

CITY OF PROVIDENCE  
RHODE ISLAND



CITY COUNCIL

JOURNAL OF PROCEEDINGS

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No. 58 City Council Regular Meeting, March 6, 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:

*Michael R. Clement* CLERK

ROLL CALL

Present: Council President Fagnoli, Councilmen Allen, Clarkin, DeLuca, Councilwoman DiRuzzo, Councilmen Glavin, Igliozi, Jackson, Lombardi, Mancini, Councilwoman Nolan, Councilman Rollins, Councilwomen Romano, Williams and Young—15.

Absent: None.

## INVOCATION

The Invocation is given by COUNCILWOMAN PATRICIA K. NOLAN.

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

COUNCILMAN JOHN J. LOMBARDI 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. 55 of the Regular Meeting of the City Council held January 16, 1997 and Posted March 3, 1997, on that Bulletin Board located on the Ground Floor Level of City Hall is approved as printed, on motion of COUNCILMAN IGLIOZZI, seconded by COUNCILWOMAN DiRUZZO.

## APPOINTMENTS BY HIS HONOR THE MAYOR

Communication dated February 18, 1997,  
Informing the Honorable City Council that  
pursuant to Sections 302(b) and 1107 of the  
Providence Home Rule Charter of 1980, he is this  
day reappointing Mr. Theodore Low of 95  
Blackstone Boulevard, Providence, Rhode Island,  
as a Member of the Providence Housing Authority  
for a term expiring in July, 2000.

February 18, 1997

The Honorable Members  
The City Council of the  
City of Providence  
City Hall  
Providence, RI 02903

Dear Honorable Members:

Pursuant to Sections 302 (b) and 1107 of the  
Providence Home Rule Charter of 1980, I am this  
day reappointing Mr. Theodore F. Low of 95  
Blackstone Boulevard, Providence, Rhode Island  
02906, a member of the Providence Housing  
Authority for a term expiring in July, 2001.

Sincerely,

VINCENT A. CIANCI, JR.  
*Mayor of Providence*

Communication dated January 30, 1997,  
Informing the Honorable City Council that  
pursuant to Sections 302(b) and 1013 of the  
Providence Home Rule Charter of 1980, he is this  
day appointing Mr. Melvin Zurier of 59 Freeman  
Parkway, Providence, Rhode Island, as a Member  
of the City Plan Commission for a term to expire  
in January, 2000 and respectfully submits the  
same for approval. Mr. Zurier will be replacing  
Mr. Louis Smith whose term has expired.

January 30, 1997

The Honorable Members  
The City Council of the  
City of Providence  
City Hall  
Providence, RI 02903

Dear Honorable Members:

Pursuant to Sections 302 (b) and 1013 of the  
Providence Home Rule Charter of 1980, I am this  
day appointing Mr. Melvin Zurier of 59 Freeman  
Parkway, Providence, Rhode Island 02906, a  
member of the City Plan Commission for a term  
to expire in January, 2000 and respectfully submit  
the same for your approval.

Mr. Zurier will be replacing Mr. Louis Smith  
whose term has expired.

Sincerely,

VINCENT A. CIANCI, JR.  
*Mayor of Providence*

Communication dated February 26, 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. W. Fitzgerald Himmelsbach,  
19 Pratt Street, Providence, Rhode Island, as a  
Member of the Providence Residency Committee  
for a term concurrent with its term of the Mayor  
ending on the first Monday in January, 1999.

February 26, 1997

The Honorable Members  
The City Council of the

City of Providence  
City Hall  
Providence, RI 02903

VINCENT A. CIANCI, JR.  
*Mayor of Providence*

Dear Honorable Members:

Pursuant to Section 302 (b) of the Providence Home Rule Charter of 1980 and Chapter 1996-36 of the "Residency of Employees" Ordinance, I am this day appointing Mr. W. Fitzgerald Himmelsbach, 19 Pratt Street, Providence, Rhode Island 02903, 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.

**Communications Severally Received and  
Appointments Collectively Approved.**

**The motion to Receive and Approve is  
Sustained.**

**COUNCIL PRESIDENT FARNOLI  
directs the City Sergeant to escort the  
Honorable Mayor, Vincent A. Cianci, Jr., to  
the Podium.**

Sincerely,

## ORDINANCES SECOND READING

**The following Ordinances were in City  
Council February 20, 1997, Read and Passed  
the First Time and are Returned for Passage  
the Second Time:**

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

*Be it ordained by the City of Providence:*

*Section 1.*

*Whereas*, Section 1007(c)(1) of the Providence Home Rule Charter of 1980 provides:

(c) It shall be the responsibility of the board of contract and supply:

(1) To make all contracts for purchase of

materials, supplies, services, equipment and property on behalf of the city, the price or consideration of which shall exceed two thousand dollars (\$2,000.00), on the basis of sealed bids solicited through public advertisement in a newspaper of general circulation in Providence, such bids to be submitted, opened and considered in accordance with rules and regulations approved by the board. The city council may increase the figure of two thousand dollars (\$2,000.00) by a two-thirds vote following a public hearing, but no more often then once every five (5) years, and

*Whereas*, Section 1006(c) of the Providence Home Rule Charter of 1980 provides:

(c) [Purchases of less than two thousand dollars.]. All contracts for purchase of materials, supplies, services, equipment and property on behalf of the city, the price or consideration of which shall exceed five hundred dollars (\$500.00) but amount to less than two thousand dollars (\$2,000.00) shall be made by the director of public property on the basis of three (3) or more informal competitive bids, which may be solicited without advertising, but which must be submitted in writing. Upon receipt of said informal bids and such contract shall be awarded to the lowest responsible bidder among them. All purchases made on behalf of the city, the price or consideration of which shall be five hundred dollars (\$500.00) or less, shall be made by the department or agency requiring the materials, supplies, services, equipment or property involved, in accordance with rules and regulations established by the director of public property. No purchase request which is essentially a unit shall be divided for the purpose of evading the requirement of solicitation of competitive bids set forth in this subsection or that set forth in section 1007(c), clause (1) below; provided, however, that said requirements for competitive bidding may be dispensed with to allow emergency purchases upon the recommendation of the director of public property with the approval of a majority of all members of the board of contract and supply. Emergency shall be defined for the purposes of this subsection as an unforeseen situation, requiring immediate attention in order to safeguard the welfare of the people of the city, and one which renders the process of competitive bidding impractical or impossible; and

*Whereas*, R.I.G.L. Section 45-55-9 provides:

45-55-9. *Small purchases.* — Procurements not to exceed an aggregate amount of ten thousand dollars (\$10,000) for construction and five thousand dollars (\$5,000) for all other purchases may be made in accordance with small purchase regulations promulgated by the municipality. These amounts shall be increased or decreased annually hereafter at the same rate as the Boston Regional Consumer Price Index. Procurement

requirements shall not be artificially divided so as to constitute a small purchase under this section. A municipality may further reduce the aggregate purchase amount, as provided for in this section by ordinance; and

*Whereas*, The City Council, pursuant to Section 1007(c) of the Providence Home Rule Charter of 1980, may increase the figure of two thousand dollars (\$2,000.00) by a two-thirds vote following a public hearing, but no more than once every five (5) years; and

*Whereas*, Said figure of two thousand dollars (\$2,000.00) has not been increased by the City Council since the effective date of this Charter on January 3, 1983; and

*Whereas*, Consequently, more than five (5) years have passed since the figure of two thousand dollars (\$2,000.00) was established in January, 1983, and

*Whereas*, R.I.G.L. Section 45-55-9 permits small purchases in an amount not to exceed five thousand dollars (\$5,000.00) to be made in accordance with regulations promulgated by the municipality.

*Section 2.* Pursuant to Section 1007(c)(1) of the Providence Home Rule Charter of 1980, the City Council hereby increases the figure from two thousand dollars (\$2,000) to five thousand dollars (\$5,000) as the price or consideration for which all contracts to purchase materials, supplies, services, equipment and property are to be made by the Board of Contract and Supply.

*Section 3.* As a consequence of the operation of the provisions of Section 1 of this Ordinance, logic dictates that Section 1006(c) of the Providence Home Rule Charter which provides for "purchase of material, supplies, services, equipment and property, the price or consideration of which shall exceed five hundred dollars (\$500.00) but amount to less than two thousand dollars (\$2,000.00)" shall hereafter be interpreted and construed as applying to purchases wherein the

price or consideration of which shall exceed five hundred dollars (\$500.00) but amount to less than five thousand dollars (\$5,000.00).

*Section 4.* Upon passage of this Ordinance the City Clerk shall append an official copy of said Ordinance to the Providence Home Rule Charter of 1980 and provide for its publication as appendix to said Charter.

*Section 5.* This Ordinance shall become effective upon passage by a two-thirds vote of the City Council.

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

**Ayes: Council President Fagnoli, Councilmen Allen, Clarkin, DeLuca, Councilwoman DiRuzzo, Councilmen Glavin, Igliazzi, Jackson, Lombardi, Mancini, Councilwomen Nolan, Romano, Williams and Young—14.**

**Noes: None.**

**Not Voting: Councilman Rollins—1.**

**Absent: None.**

**The motion for Passage the Second Time is Sustained.**

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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).

**Referred back to Committee on Ordinances, on motion of COUNCILMAN IGLIOZZI, seconded by COUNCILWOMAN DIRUZZO.**

**The motion to Refer Back to Committee on Ordinances is Sustained.**

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

*Be it ordained by the City of Providence:*

*Section 1.* The Providence Zoning Ordinance Chapter 1994-24 No. 365, approved June 27, 1994, as amended shall be further amended as follows:

*Section 103 A) — Official Zoning Map —* Providence Zoning District Map 101, dated October 21, 1991 and amended June 27, 1994, shall be further amended as follows:

Change from R-2, Residential Two-Family District to M-1 Industrial District: Lots 280, and 281 on Zoning District Map 101 (also known as 150 Carolina Avenue).

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

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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.

*Be it ordained by the City of Providence:*

*Section 1:* 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, is hereby amended by changing the zoning district designation of lots, 385 and 386 on Providence Zoning District Map 43 of the Official Zoning Maps from R-3 to C-2.

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

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.

*Be it ordained by the City of Providence:*

*Section 1.* The Providence Zoning Ordinance Chapter 1994-24 No. 365, approved June 27, 1994, as amended shall be further amended as follows:

*Section 103 A) — Official Zoning Map —* Providence Zoning District Map 110, dated October 24, 1991 and amended June 27, 1994, shall be further amended as follows:

Change from R-3 Three Family Residential to

C-4 Heavy Commercial: Lots 382 and 261 on Zoning District Map 110.

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

**Severally Read and Collectively Passed the Second Time, 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 Glavin, Igliazzi, Jackson, Lombardi, Mancini, Councilwoman Nolan, Councilman Rollins and Councilwomen Romano, Williams and Young—14.

**Noes:** Councilman DeLuca—1.

**Absent:** None.

**The motion for Passage the Second Time is Sustained.**

## PRESENTATION OF ORDINANCE

**COUNCILMAN GLAVIN (By Request):**

An Ordinance Establishing a Tax Stabilization Plan for the Inso Corporation.

**COUNCIL PRESIDENT FARGNOLI Ref-**

**ers the Ordinance to the Committee on Finance.**

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

## PERSONAL EXPRESSION

**COUNCILWOMAN DiRUZZO requests the privilege of the floor to speak on a Point of Personal Expression:**

"Before we read the Resolution with regard to the late Retired Fire Chief, Michael Moise, I stand on behalf of him.

Michael was a very dear friend of mine. We have lost a great man in the City of Providence, not only a great Fire Chief, out of respect to the subsequent people who followed him, one being the Deputy City Solicitor's father, I have to say that Fire Chief, Michael Moise was probably the best Fire Chief that we have ever had here in the City of Providence. I know he was one of the greatest men that I have ever known, next to my father.

Michael served on the Providence Fire Department for a period of approximately 40 years and he was Chief of the Fire Department for seventeen years. He was the youngest Chief to be appointed to the Providence Fire Department. He loved the City of Providence and he served his Country as well in the United States Marine Corps. When he retired, he retired at the rank of Major, a highly decorated Marine. He retired in 1990. He didn't have much of a chance to enjoy his retirement. He spent every living moment in his office. I spent a lot of time there. He taught me a lot about Firefighting during our friendship. He gave up a lot of time with his family to serve this City and to serve the people in this City. He loved his job and he loved people. He was the most humble man I have ever met. He was the most religious and kind and gentle man I have ever met and I know, that I will never meet another man like him.

He leaves eight children and I was amazed at the way they handled today and the last few days. He died Saturday after fighting Melanoma Cancer for 4½ years. With all the fires that he fought, he couldn't fight this disease. So, Saturday at ten minutes after 12, ten minutes afternoon time, he expired and he died with dignity even with all the suffering he went through. I visited him at the hospital a week before his death and even with that he tried to carry on a conversation. He was full of love for everybody and he gave his life for people.

I want to thank the Mayor and the Providence Fire Department for the expression of love and respect that they showed to Michael today. I was proud of this Fire Department, I was proud of the Providence Police Department today, the Traffic Division and I need to talk to the Fire Chief and I need to talk to the Police Chief as well. The Traffic Division did an outstanding job today. They directed a funeral procession from Saint Paul's Church on Broad Street through to downtown so that Michael could come by his favorite place in LaSalle Square for one last time and when we approached the Station, it was a scene to behold. The ladder truck were out in the Street, crisscrossed and all the Firemen saluted their retired Fire Chief. For that, I am grateful and I know the family was very grateful. It was magnificently done by the Fire Department and magnificently done by the Police Department. I want to thank you Mayor, for all of your help.

I would like to ask for a 'Moment of Silence' in Memory of this wonderful person, Retired Fire Chief, Michael F. Moise."

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## PRESENTATION OF RESOLUTIONS

**COUNCIL PRESIDENT FARGNOLI, COUNCILMAN ALLEN, COUNCILMAN CLARKIN, COUNCILMAN DeLUCA, COUNCILWOMAN DiRUZZO, COUNCILMAN GLAVIN, COUNCILMAN IGLIOZZI, COUNCILMAN JACKSON, COUNCILMAN LOMBARDI, COUNCILMAN MANCINI, COUNCILWOMAN NOLAN, COUNCILMAN ROLLINS, COUNCILWOMAN ROMANO, COUNCILWOMAN WILLIAMS and COUNCILWOMAN YOUNG:**

Resolution upon the life and character of the late Michael F. Moise, Sr. Member of the Providence Fire Department from 1954 to 1990.

*Resolved*, That the following Minute on the life and character of the late Michael F. Moise, Providence Fire Chief from 1973 to 1990, is hereby adopted, ordered, and inscribed on the records of this City Council and a duly certified copy be transmitted to the family of the deceased.

### *Minute*

Providence Fire Chief Michael F. Moise, was born in Providence, a son of the late Frank M. and Lillian Simonetti Moise.

After graduating from LaSalle Academy, Class of 1947, he enlisted in the Marine Corps, and after a year of service qualified for the officer training program and enrolled at Providence College, where he graduated in 1952.

Upon college, he served two years of active duty at Camp Lejune and Cherry Point in North Carolina and with detachments in Puerto Rico and at Quantanamo Bay in Cuba.

In 1954, he became a Providence Fireman, where he rose through the ranks and was appointed Chief in 1973 at the age of 43, becoming

the youngest person in the department's history to hold that position.

During his tenure as Chief, he ran the department well and was at every major fire in the city from 1961 until he retired in 1990 with an impeccable record second to none.

In 1971, he was given a leave of absence from the department to serve as an administrative assistant to then Mayor Joseph A. Doorley, Jr.

Upon his retirement he wintered in Florida.

A devout father, he helped raise four sons Michael F. Moise, Jr., Thomas J. Moise, John P. Moise and Stephen J. Moise; four daughters, Kathleen, Maureen A. Conlin, Marcia Wall and Mary E. Moise; two brothers, William J. Moise and Frank J. Moise and thirteen grandchildren.

With his passing, Michael F. Moise will be missed and mourned by his legion of friends and associates to whom he has bequeathed a wealth of fond and wonderful memories and may God, in his wisdom, bestow upon Michael F. Moise, Eternal Rest and to his family, peace and tranquility.

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

**The motion for Passage is Sustained.**

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**COUNCIL PRESIDENT FARGNOLI and COUNCILMAN ROLLINS (By Request):**

Resolution in Support of An Act Relating to

Taxation — Tax Sales, in substantially the form attached.

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Resolution in Support of An Act Relating to Redevelopment Agencies, in substantially the form attached.

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Resolution in Support of An Act Relating to Health and Safety — Health Regulations, in substantially the form attached.

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Resolution in Support of An Act Relating to Maintenance of the Hurricane Barrier in the City of Providence, in substantially the form attached.

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Resolution in Support of An Act Relating to Local Health Regulations, in substantially the form attached.

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Resolution in Support of An Act Relating to State Aid, in substantially the form attached.

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Resolution in Support of An Act Relating to Personal Income Tax, in substantially the form attached.

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Resolution in Support of An Act Relating to State Aid, in substantially the form attached.

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Resolution in Support of An Act Relating to Sales and Use Taxes — Liability and Computation, in substantially the form attached.

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Resolution in Support of An Act Relating to Prostitution and Lewdness, in substantially the form attached.

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Resolution in Support of An Act Relating to Personal Income Tax, in substantially the form attached.

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Resolution in Support of An Act Relating to Fire Detection Systems, in substantially the form attached.

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Resolution in Support of An Act Relating to Assessment of Valuations, in substantially the form attached.

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Resolution in Support of An Act Relating to Taxation, in substantially the form attached.

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Resolution in Support of An Act Relating to State Planning Commission, in substantially the form attached.

**Severally Referred to the Special Committee on State Legislation, on motion of COUNCILMAN IGLIOZZI, seconded by COUNCILWOMAN DIRUZZO.**

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

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**COUNCILMAN IGLIOZZI (By Request):**

Resolution Requesting the Traffic Engineer to paint the crosswalk at 549 Plainfield Street in front of St. Anthony's Church.

*Resolved, That the Traffic Engineer is requested to paint the crosswalk at 549 Plainfield Street in front of St. Anthony's Church.*

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**COUNCILMAN LOMBARDI:**

Resolution Extending the Study Commission on the Community Court System.

*Whereas, There are many instances of violation of law which, in addition to being criminal violations, constitute a public nuisance, and*

*Whereas, Such Judicial review of such violations might be better pursued through a system of Community Courts, as is posited in the attached proposal, and*

*Whereas, The City Council is of the opinion that such proposition merits further study, and*

*Whereas, Rule 27 of said Rules of the City Council provides for the creation of study commissions,*

*Now therefore, be it Resolved, That pursuant to Rule 27 of the Rules of the City Council a Study Commission on A Community Court System is hereby created, and*

*Be it further Resolved, That the purpose and charge of said Study Commission shall be to advise the City Council of the practicality of implementing a Community Court System in the City of Providence, and*

*Be it further Resolved, That said Study Commission shall consist of five (5) Council persons; the Mayor or his designee; a Member of a Social Service Agency located in the City of Providence; the Commissioner of Public Safety; the City Solicitor; the Internal Auditor; a Business Person from the Downtown Area; the Majority Leader of the Rhode Island House of Representatives or his designee and the Speaker of the Rhode Island Senate or his designee, and*

*Be it further Resolved, That the President of the Providence City Council shall appoint the aforementioned members and shall designate a Chairperson and Vice-Chairperson of said Study Commission, and*

*Be it further Resolved, That any and all reports from said Study Commission shall be submitted to the City Council by filing said reports with the City Clerk not later than September 1, 1997, and*

*Be it further Resolved, That the term of said Study Commission shall expire on January 1, 1998.*

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

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

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Resolution Requesting the Providence City

Council create An Ordinance relative to causing, encouraging, soliciting or recruiting criminal street gang membership within the City of Providence.

**COUNCIL PRESIDENT FARGNOLI Refers the Resolution Jointly to the Committee on Ordinances and the Special Committee on State Legislation.**

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

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**COUNCILMAN MANCINI and COUNCIL PRESIDENT FARGNOLI (By Request):**

Resolution Requesting the Superintendent of Schools to dedicate the new wing located at the Robert F. Kennedy School as the "Lucy E. Lopatosky Memorial Wing".

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

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

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**COUNCILWOMAN NOLAN and COUNCILWOMAN YOUNG:**

Resolution Requesting the Chief Electrical Inspector to upgrade the Street Lighting across from Congress Avenue to Potters Avenue and surrounding the vicinity — Mitchell Street, Laura Street, Congress Avenue and Potters Avenue and also between Melrose Street and Broad Street and in the surrounding vicinity — Melrose Street, Hamilton Street, Niagra Street and Broad Street prior to Saturday, May 17, 1997 for a Neighborhood Event in the "Heart of Elmwood".

*Resolved, That the Chief Electrical Inspector is requested to upgrade the Street Lighting across from Congress Avenue to Potters Avenue and surrounding the vicinity — Mitchell Street, Laura Street, Congress Avenue and Potters Avenue and also between Melrose Street and Broad Street and in the surrounding vicinity — Melrose Street, Hamilton Street, Niagra Street and Broad Street prior to Saturday, May 17, 1997 for a Neighborhood Event in the "Heart of Elmwood".*

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**COUNCILWOMAN ROMANO (By Request):**

Resolution Requesting the Chief Electrical Inspector to upgrade the Street Lighting along Metcalf Street to 27,500 lumen.

*Resolved, That the Chief Electrical Inspector is requested to upgrade the Street Lighting along Metcalf Street to 27,500 lumen.*

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**COUNCILWOMAN WILLIAMS (By Request):**

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Meeting Street, from Thayer Street to Brook Street on Thursday, April 10, 1997, between the hours of 10:00 o'clock A.M. to 8:00 o'clock P.M. to accomodate the Ben & Jerry's Free Cone Day Celebration.

*Resolved, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Meeting Street, from Thayer Street to Brook Street on Thursday, April 10, 1997, between the hours of 10:00 o'clock A.M. to 8:00 o'clock P.M. to accomodate the Ben & Jerry's Free Cone Day Celebration.*

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

**The motion for Passage is Sustained.**

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## **REPORTS FROM COMMITTEES**

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

**Transmits the following with recommenda-  
tion the same be Severally Adopted, as  
Amended:**

An Ordinance in accordance with Chapter 21, Section 19 of the Code of Ordinances of the City of Providence entitled: "Capital Equipment Budget" as Amended.

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An Ordinance in amendment of Chapter 1996-28, as approved July 23, 1996 Entitled: "An Ordinance Establishing a Compensation Plan for the City of Providence and Repealing Ordinance Chapter 1995-29, Approved December 28, 1995 as Amended," Relative to Various City Departments, as Amended.

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An Ordinance in amendment of Chapter 1996-29, as approved July 23, 1996, Entitled: "An Ordinance Establishing a Classification Plan for the City of Providence and Repealing Ordinance Chapter 1995-30, Approved December 28, 1995 as

Amended," Relative to Various City Departments, as Amended.

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

**Ayes: Council President Fagnoli, Councilmen Allen, Clarkin, DeLuca, Councilwoman DiRuzzo, Councilmen Glavin, Igliazzi, Jackson, Lombardi, Mancini, Councilwoman Nolan, Councilman Rollins and Councilwomen Romano, Williams and Young—15.**

**Noes: None.**

**Absent: None.**

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

**Transmits the following with recommendation the same be Severally Approved:**

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.

*Whereas*, The Providence Redevelopment Agency hereby certifies that the following list of lots consisted of uninhabited boarded up or otherwise uninhabitable buildings and that subject parcel was subject to eminent domain proceedings by the Providence Redevelopment Agency, and;

*Whereas*, On March 12, 1996 by Resolution of the Providence Redevelopment Agency did authorize eminent domain proceedings of Assessor's Plat 63 Lot 498, 300-302 Manton Avenue;

*Now, therefore, be it Resolved*, That the City Council does hereby cancel or abate, in whole, the taxes assessed in the amount of \$17,202.12 upon the above mentioned properties, in accordance with Rhode Island General Law Section 44-7-23.

Resolution Reporting Receipts of Certain Gifts of Moneys by the Board of Park Commissioners for specified burial lots in North Burial Ground.

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

Ayes: Council President Fagnoli, Councilmen Allen, Clarkin, DeLuca, Councilwoman DiRuzzo, Councilmen Glavin, Igliazzi, Jackson, Lombardi, Mancini, Councilwoman Nolan, Councilman Rollins and

Councilwomen Romano, Williams and Young—15.

Noes: None.

Absent: None.

COUNCILMAN DeLUCA desires to be recorded as voting "No" relative to "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."

The motion for Passage is Sustained.

Resolution ratifying an agreement between the Providence School Board and the Providence Teachers Union Local 958 A.F.T. for 1996 through 1999.

Resolution, Together with accompanying copy of Collective Bargaining Agreement between the Providence School Board and the Providence Teachers Union Local 958 A.F.T. for 1996 through 1999.

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

Ayes: Council President Fagnoli, Councilman Allen, Councilwoman DiRuzzo, Councilmen Glavin, Igliazzi, Jackson, Lombardi, Mancini, Councilwoman Nolan, Councilman Rollins and Councilwomen Romano, Williams and Young—13.

**Noes: Councilmen Clarkin, DeLuca—2.**

**Absent: None.**

**The motion for Passage is Sustained.**

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Resolution ratifying an agreement between the Providence School Board and the Association of Providence Public Schools and Staff Administrators for the years 1996 through 1999.

*Resolution*, Together with the accompanying copy of Collective Bargaining Agreement between the Providence School Board and the Association of Providence Public Schools and Staff Administrators for the years 1996 through 1999.

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

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

**Noes: Councilmen Clarkin and DeLuca—2.**

**Absent: None.**

**The motion for Passage is Sustained.**

**Transmits the following without recommendation:**

Resolution ratifying an agreement between the City of Providence and Public Service Employees' Local Union 1033 of the Laborer's International Union of North America, AFL-CIO, effective July 1, 1996 to June 30, 1999.

*Resolution*, Together with accompanying copy of Collective Bargaining Agreement between the City of Providence and Public Service Employees' Local Union 1033 of the Laborer's International Union of North America, AFL-CIO, effective July 1, 1996 to June 30, 1999.

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

**Ayes: Councilmen Allen, Igliozi, Jackson, Mancini, Councilwoman Nolan, Councilman Rollins and Councilwomen Romano and Williams—8.**

**Noes: Councilmen Clarkin, DeLuca and Councilwoman Young—3.**

**Not Voting: Council President Fagnoli, Councilwoman DiRuzzo, Councilmen Glavin and Lombardi—4.**

**The motion for Passage is Sustained.**

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**Transmits the following with recommendation the same be Severally Approved:**

Communication dated January 9, 1997, Informing the Honorable City Council that pursuant to Sections 302(b) and 1103 of the Providence Home Rule Charter of 1980, he is this day reappointing Mr. Thomas Allen Foley of 51 Rounds Avenue, Providence, Rhode Island, as a Member of the Human Relations Commission for a term to expire in January, 2000 and respectfully submits the same for approval.

January 9, 1997

The Honorable Members  
The City Council of the  
City of Providence  
City Hall  
Providence, RI 02903

Dear Honorable Members:

Pursuant to Sections 302(b) and 1103 of the Providence Home Rule Charter of 1980, I am this day reappointing Mr. Thomas Allen Foley of 51 Rounds Avenue, Providence, Rhode Island 02907, as a member of the Human Relations Commission for a term to expire in January, 2000 and respectfully submit the same for your approval.

Sincerely,

VINCENT A. CIANCI, JR.  
*Mayor of Providence*

Communication dated January 23, 1997, Informing the Honorable City Council that pursuant to Sections 302(b) and 1011 of the Providence Home Rule Charter of 1980, he is this day appointing Mr. Steven J. Antonson, Sr., of 113 Radcliffe Avenue, Providence, Rhode Island, as a Member of the Building Board of Review for

a term to expire in January, 2002 and respectfully submits the same for approval.

January 23, 1997

The Honorable Members  
The City Council of the  
City of Providence  
City Hall  
Providence, RI 02903

Dear Honorable Members:

Pursuant to Sections 302(b) and 1011 of the Providence Home Rule Charter of 1980, I am this day appointing Mr. Steven J. Antonson, Sr., of 113 Radcliffe Avenue, Providence, Rhode Island 02908, as a member of the Building Board of Review for a term to expire in January, 2002 and respectfully submit the same for your approval.

Sincerely,

VINCENT A. CIANCI, JR.  
*Mayor of Providence*

Communication dated January 23, 1997, Informing the Honorable City Council that pursuant to Sections 302(b) and 1010 of the Providence Home Rule Charter of 1980, he is this day reappointing Ms. Gail Ann Calenda of 3 Priscilla Avenue, Providence, Rhode Island, as a Member of the Housing Board of Review for a term to expire in January, 2002 and respectfully submits the same for your approval.

January 23, 1997

The Honorable Members



The City Council of the  
City of Providence  
City Hall  
Providence, RI 02903

Dear Honorable Members:

Pursuant to Sections 302(b) and 1010 of the Providence Home Rule Charter of 1980, I am this day reappointing Ms. Gail Ann Calenda of 3 Priscilla Avenue, Providence, Rhode Island, as a Member of the Housing Board of Review for a term to expire in January, 2002 and respectfully submit the same for your approval.

Sincerely,

VINCENT A. CIANCI, JR.  
*Mayor of Providence*

Communication dated January 23, 1997, Informing the Honorable City Council that pursuant to Sections 302(b) and 814 of the Providence Home Rule Charter of 1980, he is this day reappointing Mr. David Ead of 883 Manton Avenue, Providence, Rhode Island, as a Member of the Board of Tax Assessment Review for a term to expire in January, 2000 and respectfully submits the same for approval.

January 23, 1997

The Honorable Members  
The City Council of the  
City of Providence  
City Hall  
Providence, RI 02903

Dear Honorable Members:

Pursuant to Sections 302(b) and 814 of the Providence Home Rule Charter of 1980, I am this day reappointing Mr. David Ead of 883 Manton Avenue, Providence, Rhode Island, as a member of the Board of Tax Assessment Review for a term

to expire in January, 2000 and respectfully submit the same for your approval.

Sincerely,

VINCENT A. CIANCI, JR.  
*Mayor of Providence*

Communication dated January 23, 1997, Informing the Honorable City Council that pursuant to Sections 302(b) and 1009 of the Providence Home Rule Charter of 1980, he is this day reappointing Mr. Arthur Strother of 270 Willard Avenue, Providence, Rhode Island, as a Member of the Zoning Board of Review for a term expiring in January, 2002 and respectfully submits the same for approval.

January 23, 1997

The Honorable Members  
The City Council of the  
City of Providence  
City Hall  
Providence, RI 02903

Dear Honorable Members:

Pursuant to Sections 302(b) and 1009 of the Providence Home Rule Charter of 1980, I am this day reappointing Mr. Arthur Strother of 270 Willard Avenue, Providence, Rhode Island 02907, as a member of the Zoning Board of Review for a term expiring in January, in the year 2002 and respectfully submit the same for your approval.

Sincerely,

VINCENT A. CIANCI, JR.  
*Mayor of Providence*

Communication dated January 22, 1997,

Informing the Honorable City Council that pursuant to Sections 302(b) and 701 of the Providence Home Rule Charter of 1980, he is this day appointing Mr. Sydavong Kue of 200 Sackett Street, Providence, Rhode Island, as a Member of the Providence School Board for a term to expire on the first Monday in January, 2000 and respectfully submits the same for approval. Mr. Kue will be replacing Ms. Bianca Gray whose term has expired.

January 22, 1997

The Honorable Members  
The City Council of the  
City of Providence  
City Hall  
Providence, RI 02903

Dear Honorable Members:

Pursuant to Sections 302(b) and 701 of the Providence Home Rule Charter of 1980, I am this day appointing Mr. Sydavong Kue of 200 Sackett

Street, Providence, Rhode Island 02907, as a member of the Providence School Board for a term to expire on the first Monday in January, 2000 and respectfully submit the same for your approval.

Mr. Kue will be replacing Ms. Bianca Gray whose term has expired.

Sincerely,

VINCENT A. CIANCI, JR.  
*Mayor of Providence*

**Communications Severally Received and Appointments Collectively Approved, on motion of COUNCILMAN IGLIOZZI, seconded by COUNCILWOMAN DiRUZZO.**

**The motion to Receive and Approve is Unanimously Sustained.**

## **COUNCILMAN JOHN J. LOMBARDI, Chairman COMMITTEE ON CLAIMS AND PENDING SUITS**

**Transmits the following with recommendation the same be Severally Approved for Cancellation:**

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.

the General Laws of the State of Rhode Island, 1956 as Amended, inasmuch as the same have been determined to be Uncollectable.

**Severally Approved for Cancellation, on motion of COUNCILMAN IGLIOZZI, seconded by COUNCILWOMAN DiRUZZO by the following Roll Call Vote:**

Certificates from the City Collector (Nos. 27 and 28) Recommending Cancellation of Tangible and Excise Taxes for the Years 1984 through 1993, pursuant to the provisions of Section 44-7-14 of

**Ayes: Council President Fagnoli, Councilmen Allen, Clarkin, DeLuca, Councilwoman DiRuzzo, Councilmen Igliazzi, Jackson, Lombardi, Mancini, Councilwoman Nolan,**

**Councilman Rollins and Councilwomen Romano, Williams and Young—14.**

**The motion to Approve for Cancellation is Sustained.**

**Noes: None.**

**Absent: Councilman Glavin—1.**

**COUNCILMAN JOHN M. ROLLINS, Chairman  
SPECIAL COMMITTEE ON STATE LEGISLATION**

**Transmits the following with recommendation the same be Severally Approved:**

**Resolution in Support of An Act Relating to the Duties of Utilities and Carriers, in substantially the form attached.**

*Resolved, That the City Council endorses and urges passage by the General Assembly of An Act Relating to the Duties of Utilities and Carriers, in substantially the form attached.*

*Resolved, That the City Council endorses and urges passage by the General Assembly of An Act Relating to Property Exempt from Taxation, in substantially the form attached.*

**Resolution in Support of An Act Relating to Towns and Cities — Zoning Ordinance, in substantially the form attached.**

**Resolution in Support of An Act Relating to Surcharge on Commercial Parking, in substantially the form attached.**

*Resolved, That the City Council endorses and urges passage by the General Assembly of An Act Relating to Surcharge on Commercial Parking, in substantially the form attached.*

*Resolved, That the City Council endorses and urges passage by the General Assembly of An Act Relating to Towns and Cities — Zoning Ordinance, in substantially the form attached.*

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

**The motion for Passage is Sustained.**

**Resolution in Support of An Act Relating to Property Exempt from Taxation, in substantially the form attached.**

## COMMUNICATIONS AND REPORTS

### FROM THE FINANCE DIRECTOR:

Monthly Report for the period covering July, 1996 through January, 1997.

Received.

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Informing the City Clerk that pursuant to Sections 1206 (b) 4 (d) of the Providence Home Rule Charter of 1980, he is this day informing the City Clerk that he has entered into a contract with the Water Supply Board for Surveying Services and that he is an Employee of the City of Providence.

Received.

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### FROM LARRY R. SHELTER, CAB ENGINEERING:

Communication dated February 13, 1997,

## FROM THE CLERK'S DESK

Petitions for Compensation for Injuries and Damages.

COUNCILMAN IGLIOZZI, seconded by COUNCILWOMAN DIRUZZO.

Severally Referred to the Committee on Claims and Pending Suits, on motion of

The motion to Refer is Unanimously Sustained.

## 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:*

Mr. and Mrs. Shmuel Berman, in recognition of being honored by the New England Rabbinical College on its 10th Annual Melava Malka on March 1, 1997.

Mr. and Mrs. Henry Williams, in recognition of the celebration of their 56th Wedding Anniversary, married on December 24, 1939.

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

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

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## 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:*

Rose D. Doyle

Janice L. Coleman

James Anderson

Tonisha M. Weeden

Michael F. Moise, Sr.

Alfonso Santopadre

Charles "Mighty" Clements

Edward D'Errico

Catherine S. Flynn

Mary J. DiMarco

Eleftherios "Ted" Kourmapates

Hugo Cicchitelli

Joseph "Joe" Fattorusso

Adelaide E. Palmieri

Furrie "Frazz" Varone

Edward A. "Big Ed" Cardiello

Cynthia Johnson

Rose L. Ballard

Dorinda M. Pincins

F. Francis "Frank" Gallogly

Rosario "Sam" Previte

Nancy Golini

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

The motion for Passage is Unanimously Sustained.

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## ADJOURNMENT

There being no further business, on motion of COUNCILMAN IGLIOZZI, seconded by COUNCILWOMAN DIRUZZO, it is voted to adjourn at 9:00 o'clock P.M. (E.S.T.) to meet again on THURSDAY, MARCH 20, 1997 at 7:30 o'clock P.M. (E.S.T.).

*Michael R. Clement*

City Clerk

March 6]

1243

[1997

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March 6]

1244

[1997

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