

**CITY OF PROVIDENCE
RHODE ISLAND**



**CITY COUNCIL
JOURNAL OF PROCEEDINGS**

No. 92 City Council Regular Meeting, Thursday, August 2, 1990, 7:30 o'clock P.M. (E.D.T.)

IN CITY COUNCIL
SEP 6 1990

PRESIDING

APPROVED:

R. M. Mendonça **CLERK**

COUNCIL PRESIDENT

NICHOLAS W. EASTON

ROLL CALL

Present: Council President Easton,
Councilmen Clarkin, Cola, Dillon, Council-
women DiRuzzo, Fagnoli, Councilmen
Farmer, Glavin, Igliozi, Lombardi, Lopes,
Petrosinelli, Rollins, and Councilwoman
Young — 14.

Absent: Councilman Annaldo — 1.

INVOCATION

The Invocation is given by COUNCILMAN
DAVID G. DILLON.

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

COUNCILMAN ROBERT M. CLARKIN
leads the members of the City Council and
the Assemblage in the Pledge of Allegiance
to the Flag of the United States of America.

APPROVAL OF RECORDS

The Journal of Proceedings No. 89 of the
Special Meeting of the City Council held
June 29, 1990 and Posted July 11, 1990; the
Journals of Proceedings No. 90 of the
Special Meeting of the City Council held July
1, 1990 and No. 91 of the Regular Meeting
of the City Council held July 5, 1990 and
Posted July 27, 1990, are Severally
Approved as Printed, on motion of
COUNCILMAN GLAVIN, seconded by
COUNCILMAN DILLON.

ELECTION OF A CHIEF JUDGE OF THE PROVIDENCE MUNICIPAL COURT

COUNCIL PRESIDENT EASTON calls for Nominations for Chief Judge of the Providence Municipal Court for the Remainder of the Term ending on the First Monday in January 1991.

COUNCILMAN GLAVIN Nominates FRANK CAPRIO as Chief Judge of the Providence Municipal Court, and this nomination is seconded by COUNCILMAN DILLON.

COUNCIL PRESIDENT EASTON calls for further Nominations and there being none,

on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON, it is voted that Nominations be Closed and the Clerk is directed to Cast One Ballot for FRANK CAPRIO.

The Clerk Casts One Ballot as Directed.

COUNCIL PRESIDENT EASTON thereupon declares FRANK CAPRIO duly Elected as Chief Judge of the Providence Municipal Court for the Remainder of the Term ending on the First Monday in January, 1991.

SCHEDULE OF BILLS

Street Lighting Bill from Narragansett Electric Company for July, 1990 in the amount of Sixty-Three Thousand Forty-Six Dollars and Seventy-Eight Cents (\$63,046.78).

Approved, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON, by the following roll call vote:

Ayes: Council President Easton,

Councilmen Clarkin, Cola, Dillon, Councilwomen DiRuzzo, Fagnoli, Councilmen Farmer, Glavin, Igliozi, Lombardi, Lopes, Petrosinelli, Rollins, and Councilwoman Young — 14.

Absent: Councilman Annaldo — 1.

The motion of Approval is Sustained.

PRESENTATION OF ORDINANCE

COUNCILMAN DILLON:

An Ordinance in Amendment of and in Addition to Chapter 1979-26 of the Ordinance of the City of Providence, approved June 22, 1979 and Entitled, "Ordinance Approving and Adopting the Official Redevelopment Plan for the West End Project" For Additional Acquisition and Project Improvements.

Referred to the Committee on Urban Redevelopment, Renewal and Planning, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.

The motion to Refer, is Sustained.

PRESENTATION OF RESOLUTIONS

COUNCIL PRESIDENT EASTON, COUNCILMAN ANNALDO, COUNCILMAN CLARKIN, COUNCILMAN COLA, COUNCIL DILLON, COUNCILWOMAN DIRUZZO, COUNCILWOMAN FARGNOLI, COUNCILMAN FARMER, COUNCILMAN GLAVIN, COUNCILMAN IGLIOZZI, COUNCILMAN LOMBARDI, COUNCILMAN LOPES, COUNCILMAN PETROSINELLI, COUNCILMAN ROLLINS, and COUNCILWOMAN YOUNG:

Resolution of Sympathy upon the death of Edward F. Malloy, Chief Judge of the Providence Municipal Court.

Whereas, Death has taken from this life Edward F. Malloy, late Chief Judge of the Providence Municipal Court, at the age of fifty-eight, and

Whereas, A lifelong resident of our City, he was a graduate of Providence College and Boston University Law School, he was admitted to the Rhode Island Bar Association in 1959, and

Whereas, He served as Assistant City Solicitor for six years and was elected as a Municipal Court Judge, a position he held for two decades with pride and distinction, and

Whereas, Active in civic and social affairs, Judge Malloy earned a host of friends who mourn his passing,

Now, Therefore, Be It Resolved, That the Members of the City Council hereby extend their sincere sympathy to his wife, Patricia and to his sons and daughters in this great loss they have sustained, and

Be It Further Resolved, That upon adoption of this Resolution by the City Council and its approval by His Honor the Mayor, the City Clerk is directed to transmit a duly engrossed copy to his family, that they be aware of the high esteem in which he was held.

Read and Passed, on motion of

COUNCILMAN GLAVIN, seconded by
COUNCILMAN DILLON.

The motion for Passage is Sustained.

COUNCIL PRESIDENT EASTON (By
Request):

Resolution Requesting the Director of Recreation
and the Director of Administration to submit
to the City Council a complete estimate of the
cost of Reopening the Fox Point Pool.

COUNCILMAN GLAVIN moves the
Resolution be Read and Passed.

This motion is seconded by
COUNCILMAN DILLON.

COUNCIL PRESIDENT EASTON
relinquishes the chair.

COUNCIL PRESIDENT PRO TEMPORE
DiRUZZO in the chair.

COUNCIL PRESIDENT PRO TEMPORE
DiRUZZO relinquishes the chair.

COUNCIL PRESIDENT EASTON in the
chair.

AT EASE

COUNCIL PRESIDENT EASTON
declares the Council Stand at Ease at 8:40
o'clock P.M.

RECONVENTION

COUNCIL PRESIDENT EASTON
Reconvenes the City Council at 8:45 o'clock
P.M. and directs the Clerk to record that
there is a Quorum Present.

COUNCILMAN GLAVIN moves the
Resolution to be Referred to Committee on
Finance.

This motion being seconded by COUNCIL-
MAN DILLON and having Precedence over
the Main Motion for Passage, is Put to Vote
and Passed.

The motion to Refer is thereupon
Sustained.

Resolution that Moulton Lane, from Westminster Street to a distance of 150 feet be designated as "No Parking Reserved for Press".

Referred to the Committee on Public Works, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.

The motion to Refer, is Sustained.

Resolution Requesting the Traffic Engineer to prohibit Motor Vehicle Traffic along Warrington Street, from Elmwood Avenue to Melrose Street, on Saturday, August 4, 1990, from 10:00 o'clock A.M. to 9:00 o'clock P.M., to Accommodate a Block Party sponsored by the Warrington Street Neighborhood Watch Committee.

Resolved, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Warrington Street, from Elmwood Avenue to Melrose Street, on Saturday, August 4, 1990, from 10:00 A.M. to 9:00 P.M. to accommodate a Block Party Sponsored by the Warrington Street Neighborhood Watch Committee.

COUNCILMAN COLA (By Request):

Resolution Requesting the Chief Electrical Inspector to cause the installation of a Street Light on Pole No. 17, located along Gray Street.

Resolved, That the Chief Electrical Inspector is requested to cause the installation of a Street Light on Pole No. 17 located along Gray Street.

Resolution Requesting the Director of Public Works to cause Vandiemman Avenue, to be Paved.

Resolved, That the Director of Public Works is requested to cause Vandiemman Avenue to be paved.

Resolution Requesting the Chief Electrical Inspector to upgrade the street lighting along McClellan Street.

Resolved, That the Chief Electrical Inspector is requested to upgrade the street lighting along McClellan Street.

**COUNCILWOMAN FARGNOLI and
COUNCILWOMAN DiRUZZO:**

Resolution Requesting the Traffic Engineer to cause All Crosswalks throughout the City of Providence including Parks and Recreation Centers to be Re-Painted before the Opening of Schools.

Resolved, That the Traffic Engineer is requested to cause all crosswalks throughout the City of Providence including Parks and Recreation Centers to be re-painted before the opening of Schools.

Severally Read and Collectively Passed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.

The motion for Passage, is Sustained.

COUNCILMAN GLAVIN, COUNCIL PRESIDENT EASTON, COUNCILMAN DILLON, COUNCILWOMAN DiRUZZO, COUNCILWOMAN FARGNOLI, COUNCILMAN IGLIOZZI, COUNCILMAN LOMBARDI, COUNCILMAN LOPES, COUNCILMAN PETROSINELLI, COUNCILMAN ROLLINS, and COUNCILWOMAN YOUNG:

Resolution Requesting the Water Supply Board to investigate whether Senior Citizens should be exempt from the Supplemental portion of the Water Rate and to make necessary adjustments.

Resolved, That the Water Supply Board is requested to investigate whether Senior Citizens should be exempt from the Supplemental portion of the Water Rate and to make necessary adjustments.

Read and Passed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.

The motion for Passage, is Sustained.

COUNCILMAN GLAVIN, COUNCILMAN DILLON, and COUNCILWOMAN FARGNOLI:

Resolution Authorizing His Honor the Mayor to execute an agreement between the City of Providence and Johnson and Wales University whereby said university agrees to make payment in lieu of taxes.

Resolution 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.

Resolution 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 Firefighters and Sworn Police Officers in the Department of Public Safety.

Resolution 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 all Municipal Employees other than Certified Teachers in the School Department and Firefighters and Sworn Police Officers in the Department of Public Safety.

Resolution of the City Council exempting Special Education Teachers from the Residency Requirement of the Providence Home Rule Charter.

Severally Referred to the Committee on Finance, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.

The motion to Refer, is Sustained.

COUNCILMAN LOMBARDI (By Request):

Resolution Requesting the Director of Public Works to cause the sidewalk and yard at the former America Street School to be paved.

Resolved, That the Director of Public Works is requested to cause the sidewalk and yard at the former America Street School to be Paved.

COUNCILMAN PETROSINELLI (By Request):

Resolution Requesting the Chief Electrical Inspector to upgrade the Street Lighting on Poles numbered 1 and 2 along Amanda Court.

Resolved, That the Chief Electrical Inspector is requested to upgrade the Street Lighting on Poles numbered 1 and 2 along Amanda Court.

Resolution Requesting the Chief Electrical Inspector to order the installation of a street light on Pole No. 5, located along Bismark Street.

Resolved, That the Chief Electrical Inspector is requested to order the installation of a street light on Pole No. 5, located along Bismark Street.

COUNCILMAN ROLLINS:

Resolution Requesting the Director of the Division of Grounds Maintenance Services to cause the Overgrown Brush on various lots within the Tenth Ward to be Cut.

Resolved, That the Director of the Division of Grounds Maintenance Services is requested to cause the overgrown brush along the following various lots in the Tenth Ward to be cut:

5-7 Ocean Street

10 Ocean Street

14-16 Ocean Street

30 Ocean Street

79 Ocean Street

95 Ocean Street

99 Ocean Street

190 Ocean Street (City-Owned)

196 Ocean Street (City-Owned)

227 Ocean Street (City-Owned)

179 Thurbers Avenue

Resolution Requesting the Superintendant of Environmental Management to cause the debris to be cleaned from Certain Lots.

Resolved, That the Supervisor of Environmental Control is hereby requested to cause the following lots to be cleaned of all debris:

102 Swan Street

40-42 Ocean Street

10 Ocean Street

Resolution Requesting the Chief of the Police Department to place radar along Broad Street and Narragansett Boulevard.

Resolved, That the Chief of the Police Department is requested to place Radar along Broad Street and Narragansett Boulevard.

Resolution of the City Council expressing their sincere best wishes to Ostina Isom upon her Retirement from Federal Products.

Whereas, On July 18, 1928, a gorgeous daughter, Ostina Isom was born to Gencie and Leroy Isom, and

Whereas, Twenty-four years later on June 21, 1952 Ostina and Jack Soares entered into the wonderful nuptial agreement of Matrimony, and

Whereas, During their thirty-eight years of blissful Matrimony, Ostina and Jack were blessed with raising Stephen, Tommy, Austin and Deartra, and

Whereas, Through some of these fantastic offsprings, Ostina and Jack, to this point, have eight grand children and one great grandchild, and

Whereas, After fourteen years of working at Federal Products, Ostina decided to take her leave by retiring on July 20, 1990,

Now, Therefore, Be It Resolved, That the City Council wishes you, Ostina its sincerest best wishes on your retirement, and urge you to relax on your deck and enjoy Jack's cooking, get in a lot of traveling while Jack works, and save all your money while you spend Jack's.

COUNCILMAN ROLLINS (By Request):

Resolution Requesting the Traffic Engineer to cause the installation of "Stop" Signs along California Avenue at Michigan Avenue.

Resolved, That the Traffic Engineer is requested to cause the installation of "Stop" Signs along California Avenue, at Michigan Avenue.

Resolution Requesting the Traffic Engineer to cause the installation of "Stop" Signs along Washington Avenue at Virginia Avenue.

Resolved, That the Traffic Engineer is requested to cause the installation of "Stop" Signs along Washington Avenue at Virginia Avenue.

COUNCILWOMAN YOUNG:

Resolution Requesting the Director of Inspection and Standards to issue a violation to the owner of that vacant lot located along Bogman Street to have the debris and garbage removed and for the fill being deposited on that street known as Golemba Lane, to be removed.

Resolved, That the Director of the Department of Inspection and Standards is hereby requested to issue a violation to the owner of that vacant lot located along Bogman Street to have the debris and garbage removed and to further order the fill being deposited on that street known as Golemba Lane, to be removed.

Resolution requesting the Director of Inspection and Standards to issue a violation to the owner

of that lot along Willard Avenue, near Broad Street, where a building has been razed, to have the debris removed, for the health and safety of the area residents.

Resolved, That the Director of the Department of Inspection and Standards is hereby requested to issue a violation to the owner of that lot located along Willard Avenue, near Broad Street, for the removal of debris, where a building has been razed, for the health and safety of the area residents.

Resolution requesting the Director of Inspection and Standards to issue a violation to Airway Motors of 521 Broad Street for the selling of vehicles and repairing of automobiles in an R-3 Residential Zone.

Resolved, That the Director of the Department of Inspection and Standards is hereby requested to issue a violation to Airway Motors of 521 Broad Street, for the selling of vehicles and the repairing of automobiles in an R-3 Residential Zone, together with other violations.

Resolution requesting the Director of Inspection and Standards to issue a violation to Ebenezer Auto Parts of 521 Broad Street due to autos being repaired on property zoned R-3 Residential.

Resolved, That the Director of the Department of Inspection and Standards is hereby requested to issue a violation to Ebenezer Auto Parts of 521 Broad Street, for the repairing of automobiles on property zoned R-3 Residential, together with other violations.

Resolution requesting the Environmental Enforcement Supervisor to order the owner of that overflowing dumpster located in the rear of 20 Taylor Street, to be cleaned.

Resolved, That the Supervisor of Environmental Control is requested to order the owner of that overflowing dumpster located in the rear of 20 Taylor Street, to be Cleaned.

Resolution requesting the Traffic Engineer to cause that "Stop" sign located on Dudley Street at Prairie Avenue, to be replaced.

Resolved, That the Traffic Engineer is hereby requested to cause that "Stop" Sign located at the corner of Dudley Street and Prairie Avenue, to be replaced.

Resolution requesting the Supervisor of Environmental Management to cause that vacant lot at the corner of Stanford Street and Public Street, to be cleaned of Garbage and Debris.

Resolved, That the Supervisor of Environmental Control is requested to cause that vacant lot at the corner of Stanford Street and Public Street to be cleaned of garbage and debris.

COUNCILWOMAN YOUNG (By Request):

Resolution requesting the Traffic Engineer to prohibit Motor Vehicle Traffic along Linden Street, between Hayward and Pine Streets, on Saturday, August 25, 1990, from 1:00 o'clock

P.M. to 9:00 o'clock P.M., to Accommodate a Neighborhood Block Party.

Resolved, That the Traffic Engineer is requested to prohibit Motor Vehicle Traffic along Linden Street, between Hayward and Pine Streets, on Saturday, August 25, 1990, from 1:00 P.M. to 9:00 P.M. to accommodate a Neighborhood Block Party.

Severally Read and Collectively Passed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.

The motion for Passage is Sustained.

Resolution requesting the Traffic Engineer to cause the installation of four-way "Stop" signs at the intersection of Gay Street and Dudley Street.

Referred to the Committee on Public

Works, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.

The motion to Refer is Sustained.

COUNCILWOMAN YOUNG, COUNCIL PRESIDENT EASTON, COUNCILMAN ROLLINS and COUNCILMAN LOPES:

Resolution Authorizing an investigation by the Committee on Ordinances into an incident on July 4th, involving alleged attacks by youths and the handling of said incident by the Providence Police Department.

Referred to the Committee on Ordinances, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.

The motion to Refer, is Sustained.

REPORTS FROM COMMITTEES

**COUNCILMAN JAMES A. PETROSINELLI, Chairman
COMMITTEE ON PUBLIC WORKS**

Transmits the following with Recommendation the Same be Adopted:

Resolution Ordering the Abandonment of a Portion of Garnet Street, between Weybosset Street to the Northerly Side of Pine Street.

Resolved, Decreed and Ordered:

That the following named street shown as cross-hatched area on accompanying plan entitled: "Providence, Rhode Island, Department of Public Works—Engineering Office, Street Line Section Plan No. 064485 dated March 13, 1990",

Viz:

Garnet Street, (portion of) from Weybosset Street to Pine Street, shown as cross-hatched area on the accompanying plan and designated by the letters (A-B-C-D-A) having ceased to be useful to the public and the same is proposed to be abandoned as a public highway, provided that a full sewer easement is granted for the 12 inch sanitary sewer, an easement be granted to the Water Supply Board to provide unrestricted access over the full width of the street, and an easement be granted to the Providence Gas Company for its mains and the damage to the abutters is

appraised at nothing and so awarded, and it is further

Ordered, That the Traffic Engineer be, and he is hereby directed to cause a sign to be placed on the above-named highway abandoned as foresaid, having thereon the words, "Not a Public Highway", and it is further

Ordered, That after the entry of this order or decree, the City Clerk shall cause a notice, thereof, to be published in a newspaper published in the County of Providence at least once a week for three successive weeks, and a further and personal notice shall be served by the City Sergeant upon every owner of land abutting the above-named highway which has been abandoned, who is known to reside within the State.

Read and Passed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.

The motion for Passage is Sustained.

COMMUNICATIONS AND REPORTS

FROM PAUL ST. GERMAIN, CHIEF LANDING OFFICER OF THE DEPARTMENT OF PLANNING AND DEVELOPMENT:

Communication withdrawing from any duties and responsibilities relating to the Elderly and Handicapped Homeowners Paint Program in conformance with the Conflict of Interest

provision of Section 570.611, as his mother would like to apply for the paint program.

Communication Received and Referred to Committee on Finance, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.

The motion to refer is Sustained.

FROM THE BOARD OF LICENSES:**Received.**

Quarterly and Annual Reports for the fiscal year ended June 30, 1990.

Severally Received.**FROM THE PORT DIRECTOR:**

Monthly report for June, 1990.

Received.**FROM THE CITY CONTROLLER:**

Monthly Financial Report for May, 1990.

FROM THE CLERK'S DESK

Petition of Anthony DeQuattro of 102 Ring Street to abandon that unnamed Gangway which connects Commodore Street and Touro Street.

Referred to the Committee on Public Works, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.

The motion to Refer is Sustained.

Petition of John P. Tavanian of Seven Gilbert Street, to abandon the westerly end of Gilbert Street where it meets Powhattan Street.

Referred to the Committee on Public Works, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.

The motion to Refer is Sustained.

Petitions for Compensation for Injuries and Damages, viz;

Allen Akinyemi

Marie B. Alia

Lawrence Allen

American Int. Recovery, a/s/o New Hampshire Ins. Co.

Nancy E. Barnes

Charles S. Beal

Dean J. Briggs

Janice Davoren

Julie DiGregorio

Mary N. Duffy v. City of Providence

Bierrami W. Dunkley

Equity Growth Corporation

Donald E. Fisher

David Golden

Kevin R. Goulden

Alexa A. Helverson

Donna L. Lepore

Vicky Mello

Nationwide Insurance, a/s/o Jeffrey Merlino

Dorothy J. Ola

Quinn v. City of Providence

Esther Rosales

Royal Insurance Co., a/s/o Robert J. Kinsley

Royal Insurance Co., a/s/o Donna Salvatore

Margaret Sadlier

Susan Sienkiewicz

Christopher Stanzione

Percy Wootton, M.D.

Robert M. Ziobrowski

**Severally Referred to the Committee on
Claims and Pending Suits, on motion of
COUNCILMAN GLAVIN, seconded by
COUNCILMAN DILLON.**

The motion to Refer is Sustained.

PRESENTATION OF RESOLUTIONS

"In Memoriam"

COUNCIL PRESIDENT EASTON and the MEMBERS of the CITY COUNCIL:

Resolution extending Sympathy.

Resolved, That the Sympathy of the Members
of the City Council is hereby expressed to the
families of the following:

Mary E. McGowan

Louis DiOrio

Maria P. Colavecchio

Rose DeRita

Stella Anton

Philip DiPaolo

Kyle J. Kennedy

Janina Przestrzelski

Jean Cabral

Thomas C. Haxton

Ildefonso Gonzalez

Charles Maynazarian

Flora M. Stearns

Lois M. Lupolli

Anna E. Campopiano

Margaret H. Walsh

Victoria Rossi

Joseph Albanese

Joe Steele

Thomas F. Casserly

Americo M. Evangelista

Anna Martino

Arthur F. Mercurio

Thomas A. McGarry

Laura J. Costa

George A. Thomas

Artemizio Spaziano

Stephen J. Celona

Francesco Tucci

Jorge M. Baptista

Carmine DiSanto

**Severally Read and Collectively Passed,
by a Unanimous Rising Vote, on motion of
COUNCILMAN GLAVIN, seconded by
COUNCILMAN DILLON.**

The motion for Passage is Sustained.

ADJOURNMENT

There being no further business, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON, the City Council adjourns at 9:00 o'clock P.M. IN MEMORY OF THE LATE CHIEF JUSTICE OF THE PROVIDENCE MUNICIPAL COURT EDWARD F. MALLOY to meet again on THURSDAY, SEPTEMBER 6, 1990 at 7:30 o'clock P.M. (E.D.T.).

Rose M. Mendonca

City Clerk