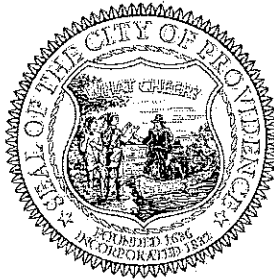


CITY OF PROVIDENCE RHODE ISLAND



CITY COUNCIL JOURNAL OF PROCEEDINGS

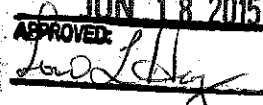
No. 15 City Council Regular Council Meeting, Thursday, June 4, 2015, 7:00 o'clock P.M.

**PRESIDING
COUNCIL PRESIDENT
LUIS A. APONTE**

CALL TO ORDER

**PRESENT: COUNCIL PRESIDENT APONTE, COUNCILWOMAN CASTILLO,
COUNCILMAN CORREIA, COUNCILWOMAN HARRIS,
COUNCILMAN HASSETT, COUNCILMAN IGLIOZZI, COUNCILMAN JACKSON,
COUNCILMAN JENNINGS, COUNCILWOMAN MATOS,
COUNCILMAN NARDUCCI, COUNCILMAN PRINCIPE,
COUNCILWOMAN RYAN, COUNCILMAN SALVATORE,
COUNCILMAN YURDIN, COUNCILMAN ZURIER – 15.**

**ALSO PRESENT: LORI L. HAGEN, CITY CLERK, SHERI A. PETRONIO,
ASSISTANT CLERK, TINA MASTROIANNI, ASSISTANT CLERK AND JEFFREY
DANA, CITY SOLICITOR**

IN CITY COUNCIL
JUN 18 2015
APPROVED:  **CLERK**

ROLL CALL

INVOCATION

The Invocation is given by **COUNCILMAN NICHOLAS J. NARDUCCI, JR.**

"Lord, I ask today with the upcoming summer that you watch over our city. Last weekend we had a lot gun violence in our great City of Providence. I ask that you bless and watch over the men and women of our Providence Police Department and the innocent and safe people of the City of Providence. In ending, I would like to send a blessing out to Councilwoman Mary K. Harris after a terrific night of an experience that she had tonight, and may you learn to hide a key somewhere where you can find it. Thank you."

PLEDGE OF ALLEGIANCE

COUNCILMAN BRYAN PRINCIPE Leads the Members of the City Council and the Assemblage in the Pledge of Allegiance to the Flag of the United States of America.

APPROVAL OF MINUTES

Journal of Proceedings No. 14 of the Regular Meeting of the City Council held May 21, 2015, are approved as printed, on Motion of **COUNCILMAN JACKSON**, Seconded by **COUNCILMAN CORREIA**.

IN CITY COUNCIL

CLERK

APPOINTMENT BY HIS HONOR THE MAYOR

Communication from His Honor the Mayor, dated May 26, 2015, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1102 of the Providence Home Rule Charter of 1980, As Amended and Public Law, Chapter 45-50, Sections 1 through 31 passed in 1987, he is this day appointing Charles C. Newton of 45 Larch Street, Providence, Rhode Island 02906, as a member of the Board of Licenses for a term ending on January 31, 2017, and respectfully submits the same for your approval. (Mr. Newton replaces Chairman of the Board of Licenses, Reverend Jeffrey Williams who has resigned.)

COUNCIL PRESIDENT APONTE Refers the Communication to the Committee on Finance.

| | |
|----------------|----------------------|
| RESULT: | REFERRED |
| TO: | Committee on Finance |

ORDINANCE SECOND READING

The Following Ordinance was in City Council May 21, 2015, Read and Passed the First Time and is Returned for Passage the Second Time:

COUNCILMAN PRINCIPE, (By Request):

An Ordinance Approving and Adopting the Port Redevelopment Plan, dated January 2015 and Amending in its entirety the prior Port of Providence Redevelopment Plan.

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

WHEREAS, The Providence Redevelopment Agency is authorized, within a redevelopment area, to purchase, lease, obtain an option upon, acquire by gift, grant, bequest, devise, or otherwise, any real or personal property, or any estate or interest in it, together with any improvements on it; to acquire by the exercise of the power of eminent domain any real property or any estate or interest in it, although temporarily not required to achieve the purposes of the Redevelopment Act; to clear, demolish, or remove any and all buildings, structures, or other improvements from any real property so acquired; to rehabilitate or otherwise improve any or all substandard buildings, structures, or other improvements; to insure or provide for the insurance of any real or personal property or operations of the agency against risk or hazard; and to rent, maintain, rehabilitate, improve, manage, operate, repair, and clear the property; and

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

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

WHEREAS, Port Redevelopment Project Area, (hereinafter the "Project Area"), as described in the Port Redevelopment Plan (hereinafter the "Redevelopment Plan"), are within the geographic boundaries of Redevelopment Area 4, as defined in the Providence Code of Ordinances, Chapter 20 "Redevelopment Areas," Section 20-2 and as reaffirmed by the City Council through Resolution 143, approved March 25, 2008; and

WHEREAS, The City Council desires to provide for the redevelopment of the Project Area in accordance with the Redevelopment Act; and

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

1. The Project Area (as herein more specifically described and delineated) evidence the following conditions as more specifically set forth in the Redevelopment Plan: Unsuitable soil conditions; the necessity of unduly expensive excavation and fill; the necessity of undertaking unduly expensive measures for the drainage of the area, prevention of flooding and to make the area appropriate for sound development; obsolete, inappropriate, or otherwise faulty platting or subdivision; deterioration of site improvements, inadequacy of utilities, diversity of ownership of plots; defective or inadequate street and lot layout; the existence of dilapidated, deteriorating and obsolete buildings and improvements; mixed character and deterioration of uses of buildings and improvements.

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

3. The City Council of the City of Providence hereby finds that the Project Area is adversely impacted by the presence of hazardous materials, as defined in Section 23-19.14-2, which impairs the use, reuse or redevelopment of impacted sites, as more specifically set forth in the Redevelopment Plan

4. The City Council of the City of Providence hereby finds that because the Project Area is an "arrested blighted area" and a "deteriorated blighted area" and because of the aforesaid impact of hazardous materials, the area is a "blighted and substandard area" as that term is defined in Section 45-31-8(3).

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

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

7. The source of funds for carrying out the Redevelopment Plan shall be Economic Development Administration Grant funds in the estimated amount of \$3,000,000 and revenue bond funds issued through the Redevelopment Agency in the estimated amount of \$10,000,000, not to exceed the amount supported through lease and/or lease purchase revenue, and the Redevelopment Plan does not call for the additional expenditure of funds by the community.

8. The Redevelopment Plan results in changes to streets as indicated in the Redevelopment Plan and the City Council hereby authorizes these proceeding in conjunction with the adoption of the Redevelopment Plan.

9. The Redevelopment Plan contains adequate provisions for payment for property acquired by negotiation or by eminent domain as provided by law.

10. The Redevelopment Plan provides for financial aid from the federal government and the City Council of the City of Providence hereby finds that the provision of the federal funds is necessary to enable the land in the Project Area to be developed in accordance with the Redevelopment Plan, as without such funding there are not sufficient funds available to the City at this time to implement the initiatives detailed in the Redevelopment Plan.

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

WHEREAS, The Redevelopment Act of 1956 provides that blighted and substandard conditions prevent the provision of critically needed standard living and working accommodations, that the retardation of housing improvement and other essential community development is a direct and immediate result of blighted and substandard areas, and that redevelopment may include rehabilitation and improvement for residential, recreational, commercial, industrial, institutional, pubic and other purposes; and

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

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

WHEREAS, The Redevelopment Plan proposes to address blighted and substandard conditions in part through the limited use of eminent domain powers in the event that the properties in question are not acquired through consensual negotiation; and

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

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

WHEREAS, The redevelopment activities proposed in the Redevelopment Plan to alleviate blighted and substandard conditions pertaining to the use of eminent domain may be seen as employing resources that would have the effect of creating economic and other opportunities which foster the generation of marketable goods and services; and

WHEREAS, The City Council, in all due caution, recognizes that the eminent domain proceedings detailed in the Redevelopment Plan may be seen as having a dual purpose of redevelopment and economic development and thus could fall under the purview of the Protection Act; and

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

1. The Protection Act specifically exempts local redevelopment agencies from the provisions of the act, with the exception of subsection 42-64.12-17(c), which requires the approval of the City Council of any eminent domain proceedings for economic development purposes.

2. The Protection Act recognizes that a permissible use of eminent domain power is eliminating an identifiable public harm and/or correcting conditions adversely affecting public health, safety, morals, or welfare, including, but not limited to, the elimination and prevention of blighted and substandard areas as defined by chapter 45-31, and correcting conditions of environmental contamination that pose a significant risk to the public health.

3. The proposed exercise of eminent domain powers set forth in the Redevelopment Plan are for the purposes of addressing, alleviating, eliminating and preventing blighted and substandard conditions, as more specifically set forth in the Redevelopment Plan.

4. While the use of eminent domain power as set forth in the Redevelopment Plan may have incidental and indirect economic development benefits, such incidental and indirect benefits are recognized under the Redevelopment Act and are consistent with redevelopment activities engaged in under the Redevelopment Act.

5. The City Council concludes that approval of the proposed use of eminent domain power as set forth in the Redevelopment Plan is not required under the Protection Act because the proposed use of the eminent domain power is for purposes of redevelopment, not economic development.

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

WHEREAS, The American Recovery and Reinvestment Act of 2009, provides new financing mechanisms for local governments and allows for the establishment of Recovery Zones; and

WHEREAS, Said Recovery Zones may be created in any area designated as having significant poverty, unemployment, a high rate of home foreclosures or general distress; and

WHEREAS, The City Council of the City of Providence hereby finds that the Project Area and surrounding neighborhoods have significant poverty, unemployment, rate of home foreclosure and general distress pursuant to the requirements of the American Recovery and Reinvestment Act of 2009, as such conditions are more specifically detailed in the Redevelopment Plan.

NOW THEREFORE, be it ordained by the City of Providence:

Section 1. The City of Providence Port Redevelopment Plan, attached as Exhibit A, and incorporated herein by this reference, is adopted and approved as a redevelopment project plan of the City of Providence pursuant to chapters 31-33 of title 45 of the Rhode Island General Laws and the Redevelopment Act of 1956. The boundaries of the Port Project Area are described in the Plan as follows:

Starting at the center point of the intersection of Thurbers Avenue and I-95, thence continuing southwesterly along the center line of the I-95 right-of-way to Eddy Street, thence continuing southerly along the center line of Eddy Street to Ernest Street, thence turning easterly and continuing along the center line of Ernest Street to the center point of Allens Avenue. The boundary continues southerly along the center line of Allens Avenue and thence turning easterly and continuing along the southern boundary of Assessor's Plat 101 Lot 4 and continuing to the western boundary of Assessor's Plat 56 Lot 9, thence running southerly along the western boundaries of Assessor's Plat 56 Lots 9 and 64 to the southwestern corner of Plat 56 lot 9, thence continuing to the northwest corner of Plat 56 Lot 275 and continuing to the southwest corner of Plat 56 Lot 275; thence turning easterly and running along the southern boundary of Plat 56 Lots 275 and 326, to the southeastern corner of Plat 56 Lot 326, and thence turning northeasterly and continuing to the southwestern corner of Plat 56 Lot 329, and thence running along the southern boundary of Plat 56 lot 329 to the western boundary of Plat 56 Lot 366; thence running southeasterly along the western boundaries of Plat 56 Lots 366, 367; 364 and 288 to southwestern corner of Plat 56 Lot 288, and thence turning and running along the southern border of Plat 56 Lots 288 and 332 to the Providence Harbor Line; thence turning and running northwesterly along said Harbor Line, thence turning westerly and continuing along the northern boundary of Plat 55 Lots 16 and 9 to the northwestern corner of Plat 55 Lot 9, and thence continuing across Allens Avenue to the point and place of beginning.

The Redevelopment Plan shall be identified as the Port Redevelopment Plan, City of Providence Redevelopment Project Number 40. The Redevelopment Plan is the official redevelopment project plan for the Project Area and amends in its entirety the prior Port of Providence Redevelopment Plan.

Section 2. Port Redevelopment Plan Area is hereby established as a Recovery Zone under the American Recovery and Reinvestment Act of 2009.

Section 3. The City owned property identified as Plat 56 lots 288 & 332 shall be transferred to the Providence Redevelopment Agency as authorized under the City Charter § 416(5) and 416(8), and the Mayor is authorized to execute any and all documents necessary to effectuate said transfers and any other actions necessary to execute the Redevelopment Plan.

Section 4. The Providence Redevelopment Agency is hereby authorized to investigate the ownership of the streets and right of ways as identified in the Redevelopment Plan and the Providence Redevelopment Agency and the Mayor are hereby authorized to take such steps as are necessary and to execute any and all documents necessary to vest ownership in the Providence Redevelopment Agency.

Section 5. The Providence Redevelopment Agency is authorized to hold property acquired through the Redevelopment Plan in tax-exempt status pursuant to 45-32-40, for a period of 20 years from the date of the issuance of the bonds or such time as the bonds for the acquisition costs have been paid in their entirety, whichever is lesser.

Section 6. This Ordinance shall take effect upon passage.

Read and Passed the Second Time, on Motion of COUNCILMAN JACKSON, Seconded by COUNCILMAN CORREIA, by the following Roll Call Vote:

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| RESULT: | READ/PASSED SECOND TIME [UNANIMOUS] |
| MOVER: | Kevin Jackson, Councilman |
| SECONDER: | Michael J. Correia, Councilman |
| AYES: | Aponte, Castillo, Correia, Harris, Hassett, Jackson, Jennings, Matos, Narducci, Principe, Ryan, Salvatore, Yurdin, Zurier – 14. |
| ABSENT: | Igliazzi – 1. |

The Motion for Passage the Second Time is Sustained.

PRESENTATION OF ORDINANCES

COUNCILMAN HASSETT, COUNCILMAN PRINCIPE

An Ordinance in Amendment of Chapter 27 of the Ordinances of the City of Providence, Entitled: "The City of Providence Zoning Ordinance," Approved November 24, 2014, to Change Certain Text in Article 12, Regarding Outdoor Dining.

COUNCILMAN PRINCIPE

An Ordinance Amending Chapter 16, Section 16-129, Entitled: "False Alarm Assessment Schedule."

COUNCILMAN PRINCIPE

An Ordinance Amending Chapter 9, Section 9-94, Entitled, "Excessive Avoidable False Fire Alarm Fees."

COUNCILMAN PRINCIPE, (By Request):

An Ordinance in Amendment of Chapter 14, Article IX of the Code of Ordinances of the City of Providence, Entitled: "Peddlers and Hawkers."

COUNCILMAN JACKSON Moves to Dispense with the Reading of the foregoing matters, Seconded by COUNCILMAN CORREIA.

COUNCIL PRESIDENT APONTE Refers the Several Ordinances to the Committee on Ordinances.

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| RESULT: | REFERRED |
| TO: | Committee on Ordinances |

PRESENTATION OF RESOLUTIONS

COUNCILMAN CORREIA

Resolution Requesting the Director of Public Works to cause the overgrowth to be cut back on Manton Avenue.

RESOLVED, That the Director of Public Works is requested to cause the overgrowth to be cut back on Manton Avenue.

COUNCILMAN CORREIA

Resolution Requesting the Director of Public Works to cause the overgrowth to be cut back from 18 Imera Avenue up to 42 Imera Avenue.

RESOLVED, That the Director of Public Works is requested to cause the overgrowth to be cut back from 18 Imera Avenue up to 42 Imera Avenue.

COUNCILMAN CORREIA

Resolution Requesting the Director of Public Works to cause the Clean and Lien of the property located at 200 Amherst Street.

RESOLVED, That the Director of Public Works is requested to cause the Clean and Lien of the property located at 200 Amherst Street.

COUNCILMAN CORREIA

Resolution Requesting the Director of Public Works to cause the Clean and Lien of the vacant lot located on Manton Avenue at Solomon Street.

RESOLVED, That the Director of Public Works is requested to cause the Clean and Lien of the vacant lot located on Manton Avenue at Solomon Street.

COUNCILMAN JACKSON Moves to Dispense with the Reading of the foregoing matters and Moves Passage of the Several Resolutions, Seconded by COUNCILMAN CORREIA.

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| RESULT: | PASSED [UNANIMOUS] |
| MOVER: | Kevin Jackson, Councilman |
| SECONDER: | Michael J. Correia, Councilman |
| AYES: | Aponte, Castillo, Correia, Harris, Hassett, Jackson, Jennings, Matos, Narducci, Principe, Ryan, Salvatore, Yurdin, Zurier – 14. |
| ABSENT: | Igliozzi – 1. |

The Motion for Passage is Sustained.

COUNCILMAN HASSETT, COUNCILMAN JACKSON

Resolution Requesting the Traffic Engineer to cause the installation of "Resident Parking Only" Designated Signs, in front of 3 Collyer Street and 4 Collyer Street, inclusive of penalties for violations.

COUNCILMAN HASSETT, COUNCILMAN JACKSON

Resolution Requesting the Traffic Engineer to cause the installation of "Loud Music Prohibited" Designated Warning Signs, in the vicinity of 6 Collyer Street, inclusive of penalties for violations.

COUNCILMAN JACKSON Moves to Dispense with the Reading of the foregoing matters, Seconded by COUNCILMAN CORREIA.

COUNCIL PRESIDENT APONTE Refers the Several Resolutions to the Committee on Public Works.

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| RESULT: | REFERRED |
| TO: | Committee on Public Works |

COUNCILMAN IGLIOZZI, COUNCIL PRESIDENT APONTE, COUNCILMAN JACKSON, COUNCILWOMAN CASTILLO, COUNCILMAN CORREIA, COUNCILWOMAN HARRIS, COUNCILMAN HASSETT, COUNCILMAN JENNINGS, COUNCILWOMAN MATOS, COUNCILMAN NARDUCCI, COUNCILMAN PRINCIPE, COUNCILWOMAN RYAN, COUNCILMAN SALVATORE, COUNCILMAN ZURIER

Resolution Requesting the Superintendent of Parks to name the Candace Street Park, the Joseph P. Hassett, Sr. Park.

COUNCIL PRESIDENT APONTE Refers the Resolution to the Committee on Urban Redevelopment, Renewal and Planning.

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| RESULT: | REFERRED |
| TO: | Committee on Urban Redevelopment, Renewal and Planning |

COUNCILWOMAN RYAN

Resolution Requesting the Department of Public Works to study and address sewer conditions on Lakewood Avenue and Callan Street.

COUNCIL PRESIDENT APONTE Refers the Resolution to the Committee on Public Works.

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| RESULT: | REFERRED |
| TO: | Committee on Public Works |

COUNCILMAN SALVATORE, COUNCIL PRESIDENT APONTE, COUNCILWOMAN CASTILLO, COUNCILMAN CORREIA, COUNCILWOMAN HARRIS, COUNCILMAN HASSETT, COUNCILMAN IGLIOZZI, COUNCILMAN JACKSON, COUNCILMAN JENNINGS, COUNCILWOMAN MATOS, COUNCILMAN NARDUCCI, COUNCILMAN PRINCIPE, COUNCILWOMAN RYAN, COUNCILMAN YURDIN, COUNCILMAN ZURIER

Resolution Requesting an Audit to ensure the proper enforcement of Article X, Section 21-182 of the Providence Code of Ordinances.

WHEREAS, On November 21st, 2013, the Providence City Council passed Ordinance #2013-553, an ordinance in amendment of Article X, Section 21-182, "Property Tax Classification," of the Code of Ordinances to eliminate the so-called, "Welcome to Providence" tax penalty; and

WHEREAS, The ordinance was designed to ensure that new residents purchasing homes in Providence would be taxed at the lower, owner-occupied property tax rate, where applicable, immediately upon transfer of ownership; and

WHEREAS, This ordinance took effect on July 1st, 2014, the first day of the 2015 Fiscal Year; and

WHEREAS, However, despite its passage and adoption, many new residents who meet the criteria of the ordinance have contacted members of the City Council to report that their properties were not taxed at the lower, owner-occupied rate or that they did not receive the lower tax rate until long after the transfer of ownership; and

WHEREAS, As public servants and elected representatives of the people of Providence, the Providence City Council has an obligation to ensure that city laws are properly enforced and applied.

NOW, THEREFORE, BE IT RESOLVED, That the City Council of the City of Providence does hereby request that the Tax Assessor enforce Article X, Section 21-182, of the Code of Ordinances, entitled, "Property Tax Classification," including subsection (f), which states,

"(f) Upon purchase of a residence, a homeowner may apply for a type (a) owner occupied real estate tax rate effective as of the date of purchase for the current tax year, notwithstanding the fact that the applicant did not own the property as of December 31 of the prior year. The exemption will be granted pro rata for the number of days the applicant owns the property during the fiscal year in which the home is purchased."

BE IT FURTHER RESOLVED, That the Internal Auditor shall conduct an audit of all property owners eligible for the owner-occupied property tax rate as defined in Article X, Section 21-182 (f) since July 1, 2014 to determine if their properties were taxed at the appropriate rate. The results of this audit shall be reported to the City Council and the Tax Assessor no later than August 1, 2015.

BE IT FURTHER RESOLVED, That, upon completion of said audit, the City Council may authorize the Tax Assessor to reimburse or credit any property owners who paid property taxes in excess of what was stipulated in Article X, Section 21-182.

BE IT FURTHER RESOLVED, That upon passage, a copy of this resolution be delivered to the Tax Assessor, the Director of Finance, and the Internal Auditor.

Read and Passed, on Motion of COUNCILMAN JACKSON, Seconded by COUNCILMAN CORREIA.

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| RESULT: | READ AND PASSED [UNANIMOUS] |
| MOVER: | Kevin Jackson, Councilman |
| SECONDER: | Michael J. Correia, Councilman |
| AYES: | Aponte, Castillo, Correia, Harris, Hassett, Jackson, Jennings, Matos, Narducci, Principe, Ryan, Salvatore, Yurdin, Zurier – 14. |
| ABSENT: | Igliozzi – 1. |

The Motion for Passage is Sustained.

REPORT(S) FROM COMMITTEE(S)

COMMITTEE ON ORDINANCES COUNCILMAN TERRENCE M. HASSETT, Chairman

**Transmits the Following with Recommendation the Same Be Adopted,
As Amended:**

COUNCILMAN PRINCIPE, (By Request):

An Ordinance in Amendment of Chapter 15 of the Ordinances of the City of Providence,
Entitled: "Motor Vehicles and Traffic."

**Read and Passed the First Time, on Motion of COUNCILMAN JACKSON, Seconded by
COUNCILMAN CORREIA, by the following Roll Call Vote:**

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| RESULT: | READ/PASSED FOR THE FIRST TIME [UNANIMOUS] |
| MOVER: | Kevin Jackson, Councilman |
| SECONDER: | Michael J. Correia, Councilman |
| AYES: | Aponte, Castillo, Correia, Harris, Hassett, Jackson, Jennings, Matos, Narducci, Principe, Ryan, Salvatore, Yurdin, Zurier – 14 |
| ABSENT: | Igliozi – 1. |

The Motion for Passage the First Time is Sustained.

COMMITTEE ON FINANCE COUNCILMAN JOHN J. IGLIOZZI, Chairman

**Transmits the Following with Recommendation the Same be Severally
Received:**

Communication from His Honor the Mayor, dated February 4, 2015, Informing the Honorable Members of the City Council that pursuant to Section 302(b) of the Providence Home Rule Charter of 1980, as amended and Public Law, Chapter 45-50, Sections 1 through 31 passed in 1987, he is this day appointing M. Zachary Mezera of 62 Camp Street, Providence, Rhode Island 02906, as a member of the Ethics Commission for a term to end February 5, 2019.

Communication from Council President Luis A. Aponte, Dated February 4, 2015, Informing Lori L. Hagen, City Clerk, that in accordance with Section 17-33 of the Code of Ordinances, he is hereby nominating Ms. Vanessa Crum, Esquire of 77 America Street, Providence, Rhode Island 02903, as one of three City Council appointees to the Ethics Commission. (Ms. Crum shall serve a term of two years, to expire on February 4, 2017.)

Communication from Council President Luis A. Aponte, Dated February 4, 2015, Informing Lori L. Hagen, City Clerk, that in accordance with Section 17-33 of the Code of Ordinances, he is hereby nominating Mr. Jose Batista of 133 Byfield Street, Providence, Rhode Island 02905, as one of three City Council appointees to the Ethics Commission. (Mr. Batista shall serve a term of three years, to expire on February 4, 2018.)

Communication from Council President Luis A. Aponte, dated February 19, 2015, Informing the City Clerk, that in accordance with Section 17-33 of the Code of Ordinances, he is hereby nominating Mr. Daniel E. Chaika, Esquire of 34 Elgin Street, Providence, Rhode Island 02906, to serve as one of three City Council appointees to the Ethics Commission, for a term of four years, to expire on February 4, 2019. (Mr. Chaika will replace Mr. Kas DeCarvalho, Esquire who has withdrawn his name for consideration)

Communication from His Honor the Mayor, dated February 4, 2015, Informing the Honorable Members of the City Council that pursuant to Section 302(b) of the Providence Home Rule Charter of 1980, as amended and Public Law, Chapter 45-50, Sections 1 through 31 passed in 1987, he is this day appointing Elsa Dure of 385 Westminster Street, Providence, Rhode Island 02903, as a member of the Ethics Commission for a term to end February 5, 2018.

Communication from His Honor the Mayor, dated February 4, 2015, Informing the Honorable Members of the City Council that pursuant to Section 302(b) of the Providence Home Rule Charter of 1980, as amended and Public Law, Chapter 45-50, Sections 1 through 31 passed in 1987, he is this day appointing Ethan Gyles of 76 Hillside Avenue, Providence, Rhode Island 02906, as a member of the Ethics Commission for a term to end February 5, 2017.

**COUNCILMAN JACKSON Moves to Dispense with the Reading of the foregoing matters,
Seconded by COUNCILMAN CORREIA.**

COUNCIL PRESIDENT APONTE Receives the Several Communications.

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| RESULT: RECEIVED |
|--------------------------------|

Communication from Council President Luis A. Aponte, Dated February 4, 2015, Informing Lori L. Hagen, City Clerk, that in accordance with Section 17-33 of the Code of Ordinances, he is hereby nominating Mr. Kas DeCarvalho, Esquire of 317 Iron Horse Way, Providence, Rhode Island 02908, as one of three City Council appointees to the Ethics Commission. (Mr. DeCarvalho shall serve a term of four years, to expire on February 4, 2019.)

COUNCILMAN JACKSON Moves to Accept the Request to Withdraw the foregoing Communication, Seconded by COUNCILMAN CORREIA.

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| RESULT: | WITHDRAWN [UNANIMOUS] |
| MOVER: | Kevin Jackson, Councilman |
| SECONDER: | Michael J. Correia, Councilman |
| AYES: | Aponte, Castillo, Correia, Harris, Hasseft, Jackson, Jennings, Matos, Narducci, Principe, Ryan, Salvatore, Yurdin, Zurier – 14. |
| ABSENT: | Igliozi – 1. |

**COMMITTEE ON URBAN REDEVELOPMENT,
RENEWAL AND PLANNING
COUNCILWOMAN SABINA MATOS, Chairwoman**

Transmits the Following with Recommendation the Same Be Approved:

COUNCILWOMAN CASTILLO

Resolution Requesting Hancock Street be renamed Ogando Street, in Honor of Francisco Raymond Ogando.

WHEREAS, Francisco Raymond Ogando was a well-known South Side business owner and community activist who lived in the Elmwood neighborhood; and

WHEREAS, Mr. Ogando was a pillar of the Dominican community in Rhode Island who helped countless immigrants and families adjust to life in America; and

WHEREAS, In recognition of his social, political, and cultural support for the Dominican community in Providence, Mr. Ogando was named Vice Consul of the Dominican Republic in the State of Rhode Island by presidential decree in 2004; and

WHEREAS, He was instrumental to the creation of a cultural exchange program between the Community College of Rhode Island and the Dominican Republic; and

WHEREAS, For many years, Mr. Ogando's tailor shop on the South Side of Providence was a popular informal community meeting space where people from all walks of life came to discuss everything from local community issues to worldwide current events; and

WHEREAS, Mr. Ogando passed away unexpectedly five years ago; and

WHEREAS, Renaming and rededicating Hancock Street as Ogando Street in honor of Francisco Raymond Ogando would be a fitting tribute to a remarkable individual who left an indelible imprint on our community.

NOW, THEREFORE, BE IT RESOLVED, That the City Council of the City of the Providence hereby renames Hancock Street as Ogando Street in honor of Francisco Raymond Ogando.

BE IT FURTHER RESOLVED, That upon passage, copies of this resolution be sent to the family of Mr. Ogando.

COMMITTEE ON CITY PROPERTY COUNCILMAN BRYAN PRINCIPE, Chairman

Transmits the Following with Recommendation the Same Be Approved:

Resolution Authorizing His Honor the Mayor to Execute a Lease Agreement with Groundwork Providence for the City-Owned Lots Located at 433 Prairie Avenue.

COUNCILMAN JACKSON Moves to Dispense with the Reading of the foregoing matters and Moves Passage of the Several Resolutions, Seconded by COUNCILMAN CORREIA.

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| RESULT: | PASSED [UNANIMOUS] |
| MOVER: | Kevin Jackson, Councilman |
| SECONDER: | Michael J. Correia, Councilman |
| AYES: | Aponte, Castillo, Correia, Harris, Hassett, Jackson, Jennings, Matos, Narducci, Principe, Ryan, Salvatore, Yurdin, Zurier – 14. |
| ABSENT: | Igliozi – 1. |

The Motion for Passage is Sustained.

FROM THE CLERK'S DESK

Petitions for Compensation for Injuries and Damages, viz:

Carmine S. Campagnone
(Peter M. Iascone, Esquire)
Paul J. Thomas
(Timothy Williamson, Esquire)
Parish Muriel
Mariarela Delossantos
Liliana Hernandez p.p.a. Andrew Henriquez
(Ronald L. Bonin, Esquire)
Marvin Balthazar
Virginia Veiga
Maria Cordero
(Joseph J. Voccola, Esquire)
Natalie Munoz
(Dino A. Brosco, Esquire)
Ry Phou
(Dino A. Brosco, Esquire)
Ry Phou
(Dino A. Brosco, Esquire)

Anita Breault
(Charles J. Vucci, Esquire)
Marissa Weiss
(Manuel Andrews, Esquire)
Rebecca Mayo
Jasmin Rodriguez Torres
Alexandra Dean
(John S. Foley, Esquire)
Liberty Mutual
a/s/o Piers L. Curry
Curtis Briggs
Geico
a/s/o Rohit Tyagi
Louis DiManni
Lesley A. Leary
Catherine Zito
(George L. Santopietro, Esquire)

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

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| RESULT: | REFERRED |
| TO: | Committee on Claims and Pending Suits |

COMMUNICATIONS AND REPORTS

Communication from Mayor Jorge O. Elorza, submitting the Multi-Year Financial Projections Report prepared by the PFM Group.

COUNCIL PRESIDENT APONTE Refers the Communication to the Committee on Finance.

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| RESULT: | REFERRED |
| TO: | Committee on Finance |

PERSONAL EXPRESSION

COUNCILMAN ZURIER Requests the privilege of the floor to speak on a Point of Personal Expression and states:

"The PFM Report was presented by the administration at a press conference on May 21st. Page three of that report the consultant said the city as of June 30, 2014 had a negative General Fund balance of \$8.7 million dollars. This negative balance is carried forward and added to the annual budget deficits creating significant growth in the city's projected General Fund deficit through 2021. The \$8.7 million dollars is an accumulated deficit left over from the fiscal hurricane. By General Laws 45-12. 22.3, the city is required to close that within five years. When the administration came to the Finance Committee on May 27th, I asked them if they agreed if state law required us to close that deficit in two years, by 2016 rather than carrying it over like the PFM Report says. I was relieved to hear that they are and that they intend to close that deficit. Unfortunately, the PFM Report with this mistake in it remains on the city's website without any correction and it's my hope that when we get the budget done we will attend to that and ask PFM to come in because I would not want to the state to see a document from the city saying that we're intending to carry forward a deficit that we're supposed to close in the next two years. Thank you, Mr. President."

PRESENTATION OF RESOLUTIONS "IN CONGRATULATIONS"

COUNCIL PRESIDENT APONTE AND MEMBERS OF THE CITY COUNCIL

Resolution Extending Congratulations.

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

Congratulations to the following:

Michael A. Cotugno, in recognition of the celebration of his Graduation from the University of Rhode Island on May 17, 2015.

JoAnne Albino, Foster Grandparents Program, in recognition of being honored at the Federal Hill House Volunteer Luncheon for her commitment, dedication, and hard work.

Francisco Taveras, Foster Grandparents Program, in recognition of being honored at the Federal Hill House Volunteer Luncheon for his commitment, dedication, and hard work.

Margaret Bowden, Retired Seniors and Volunteer Program, in recognition of being honored at the Federal Hill House Volunteer Luncheon for her commitment, dedication, and hard work.

Karapet Emdjian, Retired Seniors and Volunteer Program, in recognition of being honored at the Federal Hill House Volunteer Luncheon for her commitment, dedication, and hard work.

Captain David Plante, Engine Company 7, Group "A", in recognition of the celebration of his retirement after 35 years of dedicated service to the Providence Fire Department.

Firefighter Marcos Figueroa, Ladder Company 7, Group "B", in recognition of the celebration of his retirement after 24 years of dedicated service to the Providence Fire Department.

Dexter Community Garden, in recognition of the celebration of their Ribbon Cutting Ceremony on June 11, 2015.

**Severally Read and Collectively Passed, on Motion of COUNCILMAN JACKSON,
Seconded by COUNCILMAN CORREIA.**

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| RESULT: | READ AND PASSED [UNANIMOUS] |
| MOVER: | Kevin Jackson, Councilman |
| SECONDER: | Michael J. Correia, Councilman |
| AYES: | Aponte, Castillo, Correia, Harris, Hassett, Jackson, Jennings, Matos, Narducci, Principe, Ryan, Salvatore, Yurdin, Zurier – 14. |
| ABSENT: | Igliozi – 1. |

The Motion for Passage is Sustained.

PRESENTATION OF RESOLUTIONS "IN MEMORIAM"

COUNCIL PRESIDENT APONTE AND MEMBERS OF THE CITY COUNCIL

Resolution Extending Sympathy.

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

Eileen R. Tramonti

**Severally Read and Collectively Passed, by a Unanimous Rising Vote, on Motion of
COUNCILMAN JACKSON, Seconded by COUNCILMAN CORREIA.**

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| RESULT: | READ AND PASSED [UNANIMOUS] |
| MOVER: | Kevin Jackson, Councilman |
| SECONDER: | Michael J. Correia, Councilman |
| AYES: | Aponte, Castillo, Correia, Harris, Hassett, Jackson, Jennings, Matos, Narducci, Principe, Ryan, Salvatore, Yurdin, Zurier – 14. |
| ABSENT: | Igliozzi – 1. |

The Motion for Passage is Sustained.

**MATTERS NOT APPEARING
ON THE PRINTED DOCKET**

On Motion of COUNCILMAN JACKSON, Seconded by COUNCILMAN CORREIA, it is voted to Suspend Rule 16(b) of the Rules of the City Council in order to allow the introduction of the following Matters not Appearing on the Printed Docket.

COUNCIL PRESIDENT APONTE, (By Request):

An Ordinance Amending Ordinance Chapter No. 295 of Chapter 2014-21 of the Providence Code of Ordinances Establishing a Tax Exemption and Tax Stabilization Plan for the South Street Landing Project.

COUNCIL PRESIDENT APONTE, (By Request):

An Ordinance Amending Ordinance No. 297 of Chapter 2014-23 of the Providence Code of Ordinances Establishing a Tax Exempt and Stabilization Plan for the South Street Parking Garage.

COUNCIL PRESIDENT APONTE

An Ordinance Amending Chapter 21, "Revenue and Finance," to add Article XVI, "Tax Stabilization for Commercial and Residential Property" for property under the authority of the I-195 Redevelopment District Commission.

COUNCIL PRESIDENT APONTE

An Ordinance Establishing the 2015 Providence Neighborhood Revitalization Act.

**COUNCILMAN JACKSON Moves to Dispense with the Reading of the foregoing matters,
Seconded by COUNCILMAN CORREIA.**

**COUNCIL PRESIDENT APONTE Refers the Several Ordinances to the Committee on
Finance.**

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| RESULT: | REFERRED |
| TO: | Committee on Finance |

COUNCILWOMAN RYAN

An Ordinance in Amendment of Chapter 27 of the Code of Ordinances of the City of Providence, Entitled: "The City of Providence Zoning Ordinance, Approved November 24, 2014, As Amended, to modify Section 1204 - Use Definitions, Regarding Group Quarters.

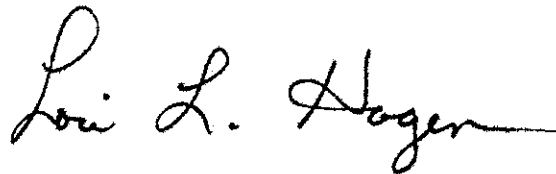
| | |
|----------------|-------------------------|
| RESULT: | REFERRED |
| TO: | Committee on Ordinances |

Communication from His Honor the Mayor, dated June 3, 2015, submitting the Community Development Block Grant Budget for Year 201-2016.

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| RESULT: | REFERRED |
| TO: | Committee on Urban Redevelopment, Renewal and Planning |

CONVENTION

There being no further business, on Motion of **COUNCILMAN JACKSON**, Seconded by **COUNCILMAN CORREIA**, it is voted to adjourn at 7:25 o'clock P.M., to meet again **MONDAY, JUNE 8, 2015 at 6:00 o'clock P.M.**

A handwritten signature in black ink, reading "Lori L. Hagen". The signature is fluid and cursive, with a long horizontal stroke at the end.

LORI L. HAGEN
CITY CLERK

**This meeting was recorded and the video may be viewed on demand via the internet.
Please visit the City Clerk web site or contact us directly for details.**

