

347

CITY OF PROVIDENCE  
RHODE ISLAND



CITY COUNCIL

JOURNAL OF PROCEEDINGS

No. 63 City Council Regular Meeting, Thursday, June 15, 1989, 7:30 o'clock P.M. (E.D.T.)

IN CITY COUNCIL

JUN 13 1989

PRESIDING

APPROVED:

*Robert M. Marler* CLERK

COUNCIL PRESIDENT

NICHOLAS W. EASTON

ROLL CALL

Present: Council President Easton, Councilman Annaldo, Councilwoman Brassil, Councilman Dillon, Councilwomen DiRuzzo, Fagnoli, Councilmen Farmer, Glavin, Lombardi, Lopes, Petrosinelli, Rollins, and Stravato—13.

Absent: Councilman Cola and Councilwoman Young—2.

## INVOCATION

The Invocation is given by COUNCILMAN  
MALCOLM FARMER, III.

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

COUNCILMAN ANNALDO 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 RECORD

The Journal of Proceedings No. 62 of the  
Regular Meeting of the City Council held  
June 1, 1989 and Posted June 12, 1989 on  
that Bulletin Board located on the Ground  
Floor Level of City Hall, is Approved as  
Printed, on motion of COUNCILMAN  
GLAVIN, seconded by COUNCILMAN  
DILLON.

## APPOINTMENTS BY HIS HONOR THE MAYOR

Communication dated June 5, 1989, Informing the Honorable City Council that pursuant to Section 302 (b) of the Providence Home Rule Charter of 1980, he is this day Reappointing Stephen Daniels of 488 Lloyd Avenue, Providence, RI as a Member of the Capital Center Commission for a term expiring in June 1993.

June 5, 1989

The Honorable Members  
The City Council of the City of Providence  
City Hall  
Providence, Rhode Island 02903

Dear Honorable Members:

Pursuant to Section 302(b) of the Providence Home Rule Charter of 1980, I am this day reappointing Stephen Daniels of 488 Lloyd Avenue, Providence, Rhode Island, as a member of the Capital Center Commission for a term expiring in June of 1993.

Respectfully submitted,

JOSEPH R. PAOLINO, JR.  
Mayor of Providence

Received.

Communication dated June 5, 1989, Informing the Honorable City Council that pursuant to Section 302(b) of the Providence Home Rule Charter of 1980, he is this day Reappointing Robert Andreoli of 255 Rumstick Road, Barrington, RI, as a Member of the Convention Center Authority for a term expiring in June of 1993.

June 5, 1989

The Honorable Members  
The City Council of the City of Providence  
City Hall  
Providence, Rhode Island 02903

Dear Honorable Members:

Pursuant to Section 302(b) of the Providence Home Rule Charter of 1980, I am this day reappointing Robert Andreoli of 255 Rumstick Road, Barrington, Rhode Island, as a member of the Convention Center Authority for a term expiring in June of 1993.

Respectfully submitted,

JOSEPH R. PAOLINO, JR.  
Mayor of Providence

Received.

## ORDINANCE SECOND READING

The following Ordinance was in City Council June 1, 1989, Read and Passed the First Time, and is Returned for Passage the Second Time:

An Ordinance Providing for the Assessment and Collection of 1989 Taxes in a Sum Not Less than One Hundred Thirty-Two Million, Four Hundred Thousand Dollars (\$132,400,000.00) and

not more than One Hundred Fifty-Two Million, Four Hundred Thousand Dollars (\$152,400,000.00) being based on One Hundred Percent (100%) of the 1989-1990 Fiscal Year Tax Collection.

*Be it ordained by the City of Providence:*

*Section 1.* The City Council of the City of Providence hereby orders the assessment and collection of a tax on the ratable real estate and tangible personal property as well as orders the assessment and collection of an excise tax on all registered motor vehicles, in a sum not less than One Hundred Thirty-two Million Four Hundred Thousand Dollars (\$132,400,000.00) and not more than One Hundred Fifty-two Million Four Hundred Thousand Dollars (\$152,400,000.00) being based on One Hundred Percent (100%) of the 1988-1989 Fiscal Year tax collection, as amended; said tax is for ordinary expense charges and for the payment of interest and indebtedness in whole or in part of said City and for other purposes authorized by law.

*Section 2.* The City Assessor shall assess and apportion said tax on inhabitants and ratable real estate and tangible personal property of said City as of the 31st day of December, A.D. 1988 at midnight, Eastern Standard Time, as well as assess and apportion said excise tax on the owners of registered motor vehicles in the City of Providence during calendar year 1988, according to law, and shall on completion of said assessment, date and sign the same, and shall make out and certify to the City Collector of the City of Providence on or before the 15th day of June, A.D. 1989, a complete list containing (1) the name of persons taxed and the total value of all the real estate taxed to each; (2) the amount of personal estate except manufacturers' machinery and equipment assessed against each person; and (3) the amount of the motor vehicle excise assessment against each person on said real estate, personal estate and motor vehicle opposite the name of the person or persons assessed.

The assessment of real estate and personal estate shall appear in separate columns on said

list. The assessment of motor vehicles shall appear on a separate list.

Said taxes shall be due and payable on and between the 1st day of July, 1989 next, and the Twenty-Fourth day of July, A.D. 1989 next, and all taxes remaining unpaid on said last named day shall carry until collected, a penalty at the rate of twelve percentum (12%) per annum upon such unpaid real estate, personal estate and excise taxes.

Said taxes may be paid in four installments, the first installment of Twenty-Five percentum (25%) on or before the Twenty-Fourth day of July A.D. 1989 next, and the remaining installments as follows: Twenty-Five percentum (25%) on the Twenty-Fourth day of October A.D. 1989, Twenty-Five percentum (25%) on the Twenty-Fourth day of January A.D. 1990 and Twenty-Five percentum (25%) on the Twenty-Fourth day of April A.D. 1990. Each installment period successively and in order, shall be free from any charges for interest. Provided, however, the option to pay taxes in quarterly installments shall not apply to any tax levied in an amount not in excess of \$50. If the first installment, or any succeeding installment of taxes, is not paid by the last day of the respective installment period or periods as they occur, then the whole tax or remaining unpaid balance of the tax, as the case may be, shall immediately become due and payable and shall carry, until collected, a penalty at the rate of twelve percentum (12%) per annum on said real estate, personal estate, and excise taxes.

The City Collector, shall by advertisement in a public newspaper of the City, notify all persons assessed to pay their respective taxes at his office on and between the 1st and Twenty-Fourth day of July A.D. 1989 both days inclusive; said Collector shall attend daily during said periods, Saturdays, Sundays, and Holidays excepted, at his office from Eight-Thirty o'clock A.M. to Four o'clock P.M. to receive taxes.

*Section 3.* This Ordinance shall take effect upon its passage.

Read and Passed, the Second Time, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON by the following Roll Call Vote:

Ayes: Council President Easton, Councilmen Annaldo, Dillon, Councilwomen DiRuzzo, Fagnoli, Councilmen Farmer, Glavin, Lombardi, Lopes, Petrosinelli, Rollins and Stravato—12.

Noes: None.

Absent: Councilwoman Brassil, Councilman Cola and Councilwoman Young—3.

The motion for Passage the Second Time, is Sustained.

## PRESENTATION OF ORDINANCES

### COUNCILMAN DILLON and COUNCILMAN ROLLINS (By Request):

An Ordinance in Amendment of and in Addition to Chapter 1986-53 of the Ordinances of the City of Providence Approved October 23, 1986, and entitled: "An Ordinance Approving and Adopting the Official Redevelopment Plan for the Special Vacant Lot Project" for the Acquisition of additional Vacant Lots.

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

The motion to Refer is Sustained.

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

An Ordinance in Amendment of Chapter 1988-24, of the Ordinances of the City of Providence, approved July 1, 1988, entitled: "An Ordinance Making an Appropriation of Ninety Million, Nine Hundred Thousand Dollars (\$90,900,000.00) for the Support of the Providence School Department for the Fiscal Year Ending June 30, 1989".

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

The motion to Refer is Sustained.

## PRESENTATION OF RESOLUTIONS

**COUNCIL PRESIDENT EASTON and COUNCILMAN ANNALDO, COUNCILWOMAN BRASSIL, COUNCILMEN COLA, DILLON, COUNCILWOMEN DIRUZZO, FARGNOLI, COUNCILMEN FARMER, GLAVIN, LOMBARDI, LOPES, PETROSINELLI, ROLLINS, STRAVATO and COUNCILWOMAN YOUNG:**

Resolution Congratulating Mr. and Mrs. Harry A. Johnson upon the Birth of Their Daughter Katie Elizabeth on June 2, 1989.

*Whereas*, Barbara and "Buddy" Johnson have become the proud parents of their third child, 8 pound 3 ounce Katy Elizabeth Johnson, and

*Whereas*, our esteemed former colleague and Administrative Assistant, who is never the picture of calm to begin with, does seem a bit nervous about chasing after a toddler again, but we are confident that he is up to the task,

*Now, therefore, be it Resolved*, that the members of the City Council do hereby express their sincere congratulations to Barbara and Buddy Johnson on the birth of their daughter, along with very best wishes for continued good fortune.

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Resolution of the City Council extending their congratulations to Mayor Joseph R. Paolino, Jr. upon his graduation from Harvard University School of Continuing Education and Extension Studies.

*Whereas*, when he took the oath of office on April 24, 1984, Joseph R. Paolino Jr. became, at twenty-nine years of age, the youngest mayor in the history of the City of Providence, and

*Whereas*, much was made of his youth and

inexperience in the ensuing special election campaign, but the mayor prevailed in that contest, and much to the chagrin of his critics, has gone on to lead the city through a period of rebirth, renewal, and sound and prudent management which has landed us on the cover of *NEWSWEEK* as one of the nation's "Hot Cities", and

*Whereas*, while the public accomplishments of incumbent mayors are often acknowledged by the conferring of an honorary degree from local colleges, the demands of attaining and executing that office are so great that most mayors have little time for scholarly endeavors,

*Whereas*, Mayor Paolino had begun to pursue a Master's Degree from Harvard University when he was still a member of the City Council, and he persisted in this effort in spite of the increasing demands of a growing family and his official duties, and,

*Whereas*, after seven years of perseverance and hard work, the Mayor was awarded the degree of Master of Liberal Arts in Government, and was also awarded the school's Derek Bok Award for Public Service, and

*Whereas*, this latest distinction marks another first for Joseph R. Paolino Jr., for he is the first Harvard graduate in the three hundred fifty-three year history of the City of Providence to hold the office of Mayor.

*Now, therefore, be it Resolved*, that the members of the City Council extend their sincere congratulations to Mayor Joseph R. Paolino, Jr. upon his earning a Master's Degree from Harvard University, and express their very best wishes for continued success and good fortune.

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Resolution of the City Council expressing their Best Wishes to Louis D. Stravato for a Complete and Speedy Recovery from injuries received in a recent Accident.

Whereas, Patrolman Louis D. Stravato, son of our esteemed colleague, Councilman Louis R. Stravato, was returning home from his tour of duty on June 2, 1989, and

Whereas, As he was getting out of a car near the intersection of Plainfield Street and Webster Avenue, Patrolman Stravato was hit by a passing vehicle and sustained multiple injuries,

Now, therefore, be it Resolved, That the Members of the City Council hereby extend their sincere best wishes and prayers for a speedy recovery to Patrolman Louis D. Stravato and join his loving family in welcoming him home from the hospital.

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

Resolution Requesting All Boards and Commissions in the City of Providence to Notify Representatives and Senators of all Hearings to be held in their Respective Districts.

Resolved, That all Boards and Commissions in the City of Providence are requested to notify Representatives and Senators of all hearings to be held in their respective Districts.

**COUNCILWOMAN BRASSIL, COUNCILMAN DILLON and COUNCIL PRESIDENT EASTON:**

Resolution Congratulating Kevin Murphy Upon being Selected as a Member of the Teams-U.S.A. International Select Soccer Team.

Whereas, Kevin Murphy, 15 year old son of former Councilman John Murphy, has been selected to represent the United States as a member of the Teams-USA International Select Soccer Team, and

Whereas, Kevin is one of only 1,200 soccer players form around the country and only two in the state of to be selected for this honor, and

Whereas, Teams-USA International Select Soccer team will be competing in Holland and Sweden for the Holland Cup, the Dana Cup, and the prestigious Gothia Cup, and a special team made up of some of the program's outstanding players will compete in a tournament in Russia, and

Whereas, the members of the City Council do not share Kevin's expressed concern about the cost of this trip "coming out of his father's pocket." We remind our former colleague that while he might not have played much soccer in his youth, he did a little "foot work" in his days as a member of this honorable body,

Now, therefore, be it Resolved, that the members of the City Council extend to Kevin Murphy sincere congratulations on his being selected to represent the country in the Teams-USA International Select Soccer Team, along with every best wish for continued success both on and off the soccer field.

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

**The motion for Passage is Sustained.**

**COUNCILMAN DILLON and COUNCILMAN ROLLINS (By request):**

Resolution authorizing His Honor the Mayor to convey Lot 83 on City Assessor's Plat 44 to the

Providence Redevelopment Agency, as part of its vacant lot project, for the sum of One Dollar.

*Whereas*, Lot 83 on City Assessor's Plat 44 is vacant and not useful for any municipal purpose, and

*Whereas*, The lot could be disposed of by the Providence Redevelopment Agency for purposes beneficial to the City.

*Now, therefore, be it Resolved*, That His Honor, the Mayor, convey Lot 83 on City Assessor's Plat 44 to the Providence Redevelopment Agency, as part of its Vacant Lot Project, for the sum of One Dollar (\$1.00).

**Read and Passed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON by the following Roll Call Vote:**

**Ayes: Council President Easton, Councilman Annaldo, Councilwoman Brassil, Councilman Dillon, Councilwomen DiRuzzo, Fagnoli, Councilmen Farmer, Glavin, Lombardi, Lopes, Petrosinelli, Rollins and Stravato—13.**

**Noes: None.**

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

**The motion for Passage is Sustained.**

**COUNCILWOMAN FARGNOLI (By Request):**

Resolution Requesting the Chief Electrical Inspector to cause the street lighting along Biltmore Avenue to be upgraded.

*Resolved*, That the Chief Electrical Inspector is requested to cause the street lighting along Biltmore Avenue to be Upgraded.

**COUNCILMAN PETROSINELLI (By Request):**

Resolution Requesting the Chief Electrical Inspector to cause the Street Light at the corner of Charles Street and Social Street to be Upgraded to 20,000 Lumen.

*Resolved*, That the Chief Electrical Inspector is requested to cause the street light at the corner of Charles Street and Social Street to be upgraded to 20,000 lumen.

**COUNCILMAN ROLLINS (By Request):**

Resolution Requesting the Director of Public Works to cause the depressions in certain roadways to be repaired.

*Resolved*, That the Director of Public Works is requested to cause the depressions in the following roadways to be repaired:

Ocean Street, from Thurbers Avenue to Ashmont Street;

California Avenue, from Michigan Avenue to Narragansett Boulevard; and

Michigan Avenue, at Vermont Avenue.

Resolution Requesting the Chief Electrical Inspector to cause the Street Lighting along Plain Street, from Public Street to Potters Avenue, to be Upgraded.

*Resolved*, That the Chief Electrical Inspector is requested to cause the street lighting along Plain Street, from Public Street to Potters Avenue, to be Upgraded.

Resolution Requesting the Director of the Division of Grounds Maintenance Services to cause the Trees along 161 Briggs Street and 109 Ohio Avenue to be removed.

*Resolved*, That the Director of the Division of Grounds Maintenance Services is requested to cause the Trees along 161 Briggs Street and 109 Ohio Avenue, to be Removed.

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

The motion for Passage is Sustained.

## REPORTS FROM COMMITTEES

COUNCILMAN ANDREW J. ANNALDO, Chairman  
COMMITTEE ON CITY PROPERTY

Transmits the following with Recommendation the Same be Severally Adopted:

Resolution Authorizing the Conveyance of Certain Land located in the Capital Center District.

## AT EASE

COUNCIL PRESIDENT EASTON declares the Council Stand at Ease at 8:00 o'clock P.M.

## RECONVENTION

**COUNCIL PRESIDENT EASTON Reconvenes the City Council at 8:06 o'clock P.M. and Directs the Clerk to record that there is a Quorum Present.**

**COUNCILMAN ANNALDO moves the Resolution be amended as follows:**

In Paragraph 4, third line, delete the words "adjusted as hereinafter provided (hereinafter called the "purchase price")" and insert in lieu thereof the words "upon sealed bids to the highest bidder (hereinafter the "purchaser") as determined by the Committee on City Property".

In item (1) delete in its entirety and insert in lieu thereof the words "(1) the purchaser thereof will be an organization, the interest on the obligations of which is excluded from "gross income" for purposes of federal and Rhode Island income taxation."

In item (4) sixth line, insert the words "principal and other charges" following the word "interest".

In item (5) fourth line, delete the words "not to exceed the purchase price" and insert in lieu thereof the words "equal to an amount sufficient to provide for payment in full of the said purchase money loans or, alternatively," and on the seventh line, delete the words "at a price not to exceed the purchase price" and insert after the words "to such buyer" the words "and at such purchase price".

On line eight delete the word "authorize" and insert in lieu thereof the words, "determine, the purchaser applying the net proceeds of sale to the

payment in full of said purchase money loans and remitting the balance thereof to the City".

In Paragraph 12, second line, delete the words "not more than the purchase price" and insert in lieu thereof the words "an amount sufficient to provide for payment in full of said purchase money loans".

In Paragraph 13, second line, delete the words "not more than the purchase price" and insert in lieu thereof the words "an amount sufficient to provide for payment in full of the said purchase money loans".

In Paragraph 14, fourth line, following the word "buyer" insert the words "and at such price" and in the fifth line, delete the words "so authorize" and insert in lieu thereof the word "determine" and delete the words "for not more than the purchase price".

In the last paragraph, Paragraph 16, fourth line, delete the words "used for the purpose of making capital expenditures." and insert in lieu thereof, the words "thereafter applied in accordance with the provisions of the Providence Home Rule Charter of 1980".

**This motion being seconded by COUNCILMAN GLAVIN is Put to Vote and Passed.**

*Whereas*, the City of Providence owns that parcel of land located in the Capital Center district which is more particularly described on Exhibit A hereto (hereinafter called "Parcel 12"); and

*Whereas*, the City Council finds and determines that Parcel 12 has become unsuitable and has ceased to be used for municipal or other public purposes; and

*Whereas*, the City Assessor has appraised Parcel 12 at a current market value of Two Million Four Hundred Twenty-Five Thousand Dollars (\$2,425,000).

*Now, therefore, be it Resolved*, That the City shall sell Parcel 12 for not less than Two Million One Hundred Eighty-Two Thousand Five Hundred Dollars (\$2,182,500), upon sealed bids to the highest bidder (hereinafter the "purchaser") as determined by the Committee on City Property upon the following terms, conditions and restrictions and upon such other terms and conditions, consistent with the following, as the Mayor may deem necessary or desirable:

(1) The purchaser thereof will be an organization, the interest on the obligations of which is excluded from "gross income" for purposes of federal and Rhode Island income taxation.

(2) The purchaser thereof will acquire Parcel 12 with the proceeds of such purchase money loans and pursuant to such financing arrangements as the Mayor may approve;

(3) The purchase price will be adjusted so as to permit the payment of the expenses of the sale and of the said purchase money loans;

(4) Concurrently with the purchase of Parcel 12, the purchaser thereof will enter into a lease with the City, as lessee, under which the city will lease Parcel 12 for a term which will be coincident with the term of the purchase money loans hereinbefore referred to and for a rental equal to the amount of interest, principal and other charges payable under the said purchase money loans; and

(5) The lease will provide further that upon termination of the lease or at any time prior thereto, the City may exercise an exclusive option to repurchase Parcel 12 from the purchaser at a price equal to an amount sufficient to provide for payment in full of the said purchase money loans or, alternatively, to direct the purchaser to sell Parcel 12 to such buyer and at such purchase price as the Mayor may determine, the purchaser applying the net proceeds of sale to the payment in full of said purchase money loans and remitting the balance thereof to the City; and

*Be it further Resolved*, That the City is authorized to lease Parcel 12 from the purchase upon the terms and conditions specified above and upon such other terms and conditions as the Mayor may deem necessary or desirable, and

*Be it further Resolved*, That, to the extent applicable law may require, the City Council hereby approves the lease of Parcel 12 by the purchaser to the City upon the terms and conditions specified above and upon such other terms and conditions as the Mayor may deem necessary or desirable; and

*Be it further Resolved*, That the City is authorized to obtain from the purchaser an option to purchase Parcel 12 for an amount sufficient to provide for payment in full of the said purchase money loans, and

*Be it further Resolved*, That the City is authorized to exercise the said option and repurchase Parcel 12 for an amount sufficient to provide for payment in full of the said purchase money loans at such time and upon such other terms and conditions as the Mayor may deem necessary or desirable, and

*Be it further Resolved*, That, to the extent applicable law may require, the City Council hereby approves, pursuant to the foregoing option, the purchaser's resale of Parcel 12 to the City or the sale of Parcel 12 to such other buyer and at such price as the Mayor may determine, at such time and upon such other terms and

conditions as the Mayor may deem necessary or desirable; and

*Be it further Resolved*, That the Mayor is authorized (a) to execute and deliver on behalf of the City a deed for Parcel 12 and a lease with the purchaser thereof consistent with the provisions of this Resolution; (b) thereafter to exercise such options and other rights granted to or retained by the City pursuant to said lease and, in connection therewith to repurchase Parcel 12 from the purchaser thereof; and (c) generally to execute such other instruments or documents and take such other actions as may be necessary or desirable to implement the transactions described above; and

*Be it further Resolved*, That the net proceeds of the sale of Parcel 12, after paying or providing for the payment of the costs and expenses of sale, will be deposited in a special fund and thereafter applied in accordance with the provisions of the Providence Home Rule Charter of 1980.

A true copy, Attest:

Rose M. Mendonca  
City Clerk

On motion of COUNCILMAN ANNALDO, seconded by COUNCILMAN GLAVIN and COUNCILMAN DILLON, Read and Passed, as Amended, by the following Roll Call Vote:

**Ayes:** Council President Easton, Councilman Annaldo, Councilwoman Brassil, Councilman Dillon, Councilwomen DiRuzzo, Fagnoli, Councilmen Glavin, Lombardi, Lopes, Petrosinelli, Rollins and Stravato—12.

**Not Voting:** Councilman Farmer—1.

**Noes:** None.

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

**The motion for Passage as Amended is Sustained.**

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Resolution Requesting the City Controller to submit a list of all properties leased by the City to the City Council.

*Resolved*, That the City Controller is hereby requested to submit a list of all properties leased by the City of Providence to the City Council, to persons, firms or corporations, together with the amounts leased for and whether said persons are up to date on payment of leases.

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

**The motion for Passage is Sustained.**

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Resolution Authorizing His Honor the Mayor to execute a Lease with Solon Mitrelis of that land and building located along Weybosset Street, formerly known as the Weybosset Street Comfort Station Rescinding Resolution No. 288, approved April 26, 1987.

*Resolved*, That His Honor the Mayor is authorized to execute a lease with Solon Mitrelis of 230 Thayer Street, Providence, Rhode Island of that land and building located along Weybosset Street, formerly known as the Weybosset Street Comfort Station, designated as Lot 171, on City Assessor's Plat 20; which area contains approximately One Thousand One Hundred Twenty-Nine and One Tenth (1129.1) square feet, more or less, including existing building and below ground area of Lot 171 on City Assessor's Plat 20 (See Cross-Hatched area on attached Plat Map) subject to a sewer easement. Said lease shall be upon the following terms and conditions:

Said leasehold shall be for Twenty (20) years.

Rental payments shall commence April 1, 1987 and shall be as follows:

April 1, 1987 through March 1, 1992 at the rate of Two Hundred Eighty-Five (\$285.00) Dollars monthly;

April 1, 1992 through March 1, 1996 at the rate of Four Hundred (\$400.00) Dollars monthly;

April 1, 1997 through March 1, 2002 at the rate of Five Hundred (\$500.00) Dollars monthly;

April 1, 2002 through March 1, 2007 at the rate of Six Hundred (\$600.00) Dollars monthly.

The Lessee shall open for business not later than nine (9) months from execution of the lease documents.

The Lessee shall make alterations to the realty substantially in accordance with those design plans submitted to the City of Providence, which are attached hereto and made a part hereof (Attachments 1, 2, 3 & 4), and such alterations shall be not significantly less than the sum of Sixty Thousand (\$60,000.00) Dollars.

Should the Lessee fail to abide by either of the last two covenants, the lease shall become null and any improvements theretofore undertaken shall become the property of the City of Providence without recourse of the Lessee, and

*Be it further Resolved*, That Resolution No. 288, approved April 26, 1987, is hereby rescinded.

**Read and Passed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON, by the following Roll Call Vote:**

**Ayes: Council President Easton, Councilman Annaldo, Councilwoman Brassil, Councilman Dillon, Councilwomen DiRuzzo, Fagnoli, Councilmen Farmer, Glavin, Lombardi, Lopes, Petrosinelli, Rollins, and Stravato—13.**

**Noes: None.**

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

**The motion for Passage is Sustained.**

**COUNCILMAN THOMAS M. GLAVIN, Chairman  
COMMITTEE ON ORDINANCES**

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

An Ordinance in Amendment of Chapter 1987-10 of the Ordinances of the City of Providence, as approved May 11, 1987, as Amended, in Chapter 1988-45, November 23, 1988; entitled: "An Ordinance Creating and Establishing an Economic Development Zone within the City

of Providence pursuant to 3-7-16.4 of the General Laws of the State of Rhode Island."

**Read and Passed, the first time, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON, by the following Roll Call Vote:**

**Ayes: Council President Easton, Councilman Annaldo, Councilwoman Brassil, Councilman Dillon, Councilwomen DiRuzzo, Fagnoli, Councilmen Farmer, Glavin, Lombardi, Lopes, Petrosinelli, Rollins, and Stravato—13.**

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

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

**Noes: None.**

**The following is Transmitted with Recommendation the Petitioner be Granted Leave to Withdraw:**

**Petition of John J. Daly and Lawrence A. Natale by their Attorney Ernest Barone, to change from an R-3 General Residence Zone to a C-4 Heavy Commercial Zone, Lot 45 on City Assessor's Plat 1, located along Nashua Street.**

**motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.**

**The motion to Withdraw is Sustained.**

**Petitioner Granted Leave to Withdraw, on**

**The following is Transmitted with Recommendation the Same be Denied:**

**Petition of Peacedale Associates, by their Attorney Maureen A. Hobson, to change from a C-3 Downtown Commercial Zone to an M-1 General Industrial Zone, Lots 172 and 189 on City Assessor's Plat 68, located along Ark Court.**

**Denied, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.**

**The motion to Deny is Sustained.**

## COMMUNICATION

**FROM HIS HONOR MAYOR JOSEPH R. PAOLINO JR.**

Communication dated May 25, 1989, Informing the Honorable City Clerk that pursuant to the provisions of the Rhode Island General Laws of 1929, Chapter 1444, Clause 6, he is this day Appointing John L. McElroy of the City of

Providence, to be Acting Judge of the Probate Court, effective May 26, 1989, and Extending Solely to Hear the Case of the Estate of Humberto Patalano, scheduled to appear before the Probate Court of the City of Providence.

Received. \_\_\_\_\_

## FROM THE CLERK'S DESK

Petition of John J. Daly and Lawrence A. Natale by their Attorney, Ernest Barone, to change from an R-3 General Residence Zone to a C-1 Limited Commercial Zone, Lot 45 as set out and delineated on City Assessor's Plat 1.

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

**The motion to Refer is Sustained.**

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

Rebecca Badway

Ricky Clark

Deborah A. Costa

Holly A. Coutu

Crystal Durant

Ford Motor Credit Co.

Michael J. Fosco, p.p.a. Stefan

Kingston Development Corporation

Catherine and Ferris Koorie

Nancy C. Lawton

Laura Gamben

Rosanne Gomez

Alice Greene

Stephen Perry

Michael J. Raymond

Anne C. Roselli

**Severally Referred to Committee on Claims and Pending Cuits, 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:

Resolutions Extending Sympathy.

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

- Augustine Comella
- Emma Procaccini
- Emanuella Consiglio
- Giuseppi Fagnoli
- Giulo Diamante
- Bernard J. Teubert, Sr.
- William J. Howard
- Dr. George J. Dwyer
- Cheryl A. Pirri
- Armando W. Masello
- Helen E. Grilla
- Clarence C. Ison

- Rodney Barros
- John J. Christy
- Elizabeth Chiodo
- Anna Cesaro
- Domingo Silva
- Herbert A. Gibbs
- Edith Lupoli
- Girard Boudreau
- Susan M. Angeloni
- Dr. Raymond R. Lapolla
- Joseph E. Donovan
- Mary Delicio

**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.**

## MATTERS NOT APPEARING ON THE PRINTED DOCKET

On motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON, it is Voted to Suspend Rule 16 of the Rules of the City Council in Order to Allow the Introduction of the following Matters Not Appearing on the Printed Docket.

## REPORTS FROM COMMITTEES COUNCILWOMAN CAROLYN F. BRASSIL, Chairwoman COMMITTEE ON FINANCE

Transmits the following with Recommendation the Same be Severally Adopted:

An Ordinance Making an Appropriation for the Fiscal Year ending June 30, 1990.

An Ordinance Establishing a Compensation Plan for the School Department and Repealing Ordinance Chapter 1988-26, Approved July 1, 1988.

An Ordinance Making an Appropriation of One Hundred Million, Five Hundred Eighty-Eight Thousand Dollars (\$100,588,000.00) for the Support of the Providence School Department for the Fiscal Year ending June 30, 1990.

Severally Read and Collectively Passed, the First Time, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON, by the following Roll Call Vote:

An Ordinance Establishing the Classes of Positions, the Maximum Number of Employees and the Number of Employees in Certain Classes in the School Department and Repealing Ordinance Chapter 1988-25 approved July 1, 1988.

Ayes: Council President Easton, Councilman Annaldo, Councilwoman Brassil, Councilman Dillon, Councilwomen DiRuzzo, Fagnoli, Councilmen Farmer, Glavin, Lombardi, Lopes, Petrosinelli, Rollins and Stravato—13.

Noes: None.

Absent: Councilman Cola and Councilwoman Young—2.

The motion for Passage the First Time, is Sustained.

Resolved, That the Accompanying copy of agreement, effective July 1, 1989 to June 30, 1991, by and between the City of Providence and Public Service Employees' Local Union 1033 of the Laborers' International Union of North America, AFL-CIO, is hereby ratified. (Accompanying Agreement Attached)

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

The motion for Passage is Sustained.

Resolution Ratifying Agreement between the City of Providence and Public Service Employees' Local Union 1033 of the Laborers' International Union of North America, AFL-CIO, effective July 1, 1989 to June 30, 1991.

The following are Transmitted with Recommendation the Same be Severally Adopted, as Amended:

An Ordinance Establishing the Classes of Positions, the Maximum Number of Employees and the Number of Employees in Certain Classes in the City Departments and Repealing Ordinance Chapter 1988-22 approved July 1, 1988, as Amended.

COUNCILMAN DILLON, by the following Roll Call Vote:

Ayes: Council President Easton, Councilman Annaldo, Councilwomen Brassil, Councilman Dillon, Councilwomen DiRuzzo, Fargnoli, Councilmen Farmer, Glavin, Lombardi, Lopes, Petrosinelli, Rollins and Stravato—13.

An Ordinance Establishing a Compensation Plan for the City of Providence and Repealing Ordinance Chapter 1988-23, approved July 1, 1988, as Amended.

Noes: None.

Absent: Councilman Cola and Councilwoman Young—2.

Severally Read and Collectively Passed, the First Time, as amended, on motion of COUNCILMAN GLAVIN, seconded by

The motion for Passage the First Time is Sustained.

The following is Transmitted with Recommendation the Same be Received:

General Purpose Financial Statement and Schedules, together with Management Letter and Single Audit Report from Peat Marwick Main & Co., for fiscal year ended June 30, 1988.

Received.

**COUNCILWOMAN JOSEPHINE DiRUZZO, Chairwoman  
COMMITTEE ON URBAN REDEVELOPMENT,  
RENEWAL AND PLANNING**

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

Resolution Authorizing the City Council of the City of Providence, Rhode Island, to file a Statement of Objectives and Funding under the Housing and Community Development Act.

*Whereas*, the City of Providence is eligible to receive Community Development Block Grant Entitlement Funds for fiscal year ending June 1990 under Section 106(a) or (h) of Title I of the Housing and Community Development Act of 1987 and;

*Whereas*, the Statement of Objectives and Funding shall be filed with the Boston Regional Office of the Department of Housing and Urban Development as soon as possible.

*Now, therefore*, The City Council of the City of Providence, County of Providence, State of Rhode Island, hereby authorize the City of Providence, through its official representative, the

Mayor, to file a STATEMENT OF OBJECTIVES AND FUNDING with the Boston Area Office of the Department of Housing and Urban Development for the purpose of obtaining Community Development Block Grant Funds.

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

**The motion for Passage is Sustained.**

**On motion of COUNCILMAN DILLON, seconded by COUNCILWOMAN FARGNOLI, it is Voted to Suspend Rule 2 of the Rules of the City Council in Order to Allow the City Council to Meet on a Day other than Provided in Said Rule 2.**

## ADJOURNMENT

There being no further business, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN BRASSIL, the City Council adjourns at 8:25 o'clock P.M. (E.D.T.) to meet again on THURSDAY, JULY 13, 1989 at 7:30 o'clock P.M. (E.D.T.).

*Rose M. Mendonca*

*City Clerk*

