

**C I T Y O F P R O V I D E N C E  
R H O D E I S L A N D**



**C I T Y C O U N C I L**

**JOURNAL OF PROCEEDINGS**

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No. 57 City Council Regular Meeting, February 20, 1997, 7:30 o'clock P.M. (E.S.T.)

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**PRESIDING**

**COUNCIL PRESIDENT**

**EVELYN V. FARGNOLI**

**' IN CITY COUNCIL**

**MAY 1 1997**

**APPROVED:**

*Richard A. Clement*  
CLERK

**ROLL CALL**

**' Present: Council President Fargnoli, Councilmen Allen, Clarkin, DeLuca, Councilwoman DiRuzzo, Councilmen Igliozi, Jackson, Lombardi, Mancini, Councilwoman Nolan, Councilman Rollins, Councilwomen Romano and Williams—13.**

**Absent: Councilman Glavin and Councilwoman Young—2.**

## INVOCATION

The Invocation is given by COUNCIL-  
WOMAN RITA M. WILLIAMS.

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

COUNCILMAN KEVIN JACKSON leads  
the members of the City Council and the  
Assemblage in the Pledge of Allegiance to  
the Flag of the United States of America.

## APPOINTMENTS BY HIS HONOR THE MAYOR

Communication dated January 24, 1997,  
Informing the Honorable City Council that  
pursuant to Section 302(b) of the Providence Home  
Rule Charter of 1980 and Chapter 1996-36 of the  
"Residency of Employees" Ordinance, he is this  
day appointing Mr. Artin H. Coloian of 360  
Adelaide Avenue, Providence, Rhode Island, as  
a Member of the Providence Residency Committee  
for a term concurrent with the term of the Mayor  
ending on the first Monday in January, 1999.

Received.

## ORDINANCES SECOND READING

The following Ordinances were in City Council February 6, 1997, Read and Passed the First Time and are Severally Returned for Passage the Second Time:

An Ordinance relative to Tax Exemption for Computer and Telephone Equipment.

*Be it ordained by the City of Providence:*

*Revenue and Finance*

*Article VII. Tax Exemption*

*For Computer and Telephone Equipment*

*Whereas,* In an effort to increase the City's tax base, the City Council has determined that it is in the interest of the residents of the City of Providence to establish a tax plan to exempt certain computers and telephone equipment.

*Whereas,* The Providence City Council has the authority, pursuant to Title 44, Chapter 3, Section 3.1 of the General Laws of the State of Rhode Island, as amended, to exempt certain computers and telephone equipment property used for office purposes from the payment of property tax.

*Now, therefore,* Be it ordained that the City of Providence does hereby establish a computer and telephone tax exemption program as herein provided.

*Section 1. Declaration of policy.*

The granting of a tax exemption as provided herein shall:

(1) Cause a new office company to locate to the city which results in an increase in the overall tax base in the city,

(2) Cause an existing Providence office com-

pany to expand operations or replace, reconstruct, expand or remodel existing buildings and facilities, resulting in an increase in the overall tax base in the city, or

(3) Cause an existing Providence office company to construct new buildings or facilities and thereby increase the overall tax base in the city,

Furthermore, the granting of said exemption shall:

(1) Result in the creation of at least one (1) new permanent job per Seventy-Five Thousand Dollars (\$75,000.00) of assessed value of property exempted under this Ordinance by each office company who locates to the City of Providence. For the purpose of this provision, a new permanent job shall include all present employees of the office Company who are transferred to the City of Providence location and either become or are a Rhode Island resident.

The required new jobs to be created under this Ordinance shall be created within twelve (12) months from the date of the approvals of said exemption. Should the employment level of the new jobs created deviate by less than fifteen percent (15%) of the required number, as provided herein, the exemption shall immediately become null and void and the business shall be taxed thereafter without regard to the exemption provided herein; or

(2) Result in the retention of at least the present level of existing jobs for existing Providence office companies during the term of the exemption.

Should the employment level of retained jobs deviate by less than fifteen percent (15%) of the required number of the jobs retained, as provided herein, the exemption shall immediately become null and void and the business shall be taxed thereafter without regard to the exemption provided herein.

#### *Section 2. Eligible property.*

The provisions of this article shall only apply to computers and telephone equipment, including all necessary wiring needed to make said equipment operational.

For the purpose of this Ordinance, an "Office Company" shall be defined as a company whose operations consist of at least 85 percent office space. Office companies shall not include wholesaling, retailing, manufacturing, research and development operations or any part thereof.

Real or personal property can be either owned or leased by the applicant.

#### *Section 3. Procedure.*

(a) No Office Company shall be entitled to any exemption herein authorized without first filing an application for said exemption with the office of the Providence City Assessor. The application shall include the description of the construction, and the properties involved. No exemption hereunder shall be effective unless and until any and all taxes and fees together with interest and penalties remaining unpaid and due and owing the city, as identified herein have been paid in full to the city or all payments have been made in accordance with a tax payment plan approved by the City Collector.

(d) The application and all supporting documentation shall be presented to the City Council by the Director of Planning and Development, along with his/her recommendations for final approval. The City Council approval shall be by resolution.

#### *Section 4. Exemption.*

The applicant shall notify the Tax Assessor upon project completion and shall submit sworn statements as to the actual increases in city tax base. The Tax Assessor may verify this information by a review of assessed valuation records and payroll records. If the Tax Collector determines that the actual increase in the tax base materially conforms to the application submitted under Section 3(a), the Tax Assessor will issue a ruling that the computers and telephone equipment shall be exempt from taxation and assesses as follows:

(a) As permitted by State law, the assessed valuation of computers and telephone equipment qualifying under this Ordinance, shall be exempt from taxation for a ten (10) year period.

(b) Any exempt computers and telephone equipment under this Ordinance can be replaced with new telephone and computer equipment and any such replacement thereof shall be exempt from taxation for the time period remaining on the original ten (10) year exemption period.

(c) Any additional computer and telephone equipment which is purchased or leased by any firm previously qualifying and exempted under this Ordinance which will also be exempt from taxation for the time period remaining on the original 10 year exemption period.

(d) In order to continue to qualify for the exemption, the applicant must continue to pay in full all taxes and fees owed to the City. If the applicant is in arrears on taxes and fees, the city shall notify the applicant by registered mail and the applicant shall have 30 days to pay the taxes and fees that are in arrears or have a tax payment plan approved by the City Collector. If such arrearage is not paid within thirty (30) days or an approved payment plan is not in place within thirty (30) days, upon written notice of the City Assessor, the exemption granted under this Ordinance shall be immediately null and void and the business shall be taxed, thereafter, without

regard to the exemption provided under this Ordinance.

(e) For subsection (b) and (c) of the paragraph to apply, the applicant must submit sworn statements that at a minimum, the net tax revenue increases listed in the application, submitted under Section 3(a), remain in effect.

#### *Section 5. Forms and administration.*

The City Collector shall develop such forms and procedures as he or she deems necessary and proper to administer applications for exemption as permitted herein.

#### *Section 6. Limited scope.*

This article shall not limit or otherwise preclude the City Council from exempting or stabilizing taxes on properties used for manufacturing or commercial purposes which would otherwise be permitted by the General Laws of the State of Rhode Island.

#### *Section 7. Abatement not available for intrastate relocation.*

As provided under the R.I. General Laws, the City Council shall not grant any abatement to any office concern which is relocating from one city or town within the State of Rhode Island to the City of Providence.

#### *Section 8. Transfers of exempt property.*

If ownership of a company owning or leasing property for which an exemption has been granted is transferred, in whole or the transferee had filed the original application.

#### *Section 9. Relocation of company.*

##### *Owning or Leasing Exempt Property.*

If the company owning or leasing property for which an exemption has been granted, relocates within the City of Providence, the exemption shall

run with the personal property and benefit the company so long as the company would otherwise continue to qualify for an exemption under this Ordinance.

#### *Section 10. Revocation.*

The City Council may terminate an exemption granted hereunder prior to the expiration thereof in the event of fraud or misrepresentation by an applicant regarding any statements or representations contained in the application filed in connection with this Ordinance.

#### *Section 11. Job Creation — Providence Residents.*

Any Office Company that is granted a tax exemption as provided herein shall as a condition of the receipt of such tax exemption enter into an agreement covering the hiring of any and all employees as required under this Ordinance and including, but not limited to, an annual reporting requirement to the City Council relative to compliance with the conditions of said exemption. Said employment agreement shall be for the term of the tax exemption and require that each office company first give preference to any qualified Providence resident for all available employment positions. The employment agreement shall require that the office company provide equal opportunity without regard to race, color, religion, national origin, sex, age or handicap and make a good faith effort to hire a proportionate share, reflective of Providence's population, of women, minorities and handicap persons.

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An Ordinance in amendment of and in addition to Chapter 1996-23 of the Ordinances of the City of Providence approved May 23, 1996 and entitled: "An Ordinance approving and adopting the Official Redevelopment Plan and the attached restrictions for the Douglas Avenue Revitalization Project" for additional acquisition.

*Be it ordained by the City of Providence:*

1. That Chapter 1996-23 of the Ordinances of the City of Providence, approved May 23, 1996 and entitled, "An Ordinance Approving and Adopting the Official Redevelopment Plan and the Attached Restrictions for the Douglas Avenue Revitalization Project" is hereby amended as follows:

A. To the "Official Redevelopment Plan", Section 5.4.2 C, entitled "Acquisition for the Commercial Use — Chalkstone and Douglas" (pages 40 and 41), add the following paragraph, at the end of the subsection:

"In addition to the method of acquisition described above, the Agency shall have the option to acquire by purchase or condemnation of Plat 68 Lot 54. The monument on said lot shall not be disturbed but rather the Agency has the option of subdividing said lot in order to preserve the integrity of the monument. Under this option the Agency will be permitted to combine Lot 54 with adjacent lots to be acquired by the Agency, clear the combined lots of structures, clean the lots, market the site and assign a developer."

B. To the "Official Redevelopment Plan", Section 5.4.2. D entitled "Building Rehabilitation" (pages 41 and 42), add the following paragraph, at the end of the subsection:

"The Agency shall acquire Plat 68 Lot 332, 5 Goddard Street, and market the property for rehabilitation. If no suitable offer is received, the Agency shall demolish the building and offer the land for sale, the adjoining property owners shall be given the first option to purchase."

C. To the Douglas Avenue Redevelopment Ordinance, Section 6. C., the following nine (8) parcels shall be immediately added to the list of properties to be acquired:

Address	Plat	Lot	Area
5 Goddard Street	68	332	1,706

5 Lydia Street	68	361	1,883
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132-156 Douglas Avenue	68	54	20,452
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160 Douglas Avenue	68	57	3,605
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162-164 Douglas Avenue	68	58	3,880
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168-170 Douglas Avenue	68	59	2,600
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342-344 Douglas Avenue	69	322	2,591
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348 Douglas Avenue	69	324	2,036
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2. That said Chapter 1996-23 of the Ordinances of the City of Providence as adopted and as heretofore amended, be and the same is hereby ratified and affirmed in all other respects.

3. That this Ordinance shall take effect on its passage and shall be filed with the City Clerk who is hereby authorized to forward a certified copy thereof to the Providence Redevelopment Agency.

An Ordinance in amendment of and in addition to Chapter 1984-36 of the Ordinances of the City of Providence approved May 24, 1984 and entitled: "An Ordinance approving and adopting the Official Redevelopment Plan for the Lower South Providence Redevelopment Project as amended" for additional acquisition of Lot 401 on Assessor's Plat 48.

*Be it ordained by the City of Providence:*

1. That Chapter 1984-36 of the Ordinances of the City of Providence, approved May 24, 1984, and entitled, "An Ordinance Approving and Adopting the Official Redevelopment Plan for the Lower South Providence Redevelopment Project", as amended by the following Ordinances of the City of Providence: Chapter 1984-26 (February 9, 1985), Chapter 1986-5 (February 27, 1986) and

Chapter 1991-3 (January 24, 1991) of the Ordinances of the City of Providence is hereby further amended as follows:

A. Add the following lot to that listing of lots designated for acquisition in Section 1, entitled, "Proposed Acquisition" under Chapter E, entitled "Plan Proposals" is contained in and set forth in pages 15 to 19 of that certain booklet entitled, "Lower South Providence, Official Redevelopment Plan, 1984" which is part of the aforementioned Ordinance:

<i>Plat/Lot</i>	<i>Address</i>
48/401	402 Public St.

B. All maps of the aforementioned Official Redevelopment Plan shall be amended to indicate the proposed acquisition.

2. That said Chapter 1984-36 of the Ordinances of the City of Providence as adopted and heretofore amended, is hereby ratified and reaffirmed in all other respects.

3. This Ordinance shall take effect upon passage and the City Clerk shall forward a certified copy to the Providence Redevelopment Agency.

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An Ordinance in amendment of and in addition to Chapter 1984-17 of the Ordinances of the City of Providence approved March 9, 1984, entitled: "An Ordinance approving and adopting the Official Redevelopment Plan for the Upper South Providence Revitalization Project" for additional acquisition of Lots 137, 143, 144 and 204 on Assessor's Plat 23.

*Be it ordained by the City of Providence:*

1. That Chapter 1984-17 of the Ordinance of the City of Providence, approved March 9, 1984, entitled "An Ordinance Approving and Adopting

the Official Redevelopment Plan for the Upper South Providence Revitalization Project" as amended by the following Ordinances of the City of Providence: Chapter 1990-31 (December 26, 1990), Chapter 1991-17 (April 26, 1991), Chapter 1992-44 (November 25, 1992), and Chapter 1995-13 (June 9, 1995) of the Ordinances of the City of Providence is hereby further amended as follows.

A. Add the following lots to the acquisition list in Section E. 2 entitled "Proposed Acquisition" as contained and set forth in Page 20 of the certain booklet entitled, "Upper South Providence Official Revitalization Project" which is part of the aforementioned Ordinance:

<i>Plat/Lot</i>	<i>Address</i>
23/137	53 Myrtle St.
23/143	466 Friendship St.
23/144	460 Friendship St.
23/204	55 Myrtle St.

B. All maps of the aforementioned Official Redevelopment Plan shall be amended to indicate the proposed acquisition.

2. That said Chapter 1984-17 of the Ordinance of the City of Providence as adopted and as heretofore amended, is hereby ratified and reaffirmed in all other respects.

3. This ordinance shall take effect upon passage and the City Clerk shall forward a certified copy to the Providence Redevelopment Agency.

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An Ordinance in amendment of and in addition to Chapter 1982-49 of the Ordinances of the City of Providence approved July 8, 1982 and entitled: "An Ordinance approving and adopting the

Official Redevelopment Plan for the Washington Park Revitalization Project" for additional acquisition.

*Be it ordained by the City of Providence:*

1. That Chapter 1982-49 of the Ordinances of the City of Providence, approved July 8, 1982 and entitled, "An Ordinance Approving and Adopting the Official Redevelopment Plan for the Washington Park Revitalization Project", as amended, by the following Ordinance of the City of Providence: Chapter 1983-47, approved September 23, 1983, is hereby further amended as follows:

A. To the list of designated properties for the acquisition in Section 2, entitled "Proposed Acquisition" under Chapter E, entitled, "Plan Proposals" contained and set forth on Page 20 of that certain booklet entitled "Washington Park Revitalization Project, Official Redevelopment Plan, 1982", which is a part of the aforementioned Ordinance, the following property shall be added:

A.P. 59      Lot 3      15-17 Verndale Avenue

B. Certain maps of the aforementioned Redevelopment Plan herein after identified are deleted:

1. Map No. 4 "Proposed Acquisition" dated 6/28/83

2. Map No. 5 "Disposition Map" dated, 6/28/83.

C. Insert the following maps in its stead:

1. Map No. 4 "Proposition Acquisition" dated 10/24/96.

2. Map No. 5 "Disposition Map" dated 10/24/96.

2. That said Chapter 1982-49 of the Ordinances of the City of Providence as adopted and as heretofore amended, be and the same is hereby ratified and affirmed in all other respects.

3. That this Ordinance shall take effect on its passage and shall be filed with the City Clerk who is hereby authorized and directed to forward a certified copy thereof to the Providence Redevelopment Agency.

An Ordinance in amendment of and in addition to Chapter 1983-4 of the Ordinances of the City of Providence approved February 18, 1983, entitled: "An Ordinance approving and adopting the Official Redevelopment Plan for the Silver Lake Revitalization Project" for the acquisition of Lot 80 on Plat 109.

*Be it ordained by the City of Providence:*

1. That Chapter 1983-4 of the Ordinances of the City of Providence, approved February 18, 1983 and entitled, "An Ordinance Approving and Adopting the Official Redevelopment Plan for the Silver Lake Revitalization Project", as amended, by the following Ordinances of the City of Providence: Chapter 1984-21, approved March 23, 1984, Chapter 1987-9, approved March 11, 1987, Chapter 1992-47, approved November 25, 1992, and Chapter 1995-12, approved June 9, 1995, is hereby further amended as follows:

A. To the list of designated properties for acquisition in Section 2, entitled, "Proposed Acquisition" under Chapter E, entitled, "Plan Proposals" contained and set forth on Page 19 of that certain booklet entitled "Silver Lake Revitalization Project, Official Redevelopment Plan, 1983", which is part of the aforementioned Ordinance, the following property shall be added:

<i>Address</i>	<i>Plat/Lot</i>
573 Union Avenue	109/80

B. Certain maps of the aforementioned Official Redevelopment Plan herein after identified are deleted:



1. Map No. 4. "Proposed Acquisition", sheet 1 of 2, date March, 1995.

2. Map No. 5 "Disposition Map", sheet I of 2, dated March, 1995.

D. Insert the following maps in its stead:

1. Map No. 4 "Proposed Acquisition", 1 of 2, dated January, 1997.

2. Map No. 5 "Disposition Map", sheet 1 of 2, dated January, 1997.

2. That said Chapter 1983-4 of the Ordinances of the City of Providence as adopted and as heretofore amended, be and the same is hereby ratified and affirmed in all other respects.

3. That this Ordinance shall take effect on its passage and shall be filed with the City Clerk who is hereby authorized and directed to forward a certified copy thereof to the Providence Redevelopment Agency.

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An Ordinance in amendment of and in addition to Chapter 1980-27 of the Ordinances of the City of Providence approved May 3, 1980, entitled: "An Ordinance approving and adopting the Official Redevelopment Plan for the Charles Street Renewal Project" for the acquisition of Lot 140, Plat 71.

*Be it ordained by the City of Providence:*

1. That Chapter 1980-27 of the Ordinances of the City of Providence, approved May 3, 1980 and entitled, "An Ordinance Approving and Adopting the Official Redevelopment Plan for the Charles Street Renewal Project" amended by the following: Chapter 1983-6, approved February 18, 1983 and Chapter 1995-10, approved June 9, 1995 of the Ordinances of the City of Providence is hereby further amended as follows:

A. Add the following lot to the acquisition list in Section 2, entitled "Proposed Acquisition" under Chapter E entitled "Plan Proposals" as contained and set forth in Page 16 of that certain booklet entitled "Charles Street Renewal Project, Official Redevelopment Plan, 1980" which is part of the aforementioned Ordinance:

<i>Plat/Lot</i>	<i>Address</i>
71/140	599-603 Charles Street

B. Certain maps of the aforementioned Official Redevelopment Plan herein after identified are deleted:

1. Map No. 3 "Proposed Acquisition", dated March, 1995.

2. Map No. 4 "Disposition" dated March, 1995.

C. Insert the following in its stead:

1. Map No. 3. "Proposed Acquisition", dated October, 1995.

2. Map No. 4, "Disposition", dated October, 1995.

2. That said Chapter 1984-17 of the Ordinance of the City of Providence as adopted and as heretofore amended, is hereby ratified and reaffirmed in all other respects.

3. This Ordinance shall take effect upon passage and the City Clerk shall forward a certified copy to the Providence Redevelopment Agency.

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An Ordinance in amendment of Chapter 1973-52 of the Ordinances of the City of Providence approved December 24, 1973, entitled: "An Ordinance approving and adopting the Official Redevelopment Plan for the West Broadway NDP



Entitled "Acquisition and Clearance" under Chapter D. Entitled "Urban Renewal Techniques To Be Used To Achieve Plan Objectives" as found on page 16 of the Official Redevelopment Plan:

"In order to endure a viable Arts and Entertainment District in the Downtown, the City shall acquire those properties that are not in conformance with the Comprehensive Plan and Downcity Implementation Plan. Such properties are intended to conform with the goals of the Downcity."

B. Add the following property to the acquisition list in Section 2. Entitled "Proposed Acquisition" under Chapter E. Entitled "Renewal Plan Proposals":

<i>Plat/Lot</i>	<i>Address</i>
25/316	202 Washington Street

C. The following maps of the aforementioned Official Redevelopment Plan, which is part of the aforementioned Ordinance, herein after identified are deleted:

(a) Map No. 3. "Proposed Acquisition" dated 7-82.

(b) Map No. 7. "Disposition" dated 7-82.

D. Insert the following maps in its stead:

(a) Map No. 3. "Proposed Acquisition" dated 9-96.

(b) Map No. 3B. "Detail Map of Acquisition" dated 9-96.

(c) Map No. 7. "Disposition Map" dated 9-96.

(d) Map No. 7B. "Detail Map of Disposition" dated 9-96.

2. That said Chapter 1977-5 of the Ordinance of the City of Providence as adopted and as

heretofore amended, be and the same is hereby ratified and affirmed in all other aspects.

3. That this Ordinance shall take effect on its passage and shall be filed with the City Clerk who is hereby authorized and directed to forward a certified copy therefore to the Providence Redevelopment Agency.

An Ordinance in amendment of and in addition to Chapter 1977-15 of the Ordinances of the City of Providence approved April 18, 1977, entitled: "An Ordinance approving and adopting the Official Redevelopment Plan for Federal Hill East" for additional acquisition.

*Be it ordained by the City of Providence:*

1. That Chapter 1977-15 of the Ordinance of the City of Providence, approved April 28, 1977, entitled "An Ordinance Approving and Adopting the Official Redevelopment Plan for the Federal Hill East Project" as amended by the following Ordinance of the City of Providence: Chapter 1977-48, approved December 9, 1977, Chapter 1979-2, approved January 22, 1979, Chapter 1980-26, approved May 3, 1980, Chapter 1981-6, approved February 26, 1981, Chapter 1990-4, approved February 8, 1990, Chapter 1992-45, approved November 25, 1992, and Chapter 1996-5, approved March 28 1996, of the Ordinance of the City of Providence is hereby further amended as follows:

A. Add the following statement to Section 1. *Acquisition and Clearance* of Chapter D. Entitled "Urban Renewal Techniques To Be Used To Achieve Plan Objectives" as found on page 13 of the Official Redevelopment Plan:

"The Plan shall provide that in order for the Atwells Avenue/DePasquale Avenue Area to continue to be a viable commercial area, blighted and neglected properties shall be acquired by the

Agency for the purpose of rehabilitation and restoration.

B. Add the following lots to the acquisition list in Section 2. Entitled "Proposed Acquisition" under Chapter E. entitled "Plan Proposals" contained and set forth on Page 15 of the certain booklet entitled, "Federal Hill East, Official Redevelopment Plan, 1977" which is part of the aforementioned Ordinance as amended to date:

<i>Plat/Lot</i>	<i>Address</i>
28/423	57 De Pasquale Avenue
28/424	63 De Pasquale Avenue
28/972	61 De Pasquale Avenue

C. Certain maps of the aforementioned Official Redevelopment Plan herein identified are deleted:

1. Map No. 3, "Proposed Acquisition", sheet 1 of 2 dated November 25, 1992.

2. Map No. 4, "Disposition", sheet 1 of 2, dated November 1992.

D. Insert the following attached Maps in its stead:

1. Map No. 3 "Proposed Acquisition", sheet 1 of 2, dated September 1996.

2. Map No. 4 "Disposition", sheet 1 of 2, dated September 1996.

2. That said Chapter 1977-15 of the Ordinances of the City of Providence as adopted and is heretofore amended, is hereby ratified and reaffirmed in all other aspects.

3. This Ordinance shall take effect upon passage and the City Clerk shall forward a certified copy to the Providence Redevelopment Agency.

**The following Ordinances were Read and Passed the First Time and are Severally Returned for Passage the Second Time, as Amended:**

An Ordinance in Amendment of Chapter 1996-29 of the Ordinances of the City of Providence approved July 23, 1996 entitled: "An Ordinance Establishing the Classes of Positions, the Maximum Number of Employees in Certain Classes in the City Departments and repealing Ordinance Chapter 1995-30, approved December 28, 1995" relative to the Finance Department, as amended.

*Be it ordained by the City of Providence:*

*Section I:* Section 7 of Chapter 1996-29 of the Ordinances of the City of Providence, as approved July 23, 1996, is hereby amended as follows:

Budget Analyst                      \$40,000.00—\$48,000.00

*Section II:* This Ordinance shall take effect upon its passage.

An Ordinance in Amendment of Chapter 1996-29 of the Ordinances of the City of Providence approved July 23, 1996, entitled: "An Ordinance Establishing the Classes of Positions, the Maximum Number of Employees and the Number of Employees in Certain Classes in the City Depart-

ments and repealing Ordinance Chapter 1995-30, approved December 28, 1995" relative to the Commissioners' Department, as amended.

*Be it ordained by the City of Providence:*

*Section I:* Section 16 of Chapter 1996-29 of the Ordinances of the City of Providence, as approved July 23, 1996, is hereby amended as follows:

Add

1 Administrative Asst to Commissioner

*Section II:* This Ordinance shall take effect upon its passage.

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An Ordinance to Adopt the ProvPort, Inc., Tax Exemption Agreement.

*Be it ordained by the City of Providence:*

*Whereas,* On July 7, 1994 this City Council approved a Resolution authorizing the sale of various lots on Assessor's Map 56, commonly referred to as the Port of Providence (the "Port") to ProvPort, Inc. ("ProvPort") a non-profit corporation organized under the laws of the State of Rhode Island; and

*Whereas,* ProvPort's purchase proposal had contemplated payments in lieu of taxes on Port property; and

*Whereas,* Said Resolution made reference to an agreement to be proposed for payments in lieu of taxes; and

*Whereas,* On September 28, 1994, the City of Providence (the "City") sold the Port to ProvPort, Inc. ("ProvPort"), for the purchase price of \$16,655,000; and

*Whereas,* The sale of the Port was concluded under a Request for Proposal process initiated by

the City in May, 1994, which Request for Proposal contemplated assistance by the City in the financing of port improvements in the amount of \$3,000,000 and

*Whereas,* In accordance with the terms of said sale, ProvPort agreed to undertake certain capital improvements to the Port in the total aggregate amount of \$3,200,000, as more fully set forth in that certain Trust Agreement among ProvPort, Fleet National Bank, the Providence Redevelopment Agency and the City dated as of September 1, 1994, and further to enter into a revenue sharing agreement with the City; and

*Whereas,* The City wishes to grant an exemption on the real and personal property of the improvements owned or leased by ProvPort to assist in the financing of said improvements as aforesaid for the period during which said revenue sharing agreement is in effect; and

*Whereas,* Pursuant to R.I.G.L. Section 44-3-9, the City finds that granting an exemption of taxes to ProvPort for a ten (10) year period will inure to the benefit of the City by reason of the willingness of ProvPort to: (i) purchase and expand the operations of the Port thereby directly and indirectly creating jobs within the City; (ii) undertake the capital improvements necessary to increase the profitability of the Port; and (iii) generate an additional revenue to the City by sharing a portion of said profits with the City;

*Now, therefore,* Be it ordained by the City of Providence:

*Section 1.* The City Council of the City of Providence hereby adopts the ProvPort, Inc. Tax Exemption Agreement based upon the finding that the capital improvements and facilities described therein are needed, and the financing of such projects is in the public interest.

*Section 2.* As of the date of the Ordinance, as a condition of the Tax Exemption Agreement, in making employment decisions, ProvPort, Inc., shall give preferential consideration to qualified

employees/applicants who reside or are willing to reside in Providence.

**Section 3.** As a further condition of this Tax Exemption Agreement, ProvPort, Inc. shall be required to present a report annually to the City Council, prior to June 30. This report shall include, but not be limited to, the annual budget as presented to the Providence Redevelopment Agency, the quarterly reports from the past fiscal year, a description of the capital improvements that have been completed and a list of capital improvements to be completed in the upcoming fiscal year.

**Section 4.** This Ordinance shall be deemed retroactively effective as of September 24, 1994.

**COUNCILMAN IGLIOZZI moves to dispense with the reading of the foregoing Ordinances.**

**This motion is seconded by COUNCILWOMAN WILLIAMS.**

**COUNCILMAN DeLUCA objects to the dispensing of the readings.**

**COUNCILWOMAN NOLAN moves that the motion to dispense the readings be reconsidered.**

**This motion is seconded by COUNCILMAN JACKSON.**

**The motion for Reconsideration is passed.**

**On motion of COUNCILMAN IGLIOZZI, seconded by COUNCILWOMAN WILLIAMS, it is voted to dispense the reading of the foregoing Ordinances.**

**COUNCILMAN DeLUCA objects to the dispensing of the readings of the Ordinances, and on motion of COUNCILWOMAN NOLAN, seconded by COUNCILMAN JACKSON, it is voted to Reconsider the vote to dispense with the readings.**

**Severally Read and Collectively Passed, on motion of COUNCILWOMAN NOLAN, seconded by COUNCILMAN JACKSON, by the following Roll Call Vote:**

**Ayes: Council President Fagnoli, Councilmen Allen, Clarkin, DeLuca, Councilwoman DiRuzzo, Councilmen Igliozi, Jackson, Lombardi, Mancini, Councilwoman Nolan, Councilman Rollins, Councilwomen Romano and Williams—13.**

**Noes: None.**

**Absent: Councilman Glavin and Councilwoman Young—2.**

**The motion for Passage is Unanimously Sustained.**

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**An Ordinance in Amendment to Section 21-169 of the Code of Ordinances regarding Tax Stabilization, as Amended.**

*Be it ordained by the City of Providence:*

**Section 1.** Section 21-169 of the Code of Ordinances is hereby amended to read as follows:

**Section 21-169. Tax stabilization for certain commercial, industrial and residential property.**

(a) *Declaration of policy.* The city council has the authority, pursuant to Section 44-3-9 of the General Laws of the State of Rhode Island, as amended, to exempt property used for commercial, industrial or residential purposes from the payment of property tax if the granting of an exemption will:

(1) Cause a commercial or industrial concern to locate in the city; or

(2) Cause a commercial or industrial concern

to replace, reconstruct, expand or remodel existing buildings and facilities, and thereby increase the tax base in the city; or

(3) Cause a commercial or industrial concern to construct new buildings or facilities and thereby increase employment opportunities in the city.

(4) Cause a building formerly utilized for commercial, manufacturing or residential purposes to be utilized for residential purposes.

The city council finds that it is in the interest of the residents of the City of Providence to adopt a plan for the granting of such exemptions.

(b) *Eligible property.* The provisions of this article shall apply to commercial, industrial or residential property, which is defined to mean land, buildings, structures, and other improvements thereto, and personal property located therein or thereon or employed in connection therewith (but excluding inventory held for sale in the ordinary course) used essentially for offices, commercial or industrial enterprises or residential use, but shall not include unimproved or vacant land.

(1) *Procedure.*

a. No person shall be entitled to any exemption herein authorized without first filing an application for a tax stabilization with the office of the city assessor. The application shall include the program of building, alterations and/or improvements to be made and, in the case of a new facility, must contain a statement by the applicant of how the facility will increase employment in the city. No application shall be considered unless: (i) the application is filed prior to the issuance of a certificate of occupancy; (ii) the estimated cost of new construction exceeds one hundred thousand dollars (\$100,000.00) and (iii) a non refundable application fee in the amount of 0.001 per cent of the estimated cost of the project is paid to the city. The City assessor shall promptly forward a copy of any application to the building inspector

and notify the city collector of the pendency of the exemption application.

b. The building inspector shall review the application to determine whether any violations of the provisions of the building code of the city ordinance exist with respect to the property of the applicant and any other property in the city owned by the applicant. If no violations exists, he shall certify that fact to the city assessor within thirty (30) days. If violations do exist, he shall forward a statement stating the nature and extent of the violations. No exemption granted hereunder shall be effective unless and until any and all such violations have been cured.

c. The City collector shall review the city tax records to determine whether all taxes (together with interest and penalties) which are due and owing to the city with respect to the property to which the exemption applies, and all other property in the city owned by the applicant, have been paid. If no deficiency exists, the city collector shall certify that fact to the city assessor within thirty (30) days. If a deficiency or deficiencies do exist, the city collector shall forward a statement of the amounts due and the properties involved. No exemption granted hereunder shall be effective unless and until any and all taxes together with interest and penalties remaining unpaid and due and owing to the city assessed on such property have been paid in full to the city.

d. Within thirty (30) days following the receipt of the statements from the building inspector and the city collector, the assessor will review the application and, if the building inspector and city collector have certified that no violations or deficiencies which did exist have been cured, he will forward the application to the city council together with his comments and recommendations for action by the city council. The city council shall review the project in its entirety, including, but not limited to, the amount of public funds utilized in the project in determining whether or not a project shall be approved. Approval by the council shall be by resolution.

(c) *Exemption.* Upon receipt from the city assessor or an application for abatement under this article, the city council may grant the exemption provided for herein or any such lesser or greater exemption as the city council may in its complete discretion deem beneficial, upon its finding that the granting of such exemption will benefit the city for any of the reasons set forth in subsection (a) above. The commercial, industrial or residential property which is exempt hereunder shall be assessed as follows:

(1) There shall be no change in assessment during the period of construction provided such construction is completed within a reasonable period of time.

(2) For the first year in which the commercial, industrial or residential property is subject to abatement hereunder, the abatement shall be no greater than ninety (90) per cent of the assessed valuation of the property attributable to new construction.

(3) In subsequent years the abatement shall be to the extent of the percentage set forth in the following schedule.

<i>Year</i>	<i>Percentage Abated</i>
1	90
2	80
3	70
4	60
5	50
6	40
7	30
8	20

9 10  
10 0

The City assessor shall determine the increase in the assessed valuation of the commercial property attributable to new construction. The increase in the assessed valuation so determined shall be used in all subsequent years notwithstanding any subsequent revaluation of such commercial property, and/or additional renovations, alterations, additions.

(d) *Forms and administration.* The city assessor shall develop such forms and procedures as he or she deems necessary or proper for application for exemption.

(e) *Limited scope.* The article shall not limit or otherwise preclude the city council from exempting or stabilizing taxes on properties used for manufacturing, commercial or industrial purposes which would otherwise be permitted by Section 44-3-9 of the General Laws of the State of Rhode Island, as amended.

(f) *Transfer of exempt property.* If property for which an exemption has been granted is transferred during the exemption period, the exemption shall run with the property and benefit the transferee so long as the property continues to be used for commercial or industrial purposes and the transferee could otherwise qualify for an exemption if the transferee had filed the original application.

(g) *Revocation.* The city council may terminate an exemption granted hereunder prior to the expiration thereof in the event of fraud or misrepresentation by an applicant regarding any statements or representations contained in the application filed hereunder.

*Section 2.* This Ordinance shall take effect upon its passage.



**Severally Read and Collectively Passed, on motion of COUNCILMAN IGLIOZZI, seconded by COUNCILWOMAN WILLIAMS, by the following Roll Call Vote:**

**Ayes: Council President Fagnoli, Councilman Clarkin, Councilwoman DiRuzzo, Councilmen Igliazzi, Mancini, Councilwomen Nolan, Romano and Williams—8.**

**Noes: Councilmen Allen, DeLuca, Jackson and Lombardi—4.**

**Absent: Councilman Glavin, Rollins and Councilwoman Young—3.**

**The motion for Passage is Sustained.**

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An Ordinance Amending Chapter 20 of the Ordinance of the City of Providence entitled: "Redevelopment Areas" as Amended.

*Be it ordained by the City of Providence:*

1. Those Sections, 20-2. *Area-1* and 20-3. *Area-2* of Chapter 20 entitled, "*Redevelopment Areas*" is hereby eliminated and the following two (2) Sections will be added in their stead:

*Section 20-2. Area-1.*

The following area in the City of Providence shall be designated as Area-1:

Beginning at a point at the centerline intersection of Interstate Route 146 and the North Providence Town Line;

Thence turning and running southerly along Interstate Route 146 to its intersection with Interstate Route 95;

Thence turning and running southerly along Interstate Route 95 to its intersection with Interstate Route 6;

Thence turning and running westerly along Interstate Route 6 to its intersection with the Johnston Town Line;

Thence turning and running northerly along the Johnston Town Line and Providence City Line to its intersection with the North Providence Town Line;

Thence turning and running along the City Line and the North Providence Town Line to its intersection with the westerly side of Mount Pleasant Avenue;

Thence southerly along the westerly side of Mt. Pleasant Avenue to its intersection with Canonchet Street;

Thence westerly along the westerly side of Canonchet Street to its intersection with Winthrop Avenue;

Thence southerly along the westerly side or Winthrop Avenue to its intersection with the southerly side of Chalkstone Avenue;

Thence westerly along the southerly side of Chalkstone Avenue to its intersection with Leah Street;

Thence southerly along the westerly side of Leah Street to its intersection with the southerly side of Atwells Avenue;

Thence easterly along the southerly side of Atwells Avenue to its intersection with the easterly side of Academy Avenue;

Thence northerly along the easterly side of Academy Avenue to its intersection with the southerly side of Newark Street;

Thence easterly along the southerly side of Newark Street to its intersection with the easterly side of Cutler Street;

Thence northerly along the easterly side of Cutler Street to its intersection with the southerly side of Cliff Street;

Thence easterly along the southerly side of Cliff Street to its intersection with the easterly side of Allston Street;

Thence easterly along the southerly side of Allston Street to its intersection with the westerly side of Wolcott Street;

Thence southerly along the westerly side of Wolcott Street to the rear lot line of Lot 437 on A. P. 66;

Thence easterly along the northerly lot line of Lot 437 to the easterly lot line of Lot 437;

Thence southerly along the easterly lot line of Lot 437 to its intersection with the northerly lot line of Lot 216 on A. P. 66;

Thence easterly along the northerly lot line of Lots 216, 217, and 220 on A. P. 66;

Thence southerly along the easterly lot line of Lot 220 to its intersection with the northerly side of Valley Street;

Thence easterly along the northerly side of Valley Street to its intersection with the westerly side of Raymond Street;

Thence northerly along the westerly side of Raymond Street to its intersection with the southerly side of Smith Street;

Thence westerly along the southerly side of Smith Street to its intersection with the westerly side of Huxley Avenue;

Thence northerly along the westerly side of Huxley Avenue to its intersection with the southerly side of Admiral Street;

Thence westerly along the southerly side of Admiral Street to its intersection with the westerly side of Sharon Street;

Thence southerly along the westerly side of

Sharon Street to its intersection with the northerly side of Naples Avenue;

Thence southerly along the northerly side of Naples Avenue to the easterly intersection with Enfield Avenue;

Thence northerly along the easterly side of Enfield Avenue to its intersection with the southerly side of Isabella Avenue;

Thence westerly along the southerly side of Isabella Avenue to its intersection with the easterly side of Longwood Avenue;

Thence southerly along the easterly side of Longwood Avenue to its intersection with the northerly side of Smith Street;

Thence southerly along the northerly side of Smith Street to its intersection with the southwesterly side of Cathedral Avenue;

Thence southerly along the southwesterly side of Cathedral Avenue to its intersection with the easterly side of Mt. Pleasant Avenue;

Thence northerly along the easterly side of Mt. Pleasant Avenue to its intersection with the North Providence Town Line;

Thence northerly along the North Providence Town Line to the point and place of beginning.

#### *Section 20-3. Area 2.*

Beginning at a point of the centerline of Interstate Route 146 and its intersection with the North Providence Town Line;

Thence turning and running in a southerly direction along Interstate Route 146 to its intersection with Interstate Route 95;

Thence and running in a northerly direction along Interstate Route 95 to its intersection with the southerly side of Industrial Drive;

Thence turning and running in a easterly direction along the southerly side of Industrial Drive to its intersection with the westerly side of North Main Street;

Thence turning and running in a southerly direction along the westerly side of North Main Street to the intersection with the westerly side of Canal St.

Thence turning and running southeasterly along Canal Street to the point where Canal Street intersects with the centerline of Memorial Boulevard;

Thence turning and running in a southeasterly direction along said centerline to its intersection with the westerly harbor line of the Providence River;

Thence turning and running southeasterly along said harbor line approximately 4,000 feet;

Thence turning and running northeasterly approximately 800 feet to its intersection with easterly harbor line of the Providence River and Seekonk River;

Thence turning and running along said harbor lines of the Providence River and Seekonk River to its intersection with the Amtrak right-of-way;

Thence in a generally northwesterly direction approximately 1,200 feet to its intersection with the westerly side of Gano Street;

Thence northerly along the westerly side of Gano Street to its intersection with the southerly side of East George Street;

Thence westerly along the southerly side of East George Street to its intersection with the easterly side of Governor Street;

Thence southerly along the easterly side of Governor Street to its intersection with the southerly side of Power Street;

Thence westerly along the southerly side of Power Street to its intersection with the easterly side of Thayer Street;

Thence southerly along the easterly side of Thayer Street to its intersection with the southerly side of John Street;

Thence westerly along the southerly side of John Street to its intersection with the westerly side of Benefit Street;

Thence northerly along the westerly side of Benefit Street to its intersection with the southerly side of Angell Street;

Thence easterly along the southerly side of Angell Street to its intersection with the easterly side of DeFoe Place;

Thence northerly along the westerly side of the extended easterly side of DeFoe Place to its intersection with southerly side of Meeting Street;

Thence westerly along the southerly side of Meeting Street to its intersection with the easterly side of Congdon Street;

Thence northerly along the easterly side of Congdon Street to its intersection with the southerly side of Halsey Street;

Thence easterly along the southerly side of Halsey Street to its intersection with the westerly side of Brown Street;

Thence northerly along the westerly side of Brown Street to its intersection with the southerly side of Olney Street;

Thence easterly along the southerly side of Olney Street to its intersection with the westerly side of Hope Street;

Thence northerly along the westerly side of Hope Street to its intersection with the southerly side of Doyle Avenue;

Thence westerly along the southerly side of Doyle Avenue to its intersection with the westerly side of Camp Street;

Thence northerly along the westerly side of Camp Street to its intersection with the southerly side of Rochambeau Avenue;

Thence westerly along the southerly side of Rochambeau Avenue to its intersection with the westerly side of North Main Street;

Thence northerly along the westerly side of North Main Street to its intersection with easterly side of Cemetery Street;

Thence northerly along the easterly side of Cemetery Street to its intersection with the westerly side of Nashua Street;

Thence northerly along the westerly side of Nashua Street to its intersection with the city line;

Thence turning and running in a westerly direction along the city line to the point and place of beginning.

point and place of beginning.

2. That said Ordinance, as adopted and amended, be and the same is hereby ratified and confirmed in all other respects.

3. That said Ordinance shall take effect upon its passage and shall be filed with the City Clerk who is hereby authorized and directed to forward a certified copy of the same to the Providence Redevelopment Agency.

**Severally Read and Collectively Passed, on motion of COUNCILMAN IGLIOZZI, seconded by COUNCILWOMAN WILLIAMS, by the following Roll Call Vote:**

**Ayes: Council President Fagnoli, Councilmen Allen, Clarkin, DeLuca, Councilwoman DiRuzzo, Councilmen Igliazzi, Jackson, Lombardi, Mancini, Councilwomen Nolan, Romano and Williams—12.**

**Noes: None.**

**Absent: Councilman Glavin, Rollins and Councilwoman Young—3.**

**The motion for Passage is Sustained.**

## PRESENTATION OF RESOLUTIONS

### **COUNCILMAN DeLUCA (By Request):**

**Resolution Requesting the Chief Electrical Inspector to cause the upgrading of lighting on Pomona Avenue.**

***Resolved,* That the Chief Electrical Inspector is requested to cause the upgrading of lighting on Pomona Avenue.**

**Resolution Requesting the Chief Electrical Inspector to cause the installation of a street light and pole on the Dead End portion of Ridgeland Street.**

***Resolved,* That the Chief Electrical Inspector is requested to cause the installation of a street light and pole on the Dead End portion of Ridgeland Street.**

**Severally Read and Collectively Passed, on motion of COUNCILMAN IGLIOZZI, seconded by COUNCILWOMAN WILLIAMS.**

**The motion for Passage is Unanimously Sustained.**

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**COUNCILMAN IGLIOZZI (By Request):**

Resolution Requesting the Traffic Engineer to install larger "No Thru Trucks" signs along Duxbury Street.

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

**The motion to Refer is Sustained.**

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Resolution Requesting the Chief Electrical Inspector to cause the installation or upgrading of lights on the corner of Laban Street and Gifford Street to increase the lighting.

*Resolved*, That the Chief Electrical Inspector is requested to cause the installation or upgrading of lights on the corner of Laban Street and Gifford Street to increase the lighting.

**Read and Passed, on motion of COUNCILMAN IGLIOZZI, seconded by COUNCILWOMAN WILLIAMS.**

**The motion for Passage is Sustained.**

---

**COUNCILMAN ROLLINS and COUNCILMAN ALLEN (By Request):**

Resolution Requesting the City Collector to cancel or abate, in whole, the taxes assessed in the amount of \$4,525.71 plus all taxes that accrue from 1996 until the Providence Redevelopment Agency sells Assessor's Plat 99 Lot 155, 248 Hawkins Street, in accordance with Rhode Island General Law Section 44-7-23.

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

**The motion to Refer is Unanimously Sustained.**

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**COUNCILWOMAN ROMANO (By Request):**

Resolution Requesting the Narragansett Electric Company to survey the street lighting on Charles Street and Branch Avenue.

*Resolved*, That the Narragansett Electric Company is requested to survey the street lighting on Charles Street and Branch Avenue.

**Read and Passed, on motion of COUNCILMAN IGLIOZZI, seconded by COUNCILWOMAN WILLIAMS.**

**The motion for Passage is Unanimously Sustained.**

---

**COUNCILWOMAN WILLIAMS and COUNCILWOMAN NOLAN:**

Resolution supporting the legislation introduced by Representative Marsha Carpenter pertaining to Gun Control.

**COUNCIL PRESIDENT FARGNOLI Ref-**

**ers the Resolution to the Special Committee  
on State Legislation.**

**The motion to Refer is Unanimously  
Sustained.**

## **REPORTS FROM COMMITTEES**

### **COUNCILWOMAN PATRICIA K. NOLAN, Chairwoman COMMITTEE ON FINANCE**

**Transmits the following with recommenda-  
tion the Same be Adopted:**

**An Ordinance Increasing from Two Thousand  
(\$2,000.00) Dollars to Five Thousand (\$5,000.00)  
Dollars the amount for Contracts of Purchase  
pursuant to the provisions of the Providence  
Home Rule Charter Section 1007 (c) (1).**

**Read and Passed the First Time, on motion  
of COUNCILMAN IGLIOZZI, seconded by  
COUNCILWOMAN WILLIAMS, by the fol-  
lowing Roll Call Vote:**

**Ayes: Council President Fagnoli, Coun-  
cilmen Allen, Clarkin, Councilwoman  
DiRuzzo, Councilmen Igliazzi, Jackson,**

**Lombardi, Mancini, Councilwoman Nolan,  
Councilman Rollins, Councilwomen  
Romano and Williams—12.**

**Noes: None.**

**Absent: Councilman Glavin and Council-  
woman Young—2.**

**COUNCILMAN DeLUCA desires to be  
recorded as Not Voting.**

**The motion for Passage the First Time, is  
Unanimously Sustained.**

**Transmits the following with recommenda-  
tion the same be Severally Approved:**

**Resolution authorizing the City of Providence to  
finance the Providence Hurricane Barrier  
Project through the issuance of Bonds or Notes  
of the Providence Public Buildings Authority,  
or by issuing of General Obligation Bonds and**

**Notes of the City, or through the imposition of  
special assessments to pay for the project.**

**Whereas, The Department of Public Works of  
the City of Providence has determined that the**

Providence Hurricane Barrier is in need of renovation, rehabilitation, improvements and equipment and also that engineering or other studies may be necessary in connection with such renovation, rehabilitation, improvements and equipment (the "Project"); and

*Whereas*, The City may finance the Project through the issuance of Bonds or Notes of the Providence Public Buildings Authority, or by issuing of General Obligation Bonds and Notes of the City, or through the imposition of special assessments to pay for the Project.

*Now, therefore, be it Resolved*, This Resolution is an affirmative action of the City Council towards the issuance of Bonds and/or Notes of the Providence Public Buildings Authority or of the City of Providence in accordance with the purposes of the laws of the State. This Resolution constitutes the City's declaration of official intent, pursuant to Treasury Regulation Section 1.150-2, to reimburse its General Fund in an amount not to exceed Five Hundred Thousand Dollars (\$500,000) for certain capital expenditures for the Project paid on or after the date which is sixty (60) days prior to the date of this Resolution but prior to the issuance of the Authority's or the City's Bonds and/or Notes. Amounts to be reimbursed shall be reimbursed not later than eighteen months after (a) the date on which the expenditure is paid or (b) the date the Project is placed in service or abandoned, but in no event more than three (3) years after the date the expenditure is paid.

**Read and Passed**, on motion of COUNCILMAN IGLIOZZI, seconded by COUNCILWOMAN WILLIAMS, by the following Roll Call Vote:

**Ayes:** Council President Fagnoli, Councilmen Allen, Clarkin, Councilwoman DiRuzzo, Councilmen Igliazzi, Jackson, Lombardi, Mancini, Councilwoman Nolan, Councilman Rollins, Councilwomen Romano and Williams—12.

**Noes:** None.

**Absent:** Councilman Glavin and Councilwoman Young—2.

COUNCILMAN DeLUCA desires to be recorded as Not Voting.

The motion for Passage the First Time, is Unanimously Sustained.

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Resolution authorizing the City Collector to cancel or abate, in whole, the taxes assessed in the amount of \$17,202.12 for the property located on Assessor's Plat 63 Lot 498, 300-302 Manton Avenue in accordance with Rhode Island General Law Section 44-7-23

On motion of COUNCILMAN DeLUCA, seconded by COUNCILMAN CLARKIN, it is voted to Refer the Resolution Back to the Committee on Finance.

The motion to Refer is Unanimously Sustained.

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**COUNCILMAN DAVID V. IGLIOZZI, Chairman  
COMMITTEE ON ORDINANCES**

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

An Ordinance amending the City of Providence Zoning Ordinance Chapter 1994-24, No. 365, Approved June 27, 1994, as Amended. (150 Carolina Avenue)

An Ordinance Amending the City of Providence Zoning Ordinance Chapter 1994-24 No. 365, Approved June 27, 1994, as Amended relative to Lots 382 and 261 on Zoning District Map 110.

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An Ordinance amending the City of Providence Zoning Ordinance Chapter 1994-24 No. 365, Approved June 27, 1994, as Amended. (Adult Entertainment)

**Severally Read and Collectively Passed the First Time, on motion of COUNCILMAN IGLIOZZI, seconded by COUNCILWOMAN WILLIAMS, by the following Roll Call Vote:**

**Ayes: Council President Fagnoli, Councilmen Allen, DeLuca, Councilwoman DiRuzzo, Councilmen Igliazzi, Jackson, Lombardi, Councilwoman Nolan, Councilman Rollins, Councilwomen Romano and Williams—11.**

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**Transmits the following with Recommendation the Same be Severally Adopted:**

**Noes: None.**

An Ordinance in Amendment of Chapter 564 of the Ordinances of the City of Providence Entitled: "The City of Providence Zoning Ordinance" Approved June 27, 1994, and Amended May 26, 1995, by Amending Providence Zoning District Map Number 43 of the Official Zoning Map by changing the Zoning District Designation of Lots 385 and 386 from R-3 to C-2.

**Absent: Councilmen Clarkin, Glavin, Mancini and Councilwoman Young—4.**

**The motion for Passage the First Time, is Unanimously Sustained.**

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**Transmits the following with recommendation the Same be Approved:**

Resolution Requesting the Police Department to enforce vigilently Chapter 4, Article III, Section 4-33 of the Code of Ordinances "Relative to Restraint of Dogs Required".

*Resolved*, That the Police Department is

requested to enforce vigilently Chapter 4, Article III, Section 4-33 of the Code of Ordinances "Relative to Restraint of Dogs Required". Further, it is requested that special attention be given to dogs which are allowed loose on the City's sports playing fields.

**COUNCILMAN ROBERT M. CLARKIN, Chairman  
COMMITTEE ON PUBLIC WORKS**

**Transmits the following with Recommendation the Same be Severally Approved:**

Resolution Requesting the Traffic Engineer to cause the installation of Four-Way "Stop" Signs at the intersection of Hope Street and Wickenden Street.

*Resolved*, That the Traffic Engineer is requested to cause the installation of Four-Way "Stop" Signs at the intersection of Hope Street and Wickenden Street.

Resolution Requesting the Traffic Engineer to cause the installation of Four-Way "Stop" Signs at the intersection of Adelaide Avenue and Melrose Street due to numerous accidents at that location.

*Resolved*, That the Traffic Engineer is requested to cause the installation of Four-Way "Stop" Signs at the intersection of Adelaide Avenue and Melrose Street due to numerous accidents at that location.

Resolution Requesting the Traffic Engineer to cause Wanskuck Avenue as a One-Way Street, from Admiral Street to Gentian Avenue.

*Resolved*, That the Traffic Engineer is requested to cause Wanskuck Avenue as a One-Way Street, from Admiral Street to Gentian Avenue.

Resolution Requesting the Traffic Engineer to cause the installation of a "Stop" Sign at the corner of Gray Street and Fowler Street.

*Resolved*, That the Traffic Engineer is requested to cause the installation of a "Stop" Sign at the corner of Gray Street and Fowler Street.

Resolution Requesting the Traffic Engineer to study the feasibility of installing a Caution Signal at the intersection of Old Road and Mount Pleasant Avenue.

*Resolved*, That the Traffic Engineer is requested to study the feasibility of installing a Caution Signal at the intersection of Old Road and Mount Pleasant Avenue.

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Resolution Requesting the Traffic Engineer to cause the installation of a Traffic Signal Light with a Control Device for Pedestrians in the immediate vicinity of the Aaron Briggs Manor located along 301 Cranston Street.

*Resolved*, That the Traffic Engineer is requested to cause the installation of a Traffic Signal Light with a Control Device for Pedestrians in the immediate vicinity of the Aaron Briggs Manor located along 301 Cranston Street.

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Resolution Requesting the Traffic Engineer to cause the installation of a "Stop" Sign at Amherst Street and Hannah Street and at the corner of Steere Avenue and Amherst Street.

*Resolved*, That the Traffic Engineer is requested to cause the installation of a "Stop" Sign at Amherst Street and Hannah Street and at the corner of Steere Avenue and Amherst Street.

Resolution Requesting the Traffic Engineer to cause the installation of a "Stop" Sign at the corner of Sprague Street and Harrison Street.

*Resolved*, That the Traffic Engineer is requested to cause the installation of a "Stop" Sign at the corner of Sprague Street and Harrison Street.

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Resolution Requesting the Traffic Engineer to cause the installation of a "Four-Way Stop" Sign on Moore Street and Updike Street.

*Resolved*, That the Traffic Engineer is requested to cause the installation of a "Four-Way Stop" Sign on Moore Street and Updike Street.

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Resolution Requesting the Traffic Engineer to cause the installation of a "Stop" Sign on Stewart Street and Friendship Street, due to the numerous accidents.

*Resolved*, That the Traffic Engineer is requested to cause the installation of a "Stop" Sign on Stewart Street and Friendship Street, due to the numerous accidents.

**Severally Read and Collectively Passed, on motion of COUNCILMAN IGLIOZZI, seconded by COUNCILWOMAN WILLIAMS.**

**The motion for Passage is Unanimously Sustained.**

**COUNCILMAN KEVIN JACKSON, Chairman  
COMMITTEE ON CITY PROPERTY**

**Jointly transmit the following with Recommendation the Same be Received:**

Communication dated September 30, 1996 from Peter V. Lacouture, Esq., relative to The Narragansett Electric Company relocating cables on Charles Street in the vicinity of the Amtrak Tracks.

**Received.**

**COMMUNICATIONS AND REPORTS**

Communication from RI State Council on the Arts requesting the review and approval of the City Council over the placement of a public art project on Washington Street adjacent to the Shepard Building in Downtown Providence.

**Received and Referred to the Committee on Public Works.**

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**FROM THE CLERK'S DESK**

Petition of Azarig Kooloian, 143 Smithfield Road, North Providence, Rhode Island, requesting permission for a zoning change from R-3 Zoning to C-2 Zoning for the property located at

the intersection of Douglas Avenue and Chalkstone Avenue, Assessor's Plat 68, Lots 502, 503, 504, 505, 507, 508, 509, 740, 749 and 750.

**COUNCIL PRESIDENT FARGNOLI Refers the Petition to the Committee on Ordinances.**

**The motion to Refer is Unanimously Sustained.**

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Certificates from the City Assessor (No. 17A and 18A) Recommending the same be Canceled pursuant to the provisions of Sections 14 and 15 of Title 44, Chapter 7 of the General Laws of the State of Rhode Island, 1956, as Amended.

**Severally Referred to the Committee on Claims and Pending Suits.**

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

Ralph Newell

Richard J. Lewis

Frank DiMaio

Joseph Cutter

Osmond P. Madriaga

Michael Tanzi

Salvatore Cerminara

Almeda Hempstead

Cynthia A. Ollivierre

Steven Quattorchi

Travelers Ins. Co. a/s/o Jennifer Reynolds

David Troia

Allison Arruda

Martha H. Beato p.p.a. Eduardo Beato

Liberty Ins. Co. a/s/o Maria L. Marzilli

Trevellan C. Berberian

Lori Izzi

Roberta Powers

Raymond Kelly

Charleen Y. Robertson

Phyllis & Stephen Schectman

**COUNCIL PRESIDENT FARGNOLI Severally Refers the Petitions to the Committee on Claims and Pending Suits.**

**The motion to Refer is Unanimously Sustained.**

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## PRESENTATION OF CITATIONS

### *“In Congratulations”*

**COUNCIL PRESIDENT FARGNOLI and  
the MEMBERS of the CITY COUNCIL:**

Citations Extending Congratulations.

*Resolved*, That the Members of the City Council extend their sincere congratulations to the following:

Frank Capaldi in recognition of the celebration of his 80th Birthday, born on March 4, 1917.

Chief Richard Tamburini in recognition of being honored by the Piave Lodge #364 O.S.I.A. as being the recipient of the St. Joseph's Day Merit Award.

Peter Gobis in recognition of being honored as One of the Top Three Sports Columnists in 1996 by the New England Associated Press.

Elissann Silvia in recognition of being a 4th Grade Elementary Spelling Bee Winner.

Phooj Yang in recognition of being a 4th Grade Elementary Spelling Bee Winner.

Carlos Franco in recognition of being a 5th Grade Elementary Spelling Bee Winner.

Nathalie Jane Feliciano in recognition of being a 5th Grade Elementary Spelling Bee Winner.

Melissa Cruz in recognition of being a 5th Grade Elementary Spelling Bee Winner.

**Severally Read and Collectively Passed,  
on motion of COUNCILMAN IGLIOZZI, sec-  
onded by COUNCILWOMAN WILLIAMS.**

**The motion for Passage is Unanimously  
Sustained.**

## PRESENTATION OF RESOLUTIONS

### *“In Memoriam”*

**COUNCIL PRESIDENT FARGNOLI and  
the MEMBERS of the CITY COUNCIL:**

Resolutions Extending Sympathy.

*Resolved*, That the Members of the City Council extend their sincere sympathy to the families of the following:

Dorothy E. Noonan

Marie L. “Lucy” Storti

Beatrice P. DePetro

Malcom Farmer, Jr.

Rose Florio

Bernardina Brosco

James C. "Bean" Herndon, Jr.

Girio "Jerry" Tiberi

Rose G. Young

Luigi Scorpio, Jr.

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

Mariangella "Marion" Oliver

**The motion for Passage is Unanimously  
Sustained.**

Gaetano Morrocco

Joao Tavers

Charles "Red" Adams, Jr.

## ADJOURNMENT

There being no further business, on  
motion of COUNCILMAN IGLIOZZI, sec-  
onded by COUNCILWOMAN WILLIAMS, it  
is voted to adjourn at 8:55 o'clock P.M.  
(E.S.T.).

*Richard R. Clement*

City Clerk



