

CITY OF PROVIDENCE
RHODE ISLAND



CITY COUNCIL

JOURNAL OF PROCEEDINGS

No. 96 City Council Special Meeting, Saturday, October 13, 1990, 1:00 o'clock P.M. (E.D.T.)

PRESIDING

COUNCIL PRESIDENT

NICHOLAS W. EASTON

IN CITY COUNCIL

NOV 1 - 1990

APPROVED:

Richard R. Clout CLERK
First Deputy

ROLL CALL

Present: Council President Easton, Councilmen Annaldo, Clarkin, Dillon, Councilwoman Fagnoli, Councilmen Glavin, Igliozi, Lombardi, Petrosinelli and Rollins - 10.

Absent: Councilman Cola, Councilwoman DiRuzzo, Councilmen Farmer, Lopes and Councilwoman Young - 5.

AT EASE

COUNCIL PRESIDENT EASTON
declares the Council Stand at Ease at 1:50
o'clock P.M. (E.D.T.)

RECONVENTION

COUNCIL PRESIDENT EASTON
Reconvenes the City Council at 1:55 o'clock
P.M. (E.D.T.) and directs the Clerk to declare
there is a Quorum present.

INVOCATION

The Invocation is given by COUNCILMAN
DAVID G. DILLON

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

COUNCILWOMAN EVELYN V.
FARGNOLI 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
MAYOR JOSEPH R. PAOLINO, JR.

October 11, 1990

The Honorable Rose Mendonca
City Clerk
Providence City Hall
Providence, RI 02903

Dear Madam Clerk:

Pursuant to Section 406 of the Providence Home Rule Charter of 1980, I am this day requesting a special meeting of the Providence City Council to be held on Saturday, October 13, 1990, at 1:00 P.M. in the City Council Chamber to consider resolutions of the City Council authorizing,

a question to be submitted to the Electors of the City of Providence at the General Election scheduled to be held on Tuesday, November 6, 1990: "Shall Section 1210 of the Home Rule Charter of the City of Providence be amended?" relative to Certified Teachers within the School Department,

a question to be submitted to the Electors of the City of Providence at the General Election scheduled to be held on Tuesday, November 6,

1990: "Shall Section 1210 of the Providence Home Rule Charter be amended?" relative to Firefighters and Sworn Police Officers in the Department of Public Safety,

a question to be submitted to the Electors of the City of Providence at the General Election scheduled to be held on Tuesday, November 6, 1990: "Shall Section 1210 of the Providence Home Rule Charter be amended?" relative to all Municipal Employees other than Certified Teachers in the School Department and Firefighters and Sworn Police Officers in the Department of Public Safety.

Your assistance in this matter is greatly appreciated.

Sincerely,

JOSEPH R. PAOLINO, JR.
Mayor of Providence

Received.

FROM THE CITY CLERK

The City Clerk reads the following Warrant with the City Sergeant's Return Endorsed thereon, certifying that he did notify the Members of the City Council of the Special Meeting to be held Saturday, October 13, 1990, at 1:00 o'clock P.M. (EDT) by personally delivering a copy of the Warrant on October 11, 1990.

To Ralph Guglielmino, City Sergeant

WHEREAS, His Honor, Joseph R. Paolino, Jr., Mayor of the City of Providence has pursuant to Section 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 13th day of October, A.D., 1990, at 1:00 o'clock P.M. (E.D.T.) for the Purpose of Considering the Following:

Resolution authorizing a question to be submitted to the Electors of the City of Providence at the General Election scheduled to be held on Tuesday, November 6, 1990: "Shall Section 1210 of the Providence Home Rule Charter be amended?" relative to Certified Teachers within the School Department.

Resolution authorizing a question to be submitted to the Electors of the City of Providence at the General Election scheduled to be held on Tuesday, November 6, 1990: "Shall Section 1210 of the Providence Home Rule Charter be amended?" relative to Firefighters and Sworn Police Officers in the Department of Public Safety.

Resolution authorizing a question to be submitted to the Electors of the City of Providence at the General Election scheduled to be held on Tuesday, November 6, 1990: "Shall Section 1210

of the Providence Home Rule Charter be amended?" relative to all Municipal Employees other than Certified Teachers in the School Department and Firefighters and Sworn Police Officers in the Department of Public Safety.

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

HEREOF, Fail Not, and make true return of this Warrant, with your doings thereon.

Given under my hand and Official
Seal of the City of Providence,
State of Rhode Island and Providence
Plantations, this 11th day
of October A.D., 1990.

ROSE M. MENDONCA
City Clerk

I, Ralph Guglielmino, City Sergeant, do hereby certify that I have notified each Member of the City Council of the Special Meeting scheduled to be held on Saturday, October 13, 1990 at 1:00 o'clock P.M. (E.D.T.) in the Chamber of the City Council, City Hall, Providence, in accordance with the subject Warrant by delivering to each Member a copy thereof.

RALPH GUGLIELMINO
CITY SERGEANT

Received.

PRESENTATION OF RESOLUTIONS

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

Resolution Authorizing a Question to be submitted to the Electors of the City of Providence at the General Election scheduled to be held on Tuesday, November 6, 1990: "Shall Section 1210 of the Providence Home Rule Charter be amended?" relative to Certified Teachers within the School Department.

Whereas, Resolution No. 443, Approved September 24, 1990, is hereby amended as follows:

Whereas, Section 1210 of the Home Rule Charter of the City of Providence requires that any and all employees of the City and any and all agencies and instrumentalities thereof, including all employees of the School Department and the Department of Public Safety, shall be residents of the city during such employment, and

Whereas, the City Council of the City of Providence proposes to amend the City Charter to repeal the residency requirement contained in Section 1210 for certified teachers within the School Department, and

Whereas, proposed amendments to the Home Rule Charter must be submitted to the electors of the City of Providence at the next general election or at a special election in accordance with Section 1301 of the Home Rule Charter and the Constitution of the State of Rhode Island.

It Is Hereby Resolved, that the City Council of the City of Providence, Rhode Island, is hereby authorized to cause the following question to be submitted to the Electors of the City of Providence at that General Election scheduled to be held on Tuesday, November 6, 1990:

CERTIFIED TEACHERS SHALL BE EXEMPT FROM THE RESIDENCY REQUIRE-

MENT BY AMENDING THE HOME RULE CHARTER AS FOLLOWS:

"Sec. 1210(b). Certified teachers are exempt from the residency requirements of Section 1210."

THIS AMENDMENT SHALL TAKE EFFECT UPON ADOPTION.

Be It Further Resolved, that the City Clerk is directed to cause a certified copy of this Resolution to be transmitted to the Secretary of State of Rhode Island, the Rhode Island State Board of Elections, and the Board of Canvassers and Registration of the City of Providence, Rhode Island.

Resolution Authorizing a Question to be submitted to the Electors of the City of Providence at the General Election scheduled to be held on Tuesday, November 6, 1990: "Shall Section 1210 of the Providence Home Rule Charter be amended?" relative to Firefighters and Sworn Police Officers in the Department of Public Safety.

Whereas, Resolution No. 442, Approved September 24, 1990, is hereby amended as follows:

Whereas, Section 1210 of the Home Rule Charter of the City of Providence requires that any and all employees of the City and any and all agencies and instrumentalities thereof, including all employees of the School Department and the Department of Public Safety, shall be residents of the city during such employment, and

Whereas, the City Council of the City of Providence proposes to amend the City Charter to repeal the residency requirement contained in Section 1210 for firefighters and sworn police officers in the Department of Public Safety, and

Whereas, proposed amendments to the Home Rule Charter must be submitted to the electors of the City of Providence at the next general election or at a special election in accordance with Section 1301 of the Home Rule Charter and the Constitution of the State of Rhode Island.

It Is Hereby Resolved, that the City Council of the City of Providence, Rhode Island, is hereby authorized to cause the following question to be submitted to the Electors of the City of Providence at that General Election scheduled to be held on Tuesday, November 6, 1990:

FIREFIGHTERS AND SWORN POLICE OFFICERS SHALL BE EXEMPT FROM THE RESIDENCY REQUIREMENT BY AMENDING THE HOME RULE CHARTER AS FOLLOWS:

"Sec. 1210(a). Firefighters and sworn police officers are exempt from the residency requirements of Section 1210."

THIS AMENDMENT SHALL TAKE EFFECT UPON ADOPTION.

Be It Further Resolved, that the City Clerk is directed to cause a certified copy of this Resolution to be transmitted to the Secretary of State of Rhode Island, the Rhode Island State Board of Elections, and the Board of Canvassers and Registration of the City of Providence, Rhode Island.

Resolution Authorizing a Question to be submitted to the Electors of the City of Providence at the General Election scheduled to be held on Tuesday, November 6, 1990: "Shall Section 1210 of the Providence Home Rule Charter be amended?" relative to all Municipal Employees other than Certified Teachers in the School Department and Firefighters and Sworn Police Officers in the Department of Public Safety.

Whereas, Resolution No. 444, Approved September 24, 1990, is hereby amended as follows:

Whereas, Section 1210 of the Home Rule Charter of the City of Providence requires that any and all employees of the City and any and all agencies and instrumentalities thereof, including all employees of the School Department and the Department of Public Safety, shall be residents of the city during such employment, and

Whereas, the City Council of the City of Providence proposes to amend the City Charter to repeal the residency requirement contained in Section 1210 for all municipal employees, other than certified teachers in the School Department and Firefighters and sworn Police Officers in the Department of Public Safety, and

Whereas, proposed amendments to the Home Rule Charter must be submitted to the electors of the City of Providence at the next general election or at a special election in accordance with Section 1301 of the Home Rule Charter and the Constitution of the State of Rhode Island.

It Is Hereby Resolved, that the City Council of the City of Providence, Rhode Island, is hereby authorized to cause the following question to be submitted to the Electors of the City of Providence at that General Election scheduled to be held on Tuesday, November 6, 1990:

MUNICIPAL EMPLOYEES, WHO ARE NOT FIREFIGHTERS, SWORN POLICE OFFICERS OR CERTIFIED TEACHERS, SHALL BE EXEMPT FROM THE RESIDENCY REQUIREMENT BY AMENDING THE HOME RULE CHARTER AS FOLLOWS:

"Sec. 1210(c). Municipal employees, who are not firefighters, sworn police officers or certified teachers, are exempt from the residency requirements of Section 1210."

THIS AMENDMENT SHALL TAKE EFFECT UPON ADOPTION.

Be It Further Resolved, that the City Clerk is directed to cause a certified copy of this Resolution to be transmitted to the Secretary of State of Rhode Island, the Rhode Island State Board of Elections, and the Board of Canvassers and Registration of the City of Providence, Rhode Island.

on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.

COUNCILMAN ROLLINS desires to be recorded as voting "No".

The motion for Passage is Sustained.

Severally Read and Collectively Passed, _____

ADJOURNMENT

There being no further business, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON, the City Council adjourns at 2:05 o'clock P.M. (EDT).

Rose M. Mandonea

City Clerk