3, Inclusive;
16-M, Page 1 to 24, Inclusive;
17-M, Page 1 to 11, Inclusive;
18-M, Page 1 to 7, Inclusive;
19-M, Page 1 to 7, Inclusive;
22-M, Page 1 to 4, Inclusive; and
23-M, Page 1 to 5, Inclusive.

Severally Cancelled, on motion of COUNCILMAN LYNCH, seconded by COUNCILMEN GARAN and TOMASSO, by the following Roll Call Vote:

Ayes: Council President Haxton and Councilmen Addison, Ahern, Almagno, Bradshaw, Councilwoman Brassil, Councilmen Cirelli, Cola, Crowley, Fagnoli, Flynn, Garan, Goro-

detsky, Henries, Johnson, Lynch, Mansolillo, McKiernan, Merola, Pearlman, Petrosinelli, Salvatore, Stravato, Tomasso, Turchetta, and Xavier —26.

Noes: None.

Absent: None.

COMMUNICATION

FROM RECORDER OF DEEDS:

Communication, dated June 27, 1975, Addressed to His Honor the Mayor and the Honorable Members of the City Council, Informing of her Appointment of Mary A. Bertoldi, of Providence, as Deputy Recorder of Deeds.

Received.

REPORT

FROM CITY CONTROLLER:

Monthly Statement of Capital, General and School Funds for the Eleven Months Ended May 31, 1975.

Received.

PETITION

COUNCILMAN LYNCH, COUNCILMAN ADDISON and COUNCILMAN GARAN (By Request):

Petition of the Providence Redevelopment Agency to Abandon as a Public Highway, Wins-

low Street, Winslow Place and Alley E, located in the Weybosset Hill Project R. I., R-7 Area.

Referred to Committee on Public Works, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN GARAN.

FROM THE CLERK'S DESK

Petitions for Compensation for Injuries and Damages, viz:

Allstate Insurance Co. as subrogee of William J. Read, Jr.

William P. Beattie

Michael Carvalho

Almas Egavian

Marilyn S. Folco

Sandra and Abraham Nathanson

Joseph Madonna d/b/a Madonna & Sons

Angelo Santucci

Roberta J. Scholdan

Severally Referred to Committee on Claims and Pending Suits, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN GARAN.

PRESENTATION OF RESOLUTION

(In Memoriam)

COUNCILMAN BRADSHAW and COUNCILMAN PEARLMAN:

Resolution of Sympathy upon the Passing of J. Benjamin Nevin, formerly a Member of the City Council of Providence.

Whereas, Death has taken J. Benjamin Nevin, a former Member of the Common Council, from the Second Ward during January 4, 1937 to January 6, 1941, and of the City Council from January 6, 1941, to January 4, 1943, and

Whereas, The distinguished Councilman, during his tenure as such, served with distinction and note and concluded his official status with the City of Providence, as a Member of the Board of Tax Assessment and Review, and

Whereas, "Ben" Nevin's development of various choice real estate parcels, mostly in the East Side of Providence and the Cowesett section of Warwick, stand as a monument to his foresightedness in the development of the residential areas of those two cities,

Now, Therefore, *Be It Resolved*, That in the

passing of J. Benjamin Nevin, His Honor Mayor Vincent A. Cianci, Jr., joins with the Members of the City Council in expressing their heartfelt sympathy in his loss, and

Be It Further Resolved, That the City Clerk is directed to cause a duly engrossed copy of this Resolution to be transmitted to his bereaved wife, Margaret Worthington Nevin.

Read and Passed, by a Unanimous Rising Vote, on motion of COUNCILMAN LYNCH, seconded by COUNCILMEN BRADSHAW, GARAN and PEARLMAN.

MATTERS NOT APPEARING ON THE PRINTED DOCKET

On motion of COUNCILMAN LYNCH, seconded by COUNCILMAN GARAN, it is Voted to Suspend Rule 16 of the Rules of the City Council in Order to Allow the Introduction of the following Matters Not Appearing on the Printed Docket:

An Ordinance Amending the Appropriation Ordinance Chapter 1974-19, Approved June 19, 1974 by Appropriating the Sum of One Million, Fifty Four Thousand, Five Hundred Eight Dollars (\$1,054,508.00) to Item 0, Various Departments (Laborers Contract).

of Positions, the Maximum Number of Employees and the Number of Employees in Certain Classes in the City Departments".

An Ordinance Establishing a Compensation Plan for the City of Providence and Repealing Chapter 1974-54, Approved December 20, 1975.

An Ordinance Amending Section 17 of Chapter 1974-55 Approved December 20, 1974 Entitled: "An Ordinance Establishing the Classes

COUNCILMAN LYNCH moves the Several Ordinances be Referred to the Committee on Finance.

This Motion is seconded by COUNCILMAN GARAN.

COUNCILMAN GORODETSKY moves the Several Ordinances be Passed the First Time and Referred to the Committee on Finance.

This Motion is seconded by COUNCILMEN BRADSHAW, PETROSINELLI, and TOMASSO.

The Motion to Refer to Committee on Finance, having precedence over the Main Motion to Pass the First Time and Refer to Committee

on Finance, is Put to Vote and Passed, by the following Roll Call Vote:

Ayes: Council President Haxton and Councilmen Addison, Ahern, Councilwoman Brassil, Councilmen Cirelli, Crowley, Fagnoli, Flynn, Garan, Lynch, McKiernan, Merola, Stravato, and Xavier—14.

Noes: Councilmen Almagno, Bradshaw, Cola, Gorodetsky, Henries, Pearlman, Petrosinelli, Salvatore, Tomasso, and Turchetta—11.

Absent: Councilman Johnson—1.

REPORT FROM COMMITTEE

COUNCILMAN PHILIP F. ADDISON, JR., Chairman

COMMITTEE ON PUBLIC WELFARE

Transmits the following with Recommendation
the Same be Adopted:

Resolution Authorizing His Honor the Mayor on behalf of the City to Accept Title to Locust Grove Cemetery, from the Locust Grove Association, as Amended.

Whereas, Under 45-5-12 of the Rhode Island General Laws the City Council is authorized to take possession of neglected burial grounds; and

Whereas, Locust Grove Cemetery located in the City of Providence is neglected, in a state of general disrepair, is subject to constant vandalism, and is a hazard to the welfare of the community; and

Whereas, The Locust Grove Cemetery Association, the present owner of Locust Grove Cemetery is desirous of transferring the cemetery and all funds in their possession to the City;

Now, Therefore, Be It Resolved by the City Council of the City of Providence:

1. That the Mayor, on behalf of the City is authorized to accept title to Locust Grove Cemetery from the Locust Grove Cemetery Association;

2. That the Locust Grove Cemetery will be

subject to care and maintainance of the Board of Park Commissioners;

3. That the City Council will take and manage in trust the funds now in the possession of the Locust Grove Cemetery Association and the commissioners of North Burial Ground are hereby authorized to draw upon the principal and interest of said funds for the purpose of maintaining and improving said cemetery.

4. That this resolution shall take effect immediately.

Read and Passed, on motion of **COUNCILMAN LYNCH**, seconded by **COUNCILMEN MANSO-LILLO** and **TOMASSO**.

The following is Recommended Be Received:

Communication dated June 18, 1975, Informing the Honorable City Council of His Appointment of Sister Mary Dominica Woodcock, Effective July 11, 1975, as a Member of the Housing Authority of the City of Providence, Rhode Island, for the Ensuing Term Ending July 10, 1980.

Received, on motion of **COUNCILMAN**

LYNCH, seconded by **COUNCILMAN ADDISON**.

The following is Recommended for Disapproval:

Communication dated June 18, 1975, Informing the Honorable City Council of His Appointment of Mrs. Charlotte Von Breton, as a Member of the Providence Civic Center Authority for the Ensuing Term Ending May, 1978.

Communication Read and Appointment Disapproved, on motion of **COUNCILMAN LYNCH**, seconded by **COUNCILMAN GARAN**, by the following Roll Call Vote:

Ayes: Council President Haxton and Councilmen Addison, Ahern, Councilwoman Brassil, Councilmen Cirelli, Crowley, Fagnoli, Flynn, Garan, Lynch, McKiernan, Merola, Stravato, and Xavier—14.

Noes: Councilmen Almagno, Bradshaw, Cola, Gorodetsky, Mansolillo, Pearlman, Petrosinelli, Salvatore, Tomasso, and Turchetta—10.

Absent: Councilmen Henries and Johnson—2.

PETITIONS

COUNCILMAN TURCHETTA and **COUNCILMAN MEROLA** (By Request):

Petition of Edward B. Zanfagna, President of the Federal Hill Little League, that a Snack Bar be Constructed for its Women's Aukiliary at Dexter Training Ground.

Referred to Committee on Public Welfare, on motion of **COUNCILMAN LYNCH**, seconded by **COUNCILMAN GARAN**.

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Petition of Stanley F. Miller, et als. that School Street, from Harris Avenue to Valley Street, be Paved.

Referred to Committee on Public Works, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN GARAN.

RULE SUSPENSION

COUNCILMAN GORODETSKY moves to Suspend Rule 2 of the Rules of the City Council in order to Allow the City Council to meet on a day other than provided in said Rule 2, namely Thursday, July 17, 1975 at 8:00 o'clock P.M. (EDT).

This Motion being seconded by COUNCILMAN TOMASSO, is Put to Vote and Not Passed, by a Division Vote of Fourteen (14) Opposed and Ten (10) in Favor.

ADJOURNMENT

There being no further business, on motion of COUNCILMAN LYNCH, seconded by COUNCILMEN ADDISON, FLYNN, GARAN and MEROLA, the City Council adjourns at 9:50 o'clock P.M. (EDT) to meet at the Call of the Chair.

Vincent Vapira

City Clerk

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**CITY OF PROVIDENCE
RHODE ISLAND**



IN CITY COUNCIL

AUG 7 1975

APPROVED:

Ernest V. Capria
Clerk

CITY COUNCIL

JOURNAL OF PROCEEDINGS

No. 18 City Council Regular Meeting, Thursday, July 3, 1975 8:00 P.M. (EDT)

PRESIDING

COUNCIL PRESIDENT

ROBERT J. HAXTON

ROLL CALL

Present: Council President Haxton and Councilmen Addison, Ahern, Almagno, Bradshaw, Councilwoman Brassil, Councilmen Cirelli, Cola, Crowley, Fagnoli, Flynn, Garan, Gorodetsky, Henries, Johnson, Lynch, Mansolillo, McKiernan, Merola, Pearlman, Petrosinelli, Salvatore, Stravato, Tomasso, Turchetta, and Xavier—26.

Absent: None.