

CITY OF PROVIDENCE  
RHODE ISLAND



CITY COUNCIL  
JOURNAL OF PROCEEDINGS

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No. 12 City Council Special Meeting, Thursday, May 11, 2006, 6:00 o'clock P.M. (E.D.T.)

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PRESIDING

ACTING COUNCIL PRESIDENT

BALBINA A. YOUNG

ROLL CALL

Present: ACTING COUNCIL PRESIDENT  
YOUNG, COUNCILMEN APONTE, BUTLER,  
DeLUCA, COUNCILWOMAN DiRUZZO, COUN-  
CILMEN HASSETT, IGLIOZZI, LUNA,  
MANCINI and COUNCILWOMAN ROMANO - 10.

Absent: COUNCIL PRESIDENT LOMBARDI,  
COUNCILMEN ALLEN, JACKSON, SEGAL and  
COUNCILWOMAN WILLIAMS - 5.

Also Present: Anna M. Stetson, City Clerk,  
Claire E. Bestwick, First Deputy City Clerk,  
Jennifer Emidy, Assistant Clerk, Adrienne G.  
Southgate, Deputy City Solicitor and Vincent  
J. Berarducci, City Sergeant.

## INVOCATION

The Invocation is given by COUNCILWOMAN CAROL A. ROMANO.

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

COUNCILMAN JOHN J. IGLIOZZI  
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

### COUNCIL PRESIDENT JOHN J. LOMBARDI

Request, filed with the City Clerk, May 8,  
2006, Requesting a Special Meeting of the  
City Council to be Called on the 11<sup>th</sup> day of

May, 2006 at 6:00 o'clock P.M. (E.D.T.), in  
the City Council Chamber, Third Floor, City  
Hall.

RECEIVED

OFFICE

FILED

May 8, 2006

Anna M. Stetson  
City Clerk  
City Hall  
Providence, RI 02903

Dear Ms. Stetson

In accordance with the Provisions of Sections 406 of the Providence Home Rule Charter of 1980, I am, this day, calling a Special Meeting of the City Council to be held on Monday, the 11<sup>th</sup> day of May 2006 at 6:00 o'clock P.M., in the City Council Chamber, Third Floor, City Hall for the purpose of acting upon the following:

**AN ORDINANCE ESTABLISHING AUTHORIZATION FOR THE CITY OF PROVIDENCE THROUGH ITS DEPARTMENT OF PLANNING AND DEVELOPMENT TO SUBMIT THE COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION, AS AMENDED.**

Respectfully,



Council President John J. Lombardi

Received.

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## WARRANT FOR SPECIAL MEETING

Warrant of the City Clerk to Vincent J. Berarducci, City Sergeant with Return Certification that he has notified each Member of the City Council of the Special

Meeting Called for the 11<sup>th</sup> day of May, 2006 at 6:00 o'clock P.M., in the City Council Chamber, Third Floor, City Hall.

TO VINCENT J. BERARDUCCI, CITY SERGEANT:

*Whereas*, Council President John J. Lombardi has, 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 11<sup>th</sup> day of May, 2006, A.D. at 6:00 o'clock P.M., in the Chamber of the City Council, Third Floor, City Hall for the purpose of Enacting the following:

**AN ORDINANCE ESTABLISHING AUTHORIZATION FOR THE CITY OF PROVIDENCE THROUGH ITS DEPARTMENT OF PLANNING AND DEVELOPMENT TO SUBMIT THE COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION, AS AMENDED.**

*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 a true return of this Warrant, with your doings thereon.

Given under my Hand and the Official Seal of the City of Providence, State of Rhode Island and Providence Plantations this 8<sup>th</sup> day of May, 2006, A.D.



Anna M. Stetson  
City Clerk

**Received.**

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## ORDINANCE SECOND READING

**The Following Ordinance was in City Council Monday, May 8, 2006, Read and Passed the First Time, As Amended and is Returned for Passage the Second Time:**

An Ordinance Establishing Authorization for the City of Providence through its Department of Planning and Development to

submit the Community Development Block Grant Application, As Amended.

*Be it ordained by the City of Providence:*

### Approved Acquisition

WBNA	<u>\$ 25,000.00</u>
<b>Total Approved Acquisition</b>	<b>\$ 25,000.00</b>

### Approved Multi Year

PEDC Section 108 Loan Payment	\$ 805,946.00
Providence Performing Arts Center	\$ 25,000.00
Sojourner House	\$ 15,066.00
Trinity Repertory Co	<u>\$ 25,000.00</u>
<b>Total Approved Multi Year</b>	<b>\$ 871,012.00</b>

### DPD Administration

Administration	\$ 1,097,976.00
Economic Development Program Delivery	\$ 204,000.00
Housing Program Delivery Costs	<u>\$ 182,000.00</u>
<b>Total DPD Administration</b>	<b>\$ 1,483,976.00</b>

### Neighborhood Investment Strategy

Charles Street	\$ 50,000.00
Elmwood Neighborhood Revitalization	\$ 72,000.00
Federal Hill Neighborhood Investment Strategy	\$ 40,000.00
Fox Point Neighborhood Investment Strategy	\$ 50,000.00
Hartford/Silver Lake	\$ 50,000.00
Mt Hope	\$ 45,000.00
Olneyville	\$ 50,000.00
Mt Pleasant/ Elmhurst Neighborhood	\$ 45,000.00
Neighborhood Markets	\$ 150,000.00
Sixth Ward Neighborhood Revitalization	\$ 75,000.00
Smith Hill Neighborhood Revitalization	\$ 50,000.00
Upper South Providence	\$ 80,000.00
<b>Total Neighborhood Investment Strategy</b>	<b>\$ 757,000.00</b>

**Non-Profit Housing**

Elmwood Foundation	\$ 119,653.00
Greater Elmwood Neighborhood Service	\$ 59,314.00
Habitat for Humanity	\$ 19,826.00
Olneyville Housing	\$ 12,194.00
Omni Development Corp	\$ 67,643.00
PPS Revolving Fund	\$ 113,259.00
Smith Hill CDC	\$ 29,706.00
SWAP	\$ 183,570.00
Washington Park Foundation, Inc.	\$ 5,894.00

West Elmwood Housing Development	\$ 43,663.00
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Woman's Development Corp	<u>\$ 15,226.00</u>
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<b>Total Non-Profit Housing</b>	<b>\$ 669,948.00</b>
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**Public Facility Improvement**

CHISPA	\$ 85,000.00
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Downtown Providence District Management Authority	\$ 40,000.00
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Aids Care Ocean State	\$ 15,000.00
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International Institute	\$ 30,000.00
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Dominican American Assc.	\$ 50,000.00
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Dorcas	\$ 25,000.00
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DARE	\$ 80,000.00
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Urban League	\$ 60,000.00
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Family Services of RI	\$ 45,000.00
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Goodwill Industries	\$ 25,000.00
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Greater Elmwood Neighborhood Services	\$ 25,000.00
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Institute for the Study of Nonviolence	\$ 50,000.00
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Meeting Street Center	\$ 25,000.00
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Mt Hope Learning Center	\$ 15,141.00
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Mt Hope Neighborhood Assc.	\$ 40,094.00
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Oasis International	\$ 20,000.00
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Providence Black Repertory Co	\$ 59,590.00
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RI Indian Council	\$ 70,000.00
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Sophia Academy	\$ 10,000.00
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Southside Land Trust	\$ 11,943.00
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SPDC	\$ 50,000.00
The Center	\$ 50,000.00
The Groden Center	<u>\$ 25,000.00</u>
<b>Total Public Facility Improvement</b>	<b>\$ 906,768.00</b>

**Public Services**

Capital City Community Center	\$ 85,896.00
Chad Brown Health Center	\$ 13,592.00
CHISPA	\$ 18,594.00
DaVinci Center	\$ 65,301.00
Dominican - American Assn	\$ 23,663.00
East Side/Mt Hope YMCA	\$ 7,438.00
Elmwood Community Center	\$ 88,216.00
Family Services	\$ 16,933.00
Federal Hill House	\$ 20,615.00
Fox Point Senior Center	\$ 9,465.00
Hartford Park Center	\$ 54,983.00
Hmong United Association	\$ 11,157.00
Institute for Non-Violence (Street Workers)	\$ 42,332.00
International Institute	\$ 13,388.00
Joslin Community Center	\$ 54,973.00
Living History	\$ 2,963.00
Mt. Hope Neighborhood Center	\$ 77,876.00
Nickerson Community Center	\$ 13,791.00
PROCAP-LIHEAP	\$ 33,473.00
PROCAP-FEDEAL HILL TUTORIAL	\$ 32,048.00

PROCAP-ELDERLY TRANSPORT	\$ 49,692.00
PROCAP-Interim House Shelter	\$ 11,157.00
Providence Black Repertory Co.	\$ 16,736.00
The Center	\$ 23,663.00
Providence City Arts	\$ 16,933.00
RI Donation Exchange	\$ 4,234.00
RI Tax Clinic	\$ 23,663.00
RI Family	\$ 21,167.00
RI Vietnam	\$ 13,743.00
Roger Williams Day Care	\$ 25,511.00
Saving Sight	\$ 7,958.00
Silver Lake Center	\$ 76,198.00
Socio- Econ Development	\$ 15,875.00
Sophia Academy	\$ 9,465.00
South Providence Tutorial	\$ 21,167.00
Southside Land Trust	\$ 13,018.00
Southside Broad Street	\$ 9,465.00
SPDC	\$ 18,930.00
Taming Asthma	\$ 4,733.00
Urban League of RI	\$ 30,935.00
Washington Park Comm Center	\$ 85,896.00
West End Community Center	\$ 92,767.00
Youth Pride	\$ 7,408.00
Youth Build	<u>\$14,393.00</u>

<b>Total Public Services</b>	<b>\$ 1,301,404.00</b>
<b>Total Funds</b>	<b>\$6,015,108.00</b>
<b>Less Funds to be Reallocated</b>	<b>\$ 283,896.00</b>
<b>Total Community Development Block Grant Yr 32</b>	<b>\$5,731,212.00</b>

The authority of this ordinance is referenced in of the Code of Ordinances for the City of Providence identified as Chapter 2003-45.

The City of Providence through its Department of Planning and Development is also authorized to submit applications for the following:

Home Program	\$ 2,526,125.00
ADDI	\$ 37,061.00

**HOPWA\***

Admin for HOPWA	\$ 23,280.00
AIDS Care Ocean State	\$ 416,676.00
Bristol County	\$ 210,762.00
Family Services of RI	\$ 42,282.00
House of Compassion	\$ 83,000.00
<b>TOTAL HOPWA</b>	<b>\$ 776,000.00</b>

**Emergency Shelter Grant**

Amos House	\$ 37,127.00
Crossroads RI	\$ 50,000.00
HELP	\$ 5,626.00
Nickerson Community Center	\$ 15,924.00
People to End Homeless	\$ 10,000.00
PROCAP	\$ 56,000.00

Providence Intown Churches Assn	\$ 6,109.00
Rl Donation Exchange Assn	\$ 10,000.00
The Turning	\$ 15,000.00
Rl Vietnam Era Veterans Assn	\$ 5,000.00
Urban League	<u>\$ 35,666.00</u>
<b>Total Emergency Shelter Grant</b>	\$ 246,452.00
<b>Total</b>	<u>\$ 6,407,247.00</u>

\* Due to alignment error, this section was corrected.

**COUNCILMAN APONTE Moves**  
**Passage of the foregoing Ordinance the**  
**Second Time, As Amended, seconded by**  
**COUNCILMAN BUTLER.**

**COUNCILMAN APONTE Withdraws**  
**his motion for Passage of the Ordinance**  
**and COUNCILMAN BUTLER Withdraws**  
**his second of the Motion.**

## AT EASE

## RECONVENTION

**COUNCILMAN APONTE Moves to**  
**Amend the Ordinance, second page**  
**under Non-Profit Housing, Omni**  
**Development Corporation by deleting**  
**"\$67,943.00" and inserting "\$67,643.00",**  
**seconded by COUNCILMAN BUTLER.**

**COUNCILMAN APONTE Moves**  
**Passage of the foregoing Ordinance the**  
**Second Time, As Amended, seconded by**

**COUNCILMAN BUTLER, by the Following**  
**Roll Call Vote:**

**AYES: ACTING COUNCIL PRESIDENT**  
**YOUNG, COUNCILMEN APONTE,**  
**BUTLER, DeLUCA, COUNCILWOMAN**  
**DiRUZZO, COUNCILMEN HASSETT,**  
**IGLIOZZI, LUNA, MANCINI and COUN-**  
**CILWOMAN ROMANO - 10.**

**NAYES: NONE.**

ABSENT: COUNCIL PRESIDENT  
LOMBARDI, COUNCILMEN ALLEN,  
JACKSON, SEGAL and COUNCILWOMAN  
WILLIAMS - 5.

The Motion for Passage the Second  
Time, As Amended, is Sustained.

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## ADJOURNMENT

There being no further business, on  
Motion of COUNCILMAN APONTE,  
seconded by COUNCILMAN BUTLER, it is  
voted to adjourn at 6:15 o'clock P.M.  
(E.D.T.), to meet again on THURSDAY,  
MAY 18, 2006 at 7:30 o'clock P.M. (E.D.T.).



ANNA M. STETSON  
CITY CLERK



CITY OF PROVIDENCE  
RHODE ISLAND



CITY COUNCIL  
JOURNAL OF PROCEEDINGS

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No. 13 City Council Regular Meeting, Thursday, May 18, 2006, 7:30 o'clock P.M. (E.D.T.)

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PRESIDING

COUNCIL PRESIDENT

JOHN J. LOMBARDI

ROLL CALL

Present: COUNCIL PRESIDENT JOHN J. LOMBARDI COUNCILMEN APONTE, BUTLER, DeLUCA, COUNCILWOMAN DiRUZZO, COUNCILMEN HASSETT, IGLIOZZI, LUNA, COUNCILWOMAN ROMANO, WILLIAMS and YOUNG - 11.

Absent: COUNCILMEN ALLEN, JACKSON, MANCINI and SEGAL - 4.

Also Present: Anna M. Stetson, City Clerk, Claire E. Bestwick, First Deputy City Clerk, Sheri A. Petronio, Assistant Clerk, Adrienne G. Southgate, Deputy City Solicitor and Vincent J. Berarducci, City Sergeant.

## INVOCATION

The Invocation is given by COUNCILWOMAN BALBINA A. YOUNG.

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

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

## APPOINTMENT BY HIS HONOR THE MAYOR

Communication dated May 2, 2006, Informing the Honorable Members of the City Council that pursuant to Sections 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 re-appointing Dee Dee Witman, of 64 Hazard Avenue, Providence, Rhode Island 02906, as a member of the Providence

Public Building Authority for a term to expire in July 2010, and respectfully submits the same for your approval.

**COUNCIL PRESIDENT LOMBARDI**  
Refers the Communication to the  
Committee on Finance.

## PRESENTATION OF ORDINANCES

**COUNCILMAN IGLIOZZI and COUNCILMAN BUTLER (By Request):**

An Ordinance Relating to Community Notification of Sexual Offenders.

**COUNCILMAN APONTE Moves Passage of the Ordinance, The First Time and is Referred Back to the Committee on Ordinances, seconded by COUNCILWOMAN WILLIAMS, by the Following Roll Call Vote:**

**AYES: COUNCIL PRESIDENT JOHN J. LOMBARDI, COUNCILMEN APONTE, BUTLER, DeLUCA, COUNCILWOMAN DiRUZZO, COUNCILMEN. HASSETT, IGLIOZZI, LUNA, COUNCILWOMEN ROMANO, WILLIAMS and YOUNG - 11.**

**NAYES: NONE.**

**ABSENT: COUNCILMEN ALLEN, JACKSON, MANCINI and SEGAL - 4.**

**The Motion for Passage the First and Referred Back to the Committee on Ordinances, is Sustained.**

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**COUNCILMAN JACKSON (By Request):**

An Ordinance Making an Appropriation of Three Hundred Fifteen Million Nine Hundred Eight Thousand Forty Three Dollars (\$315,908,043) for the Support of the Providence School Department for the fiscal year ending June 30, 2007, and repealing Ordinance Chapter 2005-50 approved November 23, 2005.

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An Ordinance Amending a Compensation Plan for the Providence School Department and Repealing Ordinance Chapter 2005-51, Approved November 23, 2005.

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An Ordinance Establishing the Classes of Positions, the Maximum Number of Employees and the Employees in Certain Classes in the Providence School Department and Repealing Ordinance Chapter 2005-49, Approved November 23, 2005.

**COUNCILMAN APONTE Moves to Dispense with the Reading of the foregoing matters.**

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

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## PRESENTATION OF RESOLUTIONS

**COUNCIL PRESIDENT LOMBARDI, COUNCILMEN ALLEN, APONTE, BUTLER, DeLUCA, COUNCILWOMAN DiRUZZO, COUNCILMEN HASSETT, IGLIOZZI, JACKSON, LUNA, MANCINI, COUNCILWOMAN ROMANO, COUNCILMAN SEGAL and COUNCILWOMAN YOUNG:**

Resolution Extending Sincere Best Wishes for a Happy Birthday to Councilwoman Rita M. Williams on May 23, 2006.

*Resolved*, That the Members of the Providence City Council hereby Extend Sincere Best Wishes for a Happy Birthday to Councilwoman Rita M. Williams on May 23, 2006.

**Read and Passed, on Motion of COUNCILMAN APONTE, seconded by COUNCILWOMAN WILLIAMS.**

**The Motion for Passage is Sustained.**

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**COUNCIL PRESIDENT LOMBARDI (By Request):**

Resolution Requesting the Traffic Engineer to cause the installation of "Two-Hour Parking" Signs in front of the business located at 441 Atwells Avenue.

**COUNCIL PRESIDENT LOMBARDI Refers the Resolution to the Committee on Public Works.**

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**COUNCILMAN LUNA and COUNCILWOMAN YOUNG (By Request):**

Resolution Requesting that the City of Providence not allow any of its moneys or funds including funds held under the provisions of the City of Providence to remain invested, or to be invested in the future, in stocks, securities or other business obligations of the Sherwin-Williams Company, or in mutual funds which are major shareholders in this company.

**COUNCIL PRESIDENT LOMBARDI Refers the Resolution to the Committee on Finance.**

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**COUNCILMAN MANCINI (By Request):**

Resolution Requesting the Narragansett Electric Company to cause the installation of a street light on the pole located at the dead-end portion of Cornwall Street.

*Resolved*, That Narragansett Electric Company is hereby requested to cause the installation of a street pole located at the dead-end portion of Cornwall Street.

**Read and Passed, on Motion of COUNCILMAN APONTE, seconded by COUNCILWOMAN WILLIAMS.**

**The Motion for Passage is Sustained.**

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**COUNCILMAN SEGAL:**

Resolution Requesting the Traffic Engineer to cause the delineation of individual parking spaces, and the erection of signage that reads "Only One Vehicle Parking

Space" along Thayer Street from Waterman Avenue to Bowen Street.

**COUNCIL PRESIDENT LOMBARDI  
Refers the Resolution to the  
Committee on Public Works.**

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## REPORTS FROM COMMITTEES

### SPECIAL COMMITTEE ON STATE LEGISLATION

#### COUNCILMAN LUIS A. APONTE, Chairman

**Transmits the Following with Re-  
commendation the Same Approved, As  
Amended:**

Resolution Opposing Passage by the General Assembly of House Bill 2006-H 7280, Relating to Statutes and Statutory Construction - Publication and Distribution of Acts.

Passage by the General Assembly of House Bill 2006-H 7280, Relating to Statutes and Statutory Construction - Publication and Distribution of Acts.

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*Resolved,* That the Members of the Providence City Council hereby Oppose

**Transmits the Following with Re-  
commendation the Same be Severally  
Approved:**

Resolution Endorsing and Urging Passage by the General Assembly of House Bill 2006-H 7249, Requesting Rhode Island's 39 Cities

and Towns to Support a Nationwide Boycott on all Petroleum-Based Products from the Exxon Mobile Corporation.

*Resolved*, That the Members of the Providence City Council hereby Endorses and Urges Passage by the General Assembly of House Bill 2006-H 7249, Requesting Rhode Island's 39 Cities and Towns to Support a Nationwide Boycott on all Petroleum Based Products from the Exxon Mobile Corporation.

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Resolution in Support of Senate Bill 2006-S 2079, Relating to Town and Cities - Low & Moderate Income Housing.

*Resolved*, That the Members of the Providence City Council hereby Endorses and Urges Passage by the General Assembly of Senate Bill 2006-S 2079, Relating to Town and Cities - Low & Moderate Income Housing.

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Resolution in Support of Senate Bill 2006-S 2135, Relating to Education The Rhode Island Student Investment Initiative.

*Resolved*, That the Members of the Providence City Council hereby Endorses and Urges Passage by the General Assembly of Senate Bill 2006-S 2135, Relating to Education - The Rhode Island Student Investment Initiative.

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Resolution in Support of House Resolution 2005-H 6320, Proclaiming April 24, 2006 as "Rhode Island Day of Remembrance of the Armenian Genocide" in commemoration of the Armenian Genocide from 1915 to 1923 and honoring Armenian-Americans.

*Resolved*, That the Members of the Providence City Council hereby Support of House Resolution 2005-H 6320, Proclaiming

April 24, 2006 as "Rhode Island Day of Remembrance of the Armenian Genocide" in commemoration of the Armenian Genocide from 1915 to 1923 and honoring Armenian-Americans.

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Resolution Endorsing and Urging Passage by the General Assembly of Senate Bill 2006-S 2049, Relating to State Affairs and Government - Department of Environmental Management - Elimination of MTBE as a gasoline additive.

*Whereas*, A pure, consumable drinking water supply is a fundamental requirement for all citizens, and the lack thereof produces the potential for serious, physical and economic impact on residents and businesses; and

*Whereas*, Even minor concentrations of MTBE in drinking water can result in a foul taste and odor, rendering the water undrinkable; and in higher concentrations leads to serious concerns for possible short and long term effects; and

*Whereas*, The public water supply of many communities nationwide, and more particularly in the Northeast, have been compromised by the intrusion of MTBE into the drinking water, with the surety that the problem will, increase as long as MTBE is allowed to be used as a gasoline additive; and

*Whereas*, The overwhelming costs involved in the cleanup of spills of MTBE-laden fuel can only increase as the situation is allowed to continue; and

*Whereas*, It is the policy of the Coalition of Northeastern Governors (CONEG) to support

energy programs that strengthen the nation's economy and protect the environment.

*Now, therefore, be it resolved,* That we, the City Council of the City of Providence respectfully petitions the State Legislature and the Governor's Office to support Senate Bill 2006-S 2049, An Act Relating to State Affairs and Government - Department of Environmental Management - elimination of MTBE as a Gasoline Additive; and

*Be it further resolved,* That the City Clerk is hereby instructed to submit a copy of this resolution to various City and Town Councils of the State of Rhode Island seeking their consideration and support of this proposal.

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Resolution Endorsing and Urging Passage by the General Assembly of Senate Bill 2006-S 2029, Relating to Public Utilities - Excavation Near Underground Utility Facilities - Costs.

*Whereas,* When municipalities undertake road/sidewalk work, they encounter problems with the location of utility poles and the wires, cables, etc. that are on these poles. Many times the poles, located within the Towns' rights of way, are situated such that ADA compliance cannot be achieved without relocating the apparatus; and

*Whereas,* The cost (charges) to relocate these facilities is astronomical and the process is very time consuming and cumbersome, and the municipalities are expected to bear this excessive cost, even when ADA laws require relocation of these facilities; and

*Whereas,* It is unclear how those additional charges (costs) are derived by the utility companies; and

*Whereas,* Fees and charges should be based on reasonable, verifiable estimates of the actual cost for the service provided. It might be prudent to investigate how these charges are determined and who guards against potential abuses.

*Now, therefore, be it resolved,* That we, the City Council of the City of Providence, respectfully request that the State Legislature and the Governor's Office support Senate Bill 2006-S 2029, An Act Relating to Public Utilities - Excavation Near Underground Utility facilities - Costs, which would require public utilities to reimburse municipal corporations for any cost incurred associated with the temporary or permanent relocation of utility infrastructure during public works projects within municipal right-of-way; and

*Be it further resolved,* That the City Clerk is hereby instructed to submit a copy of this resolution to various City and Town Councils of the State of Rhode Island seeking their consideration and support of this proposal.

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Resolution Endorsing and Urging Passage by the General Assembly of House Bill 2006-H 6806, Relating to Education - Foundation Level School Support.

*Whereas,* Current provisions of 16-7-44, school housing project costs which require that interest payments may only be included in project costs provided that the bonds for these projects are issued through the Rhode Island Health, Education and Building Corporation limits the ability of some communities in securing financing for school projects; and

*Whereas*, The requirement that the bonds be issued through the Rhode Island Health, Education and Building Corporation negatively impacts the timeframe for issuance of bonds and acquisition of funds; and

*Whereas*, Those communities with a strong financial standing may secure more favorable rates by directly financing projects; and

*Whereas*, Communities should be encouraged to finance at the best possible rates; and

*Whereas*, Interest payments should be included in school housing projects costs for projects in communities that have secured favorable financing due to their strong financial standing.

*Now, therefore, be it resolved*, That we, the City Council of the City of Providence on this 8<sup>th</sup> day of March, 2006 do hereby respectfully request that the State Legislature and the Governor's Office support House Bill 2006-H 6806, An Act Relating to Education-Foundation Level School Support that would provide that for school housing projects approved after June 30, 2003, interest payments may be included for communities with a stand alone investment grade rating of at least "A" as established by Moody's Investor Service, Inc.;

*Be it further resolved*, That the City Clerk is hereby instructed to submit a copy of this resolution to various City and Town Councils of the State of Rhode Island seeking their consideration and support of this proposal.

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Resolution Urging Passage by the Rhode Island General Assembly of the Housing

Works Rhode Island Legislative Platform, (affordable housing)

*Whereas*, Over 171,000 households cannot find affordable housing in any of Rhode Island's municipalities; and

*Whereas*, Every municipality must make efforts to ensure that safe, decent, and affordable housing is available to all of its residents; and

*Whereas*, The attached fact sheet produced by Housing Works Rhode Island demonstrates the extreme need for an increased stock of affordable housing in the City of Providence.

*Now, therefore, be it resolved*, That the Providence City Council Members of the City of Providence urge the Honorable Members of the General Assembly to support the municipalities of Rhode Island in their attempts to provide safe, decent, and affordable housing for all Rhode Islanders by voting for the passage of the Housing Works Rhode Island Legislative Platform, as attached.

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Resolution Requesting the Establishment of a Joint Pension Review Committee to include representatives of the Governor, General Treasurer, General Assembly and municipal government, relative to pension benefit reform.

*Whereas*, It is the responsibility of the General Assembly and the State Retirement Board to manage properly the financial affairs of the entire "Employees Retirement System of Rhode Island"; and

*Whereas*, It is the responsibility of the governing bodies of the Cities and Towns in

Rhode Island to manage properly their own Pension Plans; and

*Whereas*, Current projections illustrate that without continued pension reform at the State level for State Employees and Teachers; and pension reform at the City and Town levels, there will be even further, substantive and unmanageable cost increases over the next several years; and

*Whereas*, The costs associated with the state and local pension systems have escalated so that they threaten to have a direct impact on our citizens ability to adequately fund the desired and needed programs for our schools and municipalities, and improve their own lifestyles; and

*Whereas*, Funding of this year's unanticipated costs, and the escalating future estimates, will place an unsustainable burden on the property taxpayers in Rhode Island.

*Now, therefore, be it resolved*, That we the members of the Providence City Council request that a Joint Pension Review Committee be established. Said committee should include representatives of the Governor, General Treasurer, General Assembly and municipal government. This committee should collect and analyze pension data and document the estimated values of each retirement plan's unfunded pension liability, and provide detailed proposals for pension benefit reform that would balance the interests of the plan beneficiaries, State and local taxpayers, and those workers who have little or no benefits.

**COUNCILMAN APONTE, Moves to Dispense with the Reading of the foregoing matters and Moves Passage of the Several Resolutions, seconded by COUNCILWOMAN WILLIAMS.**

**The Motion for Passage is Sustained.**

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## **COMMITTEE ON ORDINANCES**

**COUNCILWOMAN RITA M. WILLIAMS, Chairwoman**

**Transmits the following with Recommendation the Same be Adopted, as Amended:**

**An Ordinance Regarding Predatory Lending.**

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**Transmits the following with Re-  
commendation the Same be Severally  
Adopted:**

An Ordinance in Amendment of the Providence Code of Ordinances, Chapter 13, Entitled: "Housing", Article X, "Responsibilities of Owners, Operators and Occupants", to add Section 13-212, Entitled: "Landlord's Liability for Nuisance" and Chapter 16, Entitled: "Offenses and Miscellaneous Provisions", Article I, "in general", to add Sections 16-21 through 16-24.

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An Ordinance in Amendment of Chapter 16, "Offenses and Miscellaneous Provisions", Articles I and V of the Code of Ordinances regarding Graffiti and Rewards.

**COUNCILMAN APONTE Moves to Dispense with the Reading of the foregoing matters and Moves Passage of the Several Ordinances the First**

**Time, seconded by COUNCILWOMAN WILLIAMS, by the Following Roll Call Vote:**

**AYES: COUNCIL PRESIDENT JOHN J. LOMBARDI, COUNCILMEN APONTE, BUTLER, DeLUCA, COUNCILWOMAN DiRUZZO, COUNCILMEN, HASSETT, IGLIOZZI, LUNA, COUNCILWOMEN ROMANO, WILLIAMS and YOUNG - 11.**

**NAYES: NONE.**

**ABSENT: COUNCILMEN ALLEN, JACKSON, MANCINI and SEGAL - 4.**

**The Motion for Passage the First Time is Sustained.**

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## **COMMUNICATIONS**

Communication from Councilwoman Balbina A. Young, dated May 9, 2006, Informing the City Clerk of her re-appointment of Mary Kay Harris, 44 Superior Street, Providence, Rhode Island, to the Providence External Review Authority for a term of three (3) years.

**COUNCIL PRESIDENT LOMBARDI Receives the foregoing Communication.**

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Communication from Michelle D. Baker, Esquire, Thibodeau & Baker, LLP, 55 Pine Street, Providence, RI 02903, dated May 3, 2006, requesting to abate the interest due on Assessor's Plat 54, Lot 754 (82 Rugby Street), for demolition and boarding liens recorded in 1982 and 1983 in the amount of Ten Thousand Six Hundred Thirteen Dollars and

Thirty Two (\$10,613.32) Cents as requested  
by SWAP, Inc.

**COUNCIL PRESIDENT LOMBARDI**  
**Refers the Communication to the**  
**Committee on Finance.**

## FROM THE CLERK'S DESK

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

Victoria R. Marchesi  
(Joseph J. Ranone, Esquire)

Rita Marsella

Dorothea Beaumier

Llanery T. Serrano

Alice M. Kuo

Wayne A. Salo

Meeckral Searight p.p.a. Julius Searight

Ifedayo Akinrolabu  
(Stephen C. Mackie, Esquire)

Yoeimi Velez

Harleysville Insurance  
a/s/o Robert DeCurtis, Jr.

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

## PRESENTATION OF RESOLUTIONS

### *"In Congratulations"*

**COUNCIL PRESIDENT LOMBARDI and**  
**the MEMBERS OF THE CITY**  
**COUNCIL:**

*Resolution Extending Congratulations.*

*Resolved, That the Members of the City  
Council hereby Extend their Sincere Con-  
gratulations to the following:*

*Manuel Perez Tejada, in recognition of his  
involvement in the development of the  
Dominican community in a foreign country.*

Diputado Jesus Feliz, in recognition of his involvement in the development of the Dominican community in a foreign country.

Felix Antonio Tavares, in recognition of his involvement in the development of the Dominican community in a foreign country.

Juan Bautista Monegro, in recognition of his involvement in the development of the Dominican community in a foreign country.

Juan Emilio Castillo, in recognition of his involvement in the development of the Dominican community in a foreign country.

George M. Sage, in recognition of his dedication to the bus transportation industry.

Coach David Anderson, Angelo Zuccolo Recreation Center, in recognition of coaching the 2006 Girls Junior Division (11-13 years) Basketball City Champions.

Assistant Coach Everett Bianco, Angelo Zuccolo Recreation Center, in recognition of coaching the 2006 Girls Junior Division (11-13 years) Basketball City Champions.

Captain Ana Lopez, Angelo Zuccolo Recreation Center, in recognition of being the 2006 Girls Junior Division (11-13 years) Basketball City Champions.

Captain Arianna McLynch, Angelo Zuccolo Recreation Center, in recognition of being the 2006 Girls Junior Division (11-13 years) Basketball City Champions.

Sara Reyes, Angelo Zuccolo Recreation Center, in recognition of being the 2006 Girls Junior Division (11-13 years) Basketball City Champions.

Alexis Conway, Angelo Zuccolo Recreation Center, in recognition of being the 2006 Girls Junior Division (11-13 years) Basketball City Champions.

LaDonna Leapaga, Angelo Zuccolo Recreation Center, in recognition of being the 2006 Girls Junior Division (11-13 years) Basketball City Champions.

Markala Alston, Angelo Zuccolo Recreation Center, in recognition of being the 2006 Girls Junior Division (11-13 years) Basketball City Champions.

Alexandra Bianco, Angelo Zuccolo Recreation Center, in recognition of being the 2006 Girls Junior Division (11-13 years) Basketball City Champions.

Patrice Lawrence, Angelo Zuccolo Recreation Center, in recognition of being the 2006 Girls Junior Division (11-13 years) Basketball City Champions.

Kathleen Degnan, Angelo Zuccolo Recreation Center, in recognition of being the 2006 Girls Junior Division (11-13 years) Basketball City Champions.

Victoria McGill, Angelo Zuccolo Recreation Center, in recognition of being the 2006 Girls Junior Division (11-13 years) Basketball City Champions.

Brittany Bianco, Angelo Zuccolo Recreation Center, in recognition of being the 2006 Girls Junior Division (11-13 years) Basketball City Champions.

Coach David Anderson, Angelo Zuccolo Recreation Center, in recognition of coaching the 2006 Girls Senior Division (14-16 years) Undefeated Basketball City Champions (10-0).

Manager Tiffany Brimage, Angelo Zuccolo Recreation Center, in recognition of being the 2006 Girls Senior Division (14-16 years) Undefeated Basketball City Champions (10-0).

Captain Debbie Durrett, Angelo Zuccolo Recreation Center, in recognition of being the 2006 Girls Senior Division (14-16 years) Undefeated Basketball City Champions (10-0).

Captain Michelle Hernandez, Angelo Zuccolo Recreation Center, in recognition of being the 2006 Girls Senior Division (14-16 years) Undefeated Basketball City Champions (10-0).

Captain Stephany Menjivar, Angelo Zuccolo Recreation Center, in recognition of being the 2006 Girls Senior Division (14-16 years) Undefeated Basketball City Champions (10-0).

Sasha De Jesus, Angelo Zuccolo Recreation Center, in recognition of being the 2006 Girls Senior Division (14-16 years) Undefeated Basketball City Champions (10-0).

Nicolette Reyes, Angelo Zuccolo Recreation Center, in recognition of being the 2006 Girls Senior Division (14-16 years) Undefeated Basketball City Champions (10-0).

Amanda Voccio, Angelo Zuccolo Recreation Center, in recognition of being the 2006 Girls Senior Division (14-16 years) Undefeated Basketball City Champions (10-0).

Trisha Barbosa, Angelo Zuccolo Recreation Center, in recognition of being the 2006 Girls Senior Division (14-16 years) Undefeated Basketball City Champions (10-0).

Angie Dominguez, Angelo Zuccolo Recreation Center, in recognition of being the

2006 Girls Senior Division (14-16 years) Undefeated Basketball City Champions (10-0).

Jana Lawrence, Angelo Zuccolo Recreation Center, in recognition of being the 2006 Girls Senior Division (14-16 years) Undefeated Basketball City Champions (10-0).

Coach Felipe Rodriguez, Angelo Zuccolo Recreation Center, in recognition of coaching the 2006 Boys Senior Division (17-18 years) Undefeated Basketball City Champions (10-0).

Assistant Coach Kareem Barros, Angelo Zuccolo Recreation Center, in recognition of coaching the 2006 Boys Senior Division (17-18 years) Undefeated Basketball City Champions (10-0).

Assistant Coach Pedro Vega, Angelo Zuccolo Recreation Center, in recognition of coaching the 2006 Boys Senior Division (17-18 years) Undefeated Basketball City Champions (10-0).

Captain Waldo Alvarado, Angelo Zuccolo Recreation Center, in recognition of being the 2006 Boys Senior Division (17-18 years) Undefeated Basketball City Champions (10-0).

Captain Marquis Jones, Angelo Zuccolo Recreation Center, in recognition of being the 2006 Boys Senior Division (17-18 years) Undefeated Basketball City Champions (10-0).

Captain Steve Polanco, Angelo Zuccolo Recreation Center, in recognition of being the 2006 Boys Senior Division (17-18 years) Undefeated Basketball City Champions (10-0).

Jesus Pena, Angelo Zuccolo Recreation Center, in recognition of being the 2006 Boys Senior Division (17-18 years) Undefeated Basketball City Champions (10-0).

Michael Butler, Angelo Zuccolo Recreation Center, in recognition of being the 2006 Boys Senior Division (17-18 years) Undefeated Basketball City Champions (10-0).

Vinny Potter, Angelo Zuccolo Recreation Center, in recognition of being the 2006 Boys Senior Division (17-18 years) Undefeated Basketball City Champions (10-0).

Jairo Betances, Angelo Zuccolo Recreation Center, in recognition of being the 2006 Boys Senior Division (17-18 years) Undefeated Basketball City Champions (10-0).

Jose Martinez, Angelo Zuccolo Recreation Center, in recognition of being the 2006 Boys Senior Division (17-18 years) Undefeated Basketball City Champions (10-0).

Eddy Tirado, Angelo Zuccolo Recreation Center, in recognition of being the 2006 Boys

Senior Division (17-18 years) Undefeated Basketball City Champions (10-0).

David Mello, Angelo Zuccolo Recreation Center, in recognition of being the 2006 Boys Senior Division (17-18 years) Undefeated Basketball City Champions (10-0).

John Andrade, Angelo Zuccolo Recreation Center, in recognition of being the 2006 Boys Senior Division (17-18 years) Undefeated Basketball City Champions (10-0).

**Severally Read and Collectively Passed, on Motion of COUNCILMAN APONTE, seconded by COUNCIL WOMAN WILLIAMS.**

**The Motion for Passage is Sustained.**

## PRESENTATION OF RESOLUTIONS

### *"In Memoriam"*

**COUNCIL PRESIDENT LOMBARDI and  
the 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.

Josephine A. Sullivan

Cora "Cody" Chaffins

Ralph Genuario  
Ralph Costantino

Nishan "Nick" Elmasian

Maria Alba

Frances M. Berg

Angela "Blondie" DiChiara

Teresa Castillo

Alfred P. Ardente, Sr.

Richard R. Ponte  
Floriano J. Ruggiero

Samuel G. Solomon

Donald R. Feeney

Don R. Marsella

Armando Campagnone

Vincent "Jimmy" Spirito

Jean "John" R. Troncy  
Cynthia M. Soares

**Severally Read and Collectively  
Passed, by a Unanimous Rising Vote,  
on Motion of COUNCILMAN APONTE,  
seconded by COUNCILWOMAN  
WILLIAMS.**

**The Motion for Passage is Sustained.**

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## ADJOURNMENT

There being no further business, on  
Motion of COUNCILMAN APONTE,  
seconded by COUNCILWOMAN WILLIAMS,  
it is voted to adjourn at 7:50 o'clock P.M.  
(E.D.T.), to meet again on THURSDAY,  
JUNE 1, 2006 at 7:30 o'clock P.M. (E.D.T.).



ANNA M. STETSON  
CITY CLERK



