

CITY OF PROVIDENCE
RHODE ISLAND



IN CITY COUNCIL
AUG 5 1976

APPROVED:

Vincent V. Lopez
CLERK

CITY COUNCIL
JOURNAL OF PROCEEDINGS

No. 46 City Council Regular Meeting, Thursday, July 29, 1976 8:00 P.M. (E.D.T.)

PRESIDING
COUNCIL PRESIDENT
ROBERT J. HAXTON

COMMUNICATION FROM
THE PRESIDENT OF THE CITY COUNCIL

Communication from Council President Robert J. Haxton, dated July 21, 1976, Addressed to the Honorable City Council, Noting the Absence of Councilman Francis Crowley, Deceased.

To the Honorable City Council
of the City of Providence,
Rhode Island

Honorable Members,

I have the unhappy responsibility, as President of the City Council, to direct the City Clerk

July 21, 1976

to record on the Roll Call in the Journal of Proceedings of this meeting of the City Council that death has caused the absence, of Councilman Francis Crowley, our late brother Member.

Regrettably,
ROBERT J. HAXTON
Council President

Received.

ROLL CALL

Present: Council President Haxton and Councilmen Addison, Ahern, Almagno, Bradshaw, Councilwoman Brassil, Councilmen Cirelli, Cola, Fagnoli, Flynn, Garan, Gorodetsky, Henries, Johnson, Lynch, Mansolillo, Merola, Pearlman, Petrosinelli, Salvatore, Stravato, Tomasso, Turchetta and Xavier—24.

Absent: Councilman McKiernan—1.

INVOCATION

The Invocation is given by COUNCILMAN
WILLIAM G. BRADSHAW.

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

COUNCILMAN TIMOTHY J. AHERN 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 Journals of Proceedings No. 44 of the Regular Meeting of the City Council held July 15, 1976 and No. 45 of the Special Meeting held July 17, 1976, and Posted July 23, 1976 on that Bulletin Board located on the Ground Floor of the City Hall, are Severally Approved as Printed, on motion of **COUNCILMAN LYNCH**, seconded by **COUNCILMAN ADDISON**.

COUNCILMAN FARGNOLI and **COUNCILMAN FLYNN** desire to be recorded as Voting "No" on the Approval of the Record of The Journal of Proceedings No. 45 of the Special Meeting held July 17, 1976.

APPOINTMENT BY HIS HONOR THE MAYOR

Communication, dated July 26, 1976, Informing the Honorable City Council of His Appointment of Pasquale Iahnazzi of Providence, as a

Member of the Housing Authority of the City of Providence, Rhode Island, for the Ensuing Term Ending on July 11, 1981.

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

Dear Honorable Members:

This is to inform you that I have this day appointed Pasquale Iannazzi of Providence as a

July 26, 1976 member of the Housing Authority of the City of Providence, Rhode Island for the ensuing term ending on July 11, 1981.

Sincerely,

VINCENT A. CIANCI, JR.
Mayor of Providence

Received.

ORDINANCES SECOND READING

The following Ordinances were in City Council July 15, 1976, Read and Passed the First Time and are Returned for Passage the Second Time:

An Ordinance in Amendment of and in Addition to Chapter 1797 of the Ordinances of the City of Providence, Approved November 7, 1966, and Entitled, "An Ordinance Approving and Adopting the Official Redevelopment Plan for the East Side Project No. R. I. R-4."

Be it ordained by the City of Providence:

1. That Chapter 1797 of the Ordinances of the City of Providence, approved November 7, 1966, and entitled "An Ordinance Approving and Adopting the Official Redevelopment Plan for the East Side Project No. R. I. R-4" as heretofore amended, be and is hereby further amended as follows:

A. Change Paragraph III B.3.b. to Paragraph III B.3.c. on page 18 of the Official Redevelopment Plan.

B. Insert Paragraph III B.3.b. in the South Main — South Water Section on Page 18 of the Official Redevelopment Plan.

Paragraph III B.3.b. C-2 General Commercial Zone

(1) Permitted Uses

- (a) C-2 General Commercial uses shall be permitted within this zone except for: Retail ice storage house; Apartment hotel or hotel; Auditorium; Bar; Bath, Turkish and the like; Bird Store, pet shop or taxidermist; Blueprinting or photostating; Catering establishment; Cleaning establishment with 40-pound capacity or more clothes cleaning units; Funeral Parlor; Parking Garage; Pawnshop; Rescue or temporary revival missions; Super-Market; Theatre; Second-Hand store; Upholstry shops, including automobile upholstery; Hospital or Sanitarium.

(2) Development Controls

- (a) Land Coverage; Building Setbacks; Building Height; and Off-Street Loading shall be governed by applicable provisions of the Zoning Ordinance.

- (b) Off-Street Parking — Off-Street parking

shall be governed by applicable provisions of the Zoning Ordinance except for retail uses; one off-street parking space shall be provided for each 350 square feet of gross area directed to retail uses.

- (c) Other applicable controls are listed below under the heading 1) "Other conditions, covenants, restrictions and provisions controlling the development and use of acquired land and improvements;" 2) "Miscellaneous Provisions." (1)

C. A certain map of the aforementioned Official Redevelopment Plan hereinafter identified is deleted:

- (1) Map No. 2, Sheet 2 of 2, "Proposed Land Use and Zoning" revised 10-7-75.

D. Insert the following map in its stead:

- (1) Map No. 2, Sheet 2 of 2, "Proposed Land Use and Zoning" revised 2-11-76.

2. That said Chapter 1797 of the Ordinances of the City of Providence as adopted and as heretofore amended, be and the same is hereby ratified and affirmed in all other respects.

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

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

Ayes: Council President Haxton and Councilmen Addison, Ahern, Almagno, Bradshaw, Councilwoman Brassil, Councilmen Cirelli, Cola, Fagnoli, Flynn, Garan, Gorodetsky, Henries, Johnson, Lynch, Mansolillo, Merola, Pearlman, Petrosinelli, Salvatore, Stravato, Tomasso, Turchetta and Xavier—24.

Absent: Councilman McKiernan—1.

An Ordinance in Amendment of and in Addition to Chapter 1575 of the Ordinances of the City of Providence Entitled, "An Ordinance Approving and Adopting the Official Redevelopment Plan for the Weybosset Hill Project, No. R. I. R-7."

Be it ordained by the City of Providence:

1. That Chapter 1575 of the Ordinances of the City of Providence, entitled "An Ordinance Approving and Adopting the Official Redevelopment Plan for the Weybosset Hill Project No. R. I. R-7" as heretofore amended, be and is hereby further amended as follows:

A. Parcel No. 13B—*Building Controls*, (Pages 21 and 22 of the Official Redevelopment Plan)

Delete Sections (a) (b) (c) (d) (e) (f) (g) (h) (i) and (j) and insert the following instead:

(a) Floor Area Ratio, Building Coverage, Density, Building Height, Building Setback Off-Street Parking and Loading shall be governed by the applicable provisions of the Zoning Ordinance as amended to date.

(b) Building Envelope: Ground floor along entire frontage of the Westminster Street public walkway must be uniformly arcaded for pedestrian traffic.

(c) Vehicle Access: Access for parking or loading shall not be permitted along either the Cathedral Square or Westminster Street public walkway frontage.

(d) Planning and Design Objectives: Firstly, the creation of an enclosed pedestrian and urban civic space — Cathedral Square — and the channeling of the space down the Jackson Street and Westminster Street Public Walkways. Secondly, the provision of convenient and protected retail shopping facilities which will bring activity to Cathedral Square without being inharmonious with the dignity and composure of the Square. To achieve these objectives, pedestrian arcades must be provided along

Westminster walkway. The arcade as well as the building facades fronting on Cathedral Square, Westminster and Jackson Street Public Walkways of this Parcel as well as Parcel No. 16 should be uniformly designed and built.

2. That said Chapter 1575 of the Ordinances of the City of Providence as adopted and as heretofore amended, be and the same is hereby ratified and affirmed in all other respects.

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

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

Ayes: Council President Haxton and Councilmen Addison, Ahern, Almagno, Bradshaw, Councilwoman Brassil, Councilmen Cirelli, Cola, Fargnoli, Flynn, Garan, Gorodetsky, Henries, Johnson, Lynch, Mansolillo, Merola, Pearlman, Petrosinelli, Salvatore, Stravato, Tomasso, Turchetta and Xavier—24.

Absent: Councilman McKiernan—1.

An Ordinance in Amendment of and in Addition to Chapter 853 of the Ordinances of the City of Providence, Approved May 20, 1954, and Entitled, "An Ordinance Approving and Adopting the Official Redevelopment Plan for the Willard Center Unit Two Project Area D2-A2, as Amended."

Be it ordained by the City of Providence:

Whereas, On May 20, 1954, the City Council of the City of Providence adopted and approved by Chapter 853, No. 299 of its ordinances, the

Official Redevelopment Plan for Willard Center Unit Two Project Area D2-A2; and

Whereas, Said Plan required among other things that a playfield to serve older youth and young adults is proposed to center in the area south of the playground and school site and extend southerly to the project area boundary along Pilgrim Street; and

Whereas, The City, subsequent to the passage of the aforementioned ordinance, did construct on that portion of the land within the Willard Center Unit Two Project Area, a playfield in accordance with the terms of the aforementioned Redevelopment Plan; and

Whereas, It is now determined that said playfield area in addition to use for a playfield is also useful for an erection of an OIC (Opportunities Industrialization Center) Building owned and operated by Opportunities Industrialization Center of Rhode Island, Inc.

Now, Therefore, be it ordained by the City of Providence:

That Chapter 853 of the Ordinances of the City of Providence, approved May 20, 1954 and entitled "An Ordinance Approving and Adopting the Official Redevelopment Plan for the Willard Center Unit Two Project Area D2-A2" as heretofore amended be and the same is hereby amended as follows:

1. Any and all reference to the use of a portion of the land in the project area exclusively for a playfield be and the same is hereby deleted.

2. That the said portion of the land within the project area be and shall henceforth be used as a playfield and be permitted for an erection of an OIC Building.

3. That for the said portion of the land within the project area, the permitted uses, building height, building coverage, density, building setback, off-street parking and loading shall be governed by the applicable provisions of the Zoning Ordinance as amended to date.

4. That Chapter 853 of the Ordinances of the City of Providence as adopted and as heretofore amended be and the same is hereby ratified and confirmed in all other respects.

5. That this Ordinance shall take effect upon its passage and all portions of said Chapter 853 of the Ordinances of the City of Providence inconsistent herewith are hereby repealed.

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

Ayes: Council President Haxton and Councilmen Addison, Ahern, Almagno, Bradshaw, Councilwoman Brassil, Councilmen Cirelli, Cola, Fargnoli, Flynn, Garan, Gorodetsky, Henries, Johnson, Lynch, Mansolillo, Merola, Pearlman, Petrosinelli, Salvatore, Stravato, Tomasso, Turchetta and Xavier—24.

Absent: Councilman McKiernan—1.

The following Ordinance was in City Council July 17, 1976, Read and Passed the First Time and is Returned for Passage the Second Time:

An Ordinance Establishing a Tax Stabilization Plan for the Biltmore Hotel Properties.

Councilman Tomasso reads the following statement and requests the Clerk to incorporate the same in the Journal of Proceedings of this Meeting:

July 29, 1976

Council President Haxton and Members of the City Council:

As most of you are aware, I was vociferous in directing questions to the representatives of the equity investors in the Biltmore Hotel project and to the proposed operator of the facilities.

My probing into the motives of the investors and operator and the expected financial returns expected from their investment should not have been construed to be an attempt on my part to block the restoration and re-opening of that magnificent structure.

It is my position that, as an elected official, I have the duty to seek out that information that I consider necessary to make an intelligent decision regarding the commitment of the City's resources.

At the first reading, I voted against the tax stabilization program for the Biltmore Hotel because the equity investors would not consent to giving a public accounting of the operations of the hotel during the period of tax stabilization was granted to them, and because of the refusal of the investors to consent to additional tax payments if hotel operations proved to be profitable. My vote against the stabilization program was an attempt to get a better return for the City of Providence.

Since the time of the first vote on this matter, I have been reliably informed that the equity investors in the project intend to form a public company that will provide accounting statements on hotel operations to the public. It was most gratifying to see that the investors, consistent with the policy of open government implemented by the present administration, have recognized the need to open financial records to the public in exchange for the public's investment in the Biltmore Hotel property through tax stabilization. This commitment has ameliorated my opposition which was engendered, in part, by the refusal to give a public accounting.

I am, however, disenchanted by the refusal of the equity investors to consent to a contractual agreement to pay an additional amount over the stabilized tax payments IF, AND ONLY IF, the hotel operations are profitable by standard hotel accounting principals. My feelings were reinforced by statements of the investors to the effect that they would be happy just to get their investment back, or that they felt they would lose money, or that they were treating their in-

vestment as a civic contribution. My feeling is that this is altruistic rhetoric.

Despite my displeasure at the equity investors unwillingness to make additional payments to the City of Providence if, and only if, the operation is, in fact, profitable, I will be voting to confirm tax stabilization for the Biltmore Hotel property.

I will, however, vote for this measure because (1) the nine million dollar renovation project will benefit local labor and the suppliers of materials and services, (2) the re-opened hotel will provide employment for more than three hundred workers, and (3) the re-opening of the Biltmore Hotel is vital to insure the success of the revitalization of Union Station and the eventual transformation of the down-town area.

We should take cognizance of the fact that the equity investors in the Biltmore Hotel project are local businessmen, and I commend them for demonstrating a commitment to the local community which fostered their growth. I wish them success in this venture and look forward to seeing a "new" Biltmore, contemporary in operations, but with a retention of its true character.

It is my earnest hope that the Biltmore Hotel will be a mecca of attraction in downtown Providence, and that its brilliance will surpass even that of the Hospital Trust Towers in its brightest hours.

RAYMOND A. TOMASSO

Be it ordained by the City of Providence:

Section 1. In accordance with the provisions of 44-3-9 of the General Laws of Rhode Island, 1956, as amended, the annual tax upon the "Biltmore Hotel Properties" for the following years shall be:

1977 — Twenty Five Thousand Dollars (\$25,000).

1978 through 1982 (inclusive) Fifty Thousand Dollars (\$50,000.); and

1983 through 1986 (inclusive) One Hundred Thousand Dollars (\$100,000.).

Sec. 2. The said tax stabilization shall be conditioned on the purchase of the Biltmore Hotel by the holders of the Option described in said Annex A hereto attached or their nominees and shall terminate starting in the calendar year 1987.

Sec. 3. This Ordinance shall become effective upon its passage by the City Council and Approval by the Mayor.

* * *

(For Option described in said Annex "A" see original Ordinance in file of City Council.)

ANNEX A TO AN ORDINANCE EFFECTING A TAX STABILIZATION PLAN FOR THE BILTMORE HOTEL PROPERTIES

Textron, Inc. on behalf of itself, the Old Stone Bank and The Outlet Company holds an Option to purchase that real property commonly known as the Biltmore Hotel, situated at 11 Dorrance Street in Providence and being more particularly described as follows:

That tract of land, with all buildings and improvements thereon, situated in the City of Providence and State of Rhode Island, bounding southeasterly on Washington Street one hundred eighty-one and 30/100 (181.30) feet; southwesterly on Eddy Street one hundred eighty-three and 24/100 (193.24) feet; northwesterly on Worcester Street sixty-three and 36/100 (63.36) feet; and northerly on Dorrance Street two hundred eighteen and 76/100 (218.76) feet.

Together with all right, title and interest of the grantor in and to the overhead passageway or bridge now extending from the building located on the above-described premises and crossing over and above Eddy Street to the building located on premises situated on the southwesterly side of Eddy Street.

together with the buildings and all other improvements thereon, all easements, rights of way, and appurtenances thereto, and all of Seller's right, title and interest in all ways public and private adjoining said real property, and all personal property on or employed in connection with said real property.

Textron, Inc., the Old Stone Bank and The Outlet Company on behalf of themselves and others who may become equity participants in the purchase and restoration of the Biltmore Hotel, have requested the tax stabilization set forth in the Ordinance (the "Ordinance") of which this Annex A forms a part. It is intended by such equity participants that the Option or the Biltmore Hotel Properties will be conveyed to another legal entity which will carry out the renovation, restoration and reopening of the Biltmore Hotel.

The "Biltmore Hotel Properties" to which the tax stabilization set forth in the Ordinance applies shall consist of the real and personal property hereinabove described in this Annex A as the same may be restored or renovated, including without limitation all personal property hereafter on or employed in connection with said real property during the ten-year tax stabilization period.

The Providence City Council has determined, after public hearings, at least ten days' notice of which has been given in a newspaper having a general circulation in said City, that the provisions of part (A) (1) and (B) of Section 44-3-9 apply in connection with the Biltmore Hotel Properties.

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

Ayes: Council President Haxton and Councilmen Addison, Ahern, Almagno, Bradshaw, Ci-relli, Cola, Garan, Gorodetsky, Johnson, Lynch, Mansolillo, Merola, Pearlman, Petrosinelli, Stravato, Tomasso and Turchetta—18.

Noes: Councilmen Fagnoli, Flynn, Henries, Salvatore and Xavier—5.

Not Voting: Councilwoman Brassil—1.

Absent: Councilman McKiernan—1.

PRESENTATION OF ORDINANCES

COUNCILMAN GORODETSKY and COUNCILMAN PEARLMAN (By Request):

An Ordinance Making Appropriation of One Hundred Four Million, Two Hundred Eighty-Seven Thousand, Nine Hundred Seventy-Four Dollars and Sixty Cents (\$104,287,974.60) for the Support of the City Government for the Fiscal Year Ending June 30, 1977.

An Ordinance Establishing a Compensation Plan for the City of Providence and Repealing Chapter 1976-11, Approved April 13, 1976, as Amended.

An Ordinance Establishing the Classes of Po-

sitions, the Maximum Number of Employees and the Number of Employees in Certain Classes in the City Departments and Repealing Ordinance Chapter 1976-10, Approved April 13, 1976.

Severally Referred to the Committee on Finance, on motion of COUNCILMAN LYNCH, seconded by COUNCILMEN ADDISON and MANSOLILLO.

PRESENTATION OF RESOLUTIONS

COUNCIL PRESIDENT HAXTON, COUNCILMAN LYNCH, COUNCILMAN ADDISON and COUNCILMAN GARAN:

Resolution Ordering a Special Election to be held on Tuesday, October 5, 1976, for the Purpose of Filling the Vacancy of the Office of One Councilman from the Twelfth Ward, Caused by the Death of Former Councilman Francis Crowley, on July 21, 1976.

Whereas, A vacancy exists in the Office of One Councilman from the Twelfth Ward in the City of Providence, Rhode Island, caused by the death on July 21, 1976, of Francis Crowley, and

Whereas, The said vacancy did occur more than One Hundred Eighty Days before the time of the holding the next succeeding regular City Election, and

Whereas, In accordance with the provisions of Section 3.4 of the Code of Ordinances of the City of Providence, Rhode Island, known as the Providence Charter Act of 1940, as amended, and by Section 1 of Chapter 2864 of the Public Laws of 1951, approved May 1, 1951, it is mandatory that a Special Election for the purpose of filling such vacancy be held within ninety days of the date of the occurrence of such vacancy.

Now, Therefore, be it Resolved, By the City Council of the City of Providence, Rhode Island, that, in compliance with the provisions of the governing statutes, the said City Council does

hereby order a Special Election to be held for the purpose of filling the vacancy in the Office of One Councilman from the Twelfth Ward of the City of Providence, Rhode Island, caused by the death on July 21, 1976, of Francis Crowley, said Special Election to be held on the first Tuesday, following the first Monday in October, 1976, being Tuesday, October 5, 1976, said date being within ninety days from the date of the occurrence of said vacancy, and

Be it Further Resolved, That the Board of Canvassers and Registration of the City of Providence, Rhode Island, and all other Officers whose duty it is to prepare for elections, are hereby requested and notified to make such preparations for said election as are required by law, and

Be it further Resolved, That the City Clerk is directed to cause a Certified Copy of this Resolution to be transmitted to the Board of Canvassers and Registration of the City of Providence, Rhode Island; and that a duly Certified Copy of this Resolution be transmitted to the State of Rhode Island Board of Elections and to the Secretary of State of Rhode Island.

Read and Passed, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN ADDISON, by the following Roll Call Vote:

Ayes: Council President Haxton and Councilmen Addison, Ahern, Almango, Bradshaw, Councilwoman Brassil, Councilmen Cirelli, Cola, Fagnoli, Flynn, Garan, Gorodetsky, Henries, John-

son, Lynch, Mansolillo, Merola, Pearlman, Petrosinelli, Salvatore, Stravato, Tomasso, Turchetta and Xavier—24.

Absent: Councilman McKiernan—1.

COUNCIL PRESIDENT PRO TEMPORE FARGNOLI

Resolution Requesting the Committee on Finance to Undertake an In-Depth Study of the Senior Citizens Property Tax Relief Act of the State of California.

Referred to the Committee on Finance, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN ADDISON.

Resolution Requesting the Director of the Department of Public Works to Cause a Cleanup within the Entire Fifth Ward.

Resolved, That the Director of the Department of Public Works is requested to cause a general Cleanup of debris within the entire Fifth Ward.

Resolution Requesting the Traffic Engineer to Post Right Hand Turn Restriction Signs along Smith Street and along Gentian Avenue, at Their Respective Intersections.

Whereas, That motor vehicle traffic signal light at the intersection of Gentian Avenue with Smith Street, and the pedestrian controlled signal light at the same intersection, have caused a problem, in that under the provisions of the statutory permission granted for right hand motor vehicle turns, such turns often times have proven in-

congruous, and recently resulting in an injury to a pedestrian at that location,

Now, Therefore, be it Resolved, That the Traffic Engineer is requested to cause the installation of an appropriate sign indicating to drivers of motor vehicles that right hand turns be not permitted when motor vehicle traffic signal light is on the "Red" for traffic along Smith Street and also along Gentian Avenue, at their respective intersections.

COUNCIL PRESIDENT PRO TEMPORE FARGNOLI (By Request):

Resolution Requesting the Director of the Department of Public Works to Effect the Correction of a Sewer Drainage Problem in Iona Street, in the Immediate Vicinity of Admiral Street.

Whereas, In several past instances, upon the occasion of heavy rainfall, complaints have been made by residents along Iona Street, in the immediate vicinity of Admiral Street, the sanitary drainage facilities in the several homes have backed up, thus causing a health problem and in some instances, costly damage to private property of said residents, and

Whereas, The inconvenience and the cost of corrective repairs, are aggravating to the said residents,

Now, Therefore, be it Resolved, That the Director of the Department of Public Works is requested to effect the correction of the sewer drainage problem in Iona Street, in the immediate vicinity of Admiral Street, to alleviate this problem.

COUNCILMAN ALMAGNO (By Request):

Resolution Requesting the Director of the Department of Public Works to Cause Plans and Profiles to be Prepared to Effect Certain Improvements on Boundary Avenue, from Killingly Street to the City of Providence-Town of Johnston Line.

Resolved, Decreed, and Ordered,

That the Director of Public Works is requested to cause such plans and profiles, as needed, be prepared so that the following improvements be effected on Boundary Avenue, from Killingly Street to the City of Providence-Town of Johnston Line:

Grade be defined;

A Main Drain or Common Sewer be Constructed from a Point One Hundred and Fifty Feet (150') more or less, west of Killingly Street to the said Line, at the Expense of the Abutting Owners, thereof;

Bring to the Legal or Defined Grade, at the Expense of the Abutting Owners, thereof;

Curbstones be Set and Gutters Paved, at the Expense of the Abutting Owners thereof; and

Be Layed Out as a Public Highway, the said improvements shall be subject to a Public Hearing.

COUNCILMAN BRADSHAW (By Request):

Resolution Requesting the Acting Public Service Engineer to Cause the Installation of a Street Light on Pole No. 7, Located Opposite 80 Faunce Drive.

Resolved, That the Acting Public Service Engineer is requested to order the installation of a

Street Light on Pole No. 7, Located opposite 80 Faunce Drive.

Severally Read and Collectively Passed, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN ADDISON.

COUNCILWOMAN BRASSIL and COUNCILMAN XAVIER (By Request):

Resolution Requesting the Traffic Engineer to Cause "No Parking Anytime" Signs to be Erected along the Easterly Side of Brayton Avenue, from Spruce Street to West Exchange Street.

Referred to the Committee on Public Works, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN ADDISON.

COUNCILMAN CIRELLI:

Resolution Requesting the Traffic Engineer to Cause All Crosswalks and Traffic Guidelines Within the Sixth Ward, to be Repainted.

Whereas, It is evident that no effort has been made, nor is there any evidence that any program is proposed to repaint designated crosswalks and/or guidelines within the Sixth Ward of the City of Providence by the Traffic Engineer, and

Whereas, Albeit, the staff of the said Department, during certain public celebrations, have appropriately painted certain City Streets, in honor of such celebrations, and

Whereas, While the sponsor of this Resolution, Councilman Vincent J. Cirelli, finds no quarrel with the official acknowledgement and participa-

tion of public celebrations, it is incumbent upon him to be concerned with the welfare of his constituency within the Sixth Ward and of all the people who traverse its highways,

Now, Therefore, be it Resolved, That the Traffic Engineer is fervently requested to undertake a program, forthwith for the painting of each and all designated crosswalks and/or guidelines, within the Sixth Ward of Providence, so that possible injury to persons and damage to motor vehicles be minimized, or better still, non-existent.

Read and Passed, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN ADDISON and CIRELLI.

COUNCILMAN GARAN and COUNCILMAN JOHNSON for Themselves and COUNCILMAN McKIERNAN, In Absentia (By Request):

Resolution Requesting the General Assembly to Pass An Act, at Its Next Session, Granting to the Washington Park Community Center, All State and Municipal Tax Exemptions, Not to Exceed Five Hundred Thousand Dollars (\$500,000.00).

Referred to the Committee on Finance, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN ADDISON.

Resolution Requesting the Traffic Engineer to Cause the Erection of "15 Miles Per Hour" Speed Limit Signs along Frederick C. Green Boulevard, in Roger Williams Park.

Resolved, That the Traffic Engineer is requested to cause the erection of "15 Miles Per Hour" speed limit signs along Frederick C. Green Boulevard, in Roger Williams Park, placing of such signs by the Traffic Engineer shall be with

the approval of the Board of Park Commissioners.

Read and Passed, on motion of COUNCILMAN LYNCH, seconded by COUNCILMEN ADDISON, GARAN and MANSOLILLO.

COUNCILMAN LYNCH, COUNCILMAN ADDISON and COUNCILMAN GARAN (By Request):

Resolution Authorizing the Mayor to Execute a Lease with New Plantation Company, 235 Promenade Street, Providence, for Classroom Space for Classroom Purposes — Alternate Learning Program — School Department.

Referred to the Committee on City Property, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN ADDISON.

COUNCILMAN MANSOLILLO, COUNCILMAN HENRIES, COUNCILMAN MEROLA and COUNCILMAN TURCHETTA (By Request):

Resolution Requesting the Director of the Department of Building Inspection to Ascertain If Violations Exist at 250-254 Cranston Street, Providence.

Whereas, Numerous complaints have been made, relative to the storage of "Junk Motor Vehicles" on the open portion of premises located at 250-254 Cranston Street, Providence being also Lot 139, on City Assessor's Plat 30, and

Whereas, The unsightly conditions created by such storage, it was reported, has caused a rodent problem, thereby possibly affecting the health of the residents within the immediate vicinity.

Now, Therefore, be it Resolved, That the Director of the Department of Building Inspection is urgently requested to cause an Inspection to be made of the said premises, to determine if, in fact, a violation does exist and if so, to order the owner of the subject property to cease and desist the practice of such junk car storage and to cause that property to be cleaned and confine its use as permitted within the provisions of the Zoning Ordinance and the Building Code of Providence.

Read and Passed, on motion of COUNCILMAN LYNCH, seconded by COUNCILMEN ADDISON, HENRIES, MANSOLILLO, MEROLA and TURCHETTA.

COUNCILMAN MEROLA and COUNCILMAN TURCHETTA (By Request):

Resolution Establishing Kenyon Street, in a Westerly Direction from DePasquale Avenue, to America Street, as a One-Way Street.

Resolution Requesting the Traffic Engineer to Cause Kenyon Street, from DePasquale Avenue to America Street, to be Closed to Motor Vehicle Traffic, Excepting School Buses, During Regular School Days, Between the Hours of 8:00 to 9:00 o'clock A.M. and 2:00 to 3:00 o'clock P.M.

Resolution Requesting the Traffic Engineer to Cause a "Zebra Striped Area" to be Painted

Abutting the Curblin on America Street, at Its Intersection with Kenyon Street, to Permit Orderly Right Hand Turn of Motor Vehicles.

Severally Referred to the Committee on Public Works, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN ADDISON.

Resolution Requesting the Traffic Engineer to Cause the Painting of Crosswalks on Dean Street and on Spruce Street, at Their Respective Intersections.

Resolved, That the Traffic Engineer is requested to cause the painting of crosswalks on Dean Street and on Spruce Street, at their respective intersections.

Resolution Requesting the Traffic Engineer to Cause the Erection of Pedestrian Stop Signs Along Dean Street and Along Spruce Street, at Their Respective Intersections.

Resolved, That the Traffic Engineer is requested to cause the erection of Pedestrian Stop Signs along Dean Street and along Spruce Street, at their respective intersections.

COUNCILMAN PETROSINELLI and COUNCILMAN SALVATORE (By Request):

Resolution Requesting the Traffic Engineer to Cause the Installation of "No Parking Anytime" Signs Along the Westerly Side of Wild Street, from Branch Avenue to Its Termination.

Resolved, That the Traffic Engineer is requested to cause the installation of "No Parking Any-

time" Signs along the westerly side of Wild Street, from Branch Avenue to its termination.

COUNCILMAN TURCHETTA and COUNCILMAN MEROLA:

Resolution Recommending to the Superintendent of the Rhode Island State Police, that He Admonish All Members of the Said Department to Confine Legal Searching of Any Premises in the City of Providence, to Those Areas Defined in Particular Search Warrants.

Resolution Requesting the Director of the Department of Public Works to Cause the Easterly Portion of Lancashire Street to be Repaved.

Resolved, That the Director of the Department of Public Works is requested to cause the easterly portion of Lancashire Street to be repaved.

Resolution Recommending to the Chief of Police of the Providence Police Department, that He Admonish All Members of the Said Department to Confine Legal Searching of Any Premises in the City of Providence, to Those Areas Defined in Particular Search Warrants.

Severally Read and Collectively Passed, on motion of **COUNCILMAN GORODETSKY**, seconded by **COUNCILMEN ADDISON and AHERN**.

Severally Referred to the Committee on Ordinances, on motion of **COUNCILMAN LYNCH**, seconded by **COUNCILMAN ADDISON**.

COUNCILMAN BRADSHAW desires to be Recorded as Voting "No."

REPORT FROM COMMITTEE

COUNCILMAN LAURENCE K. FLYNN, Chairman
COMMITTEE ON PUBLIC WORKS

Transmits the following with Recommendation
the Same be Adopted:

Resolution Ordering the Abandonment as a Public Highway of a Ten Foot (10') Portion of

Boundary Avenue, Parallel with the Southerly Street Line, from the Westerly Street Line

of Killingly Street to the Extension of the Northerly Street Line of Myra Street.

Resolved, Decreed, and Ordered:

That the following portion of named street as shown as cross-hatched area on the accompanying Plan entitled, "Providence, R.I., P.W. Dept. — Engineering Office, Street Line Section, Plan No. 063967, dated May 11, 1976," viz:

That Ten Foot (10') portion of Boundary Avenue, parallel with the southerly street line, from the westerly street line of Killingly Street to the extension of the northerly street line of Myra Street, depicted on the above noted and accompanying plan as cross-hatched area, having ceased to be useful to the public and the same is proposed to be abandoned as a public highway and the damage to the abutters is appraised at nothing and so awarded, and it is further

Ordered, That the Director of Public Works be and he is hereby directed to cause a sign to be placed on the above-named highway abandoned as aforesaid, 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 this State.

Read and Passed, on motion of COUNCILMAN LYNCH, seconded by COUNCILMEN ADDISON and STRAVATO.

COMMUNICATION AND REPORTS

FROM COASTAL RESOURCES MANAGEMENT COUNCIL

Notice, Postmarked July 13, 1976, Informing the City Council that It has Under Consideration, the Application of Rhode Island Department of Transportation for the State's Assent to Construct and Maintain Bridge Piers Over the Woonasquatucket River, in the Vicinity of Killingly Street; to Construct and Maintain Rip Rap Walls on the Banks of the River in the Area of the Proposed Ramp; to Construct and Maintain a Storm Drainage Outfall and to Dredge Ap-

proximately 929 Cubic Yards of Fine Sand and Organic Silt from the River Bed to a Depth of 4 Feet Below Mean Low Water.

Received.

FROM CITY ASSESSOR

Certificates (9-N, 92-N, 5-P, 7-P, 8-P, 10-P and

12-P), Recommending the Same be Severally and Pending Suits, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN ADDISON.
Cancelled.

Severally Referred to the Committee on Claims

PETITION

COUNCILMAN GARAN (By Request):

Petition of the Board of Directors, Washington Park Community Center, to Abandon as a Public Highway, that Portion of O'Connor Street, from Jillson Street to Broom Street.

Referred to the Committee on Public Works, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN ADDISON.

FROM THE CLERK'S DESK

Petitions for Compensation for Injuries and Damages.

Allstate Insurance Co. as subrogee of Crossen, Crossen & Barber

Winifred J. Armstrong

Robert T. Bernard

Brian C., Bethany L., Esther J., and Ryan Charles Corey

Neil K. Fitzgerald

Sara Friedman

Peter A. Jaskierny

Domenic Marino

Michael A. Monti

Raymond Waite

Severally Referred to the Committee on Claims and Pending Suits, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN ADDISON.

PRESENTATION OF RESOLUTION

"In Memoriam"

COUNCIL PRESIDENT HAXTON, COUNCILMAN ADDISON, COUNCILMAN AHERN, COUNCILMAN ALMAGNO, COUNCILMAN BRADSHAW, COUNCILWOMAN BRASSIL, COUNCILMAN CIRELLI, COUNCILMAN COLA, COUNCILMAN FARGNOLI, COUNCILMAN FLYNN, COUNCILMAN GARAN, COUNCILMAN GORODETSKY, COUNCILMAN HENRIES, COUNCILMAN JOHN-SON, COUNCILMAN LYNCH, COUNCILMAN MANSOLILLO, COUNCILMAN MEROLA, COUNCILMAN PEARLMAN, COUNCILMAN PETROSINELLI, COUNCILMAN SALVATORE, COUNCILMAN STRAVATO, COUNCILMAN TOMASSO, COUNCILMAN TURCHETTA and COUNCILMAN XAVIER, for Themselves and COUNCILMAN McKIERNAN In Absentia:

Resolution on the Life and Character of Francis Crowley, Late Member of the City Council from the Twelfth Ward of Providence, Rhode Island, Who Passed from This Life on the Twenty-First Day of July, in the Year of Our Lord, One Thousand, Nine Hundred and Seventy-Six.

Resolved, That this Minute on the Life and Character of Francis Crowley, Late a Member of the City Council from the Twelfth Ward of the City of Providence, Rhode Island, who Passed from this Life on the 21st Day of July in the Year of Our Lord, Nineteen Hundred and Seventy Six, be Adopted and Ordered Inscribed on the Record of this Meeting of the City Council.

M I N U T E

Francis Crowley was born in Roscommon, Ireland, May 29, 1914, the son of James and Ellen (Fitzpatrick) Crowley.

He migrated to the United States of America in 1947 and was admitted to Citizenship in 1954.

He was married to Rose Ann Donaghy, who are the parents of James Patrick, Doctor of Medicine; Ellen Bernadette, (Crowley) Murgo; John J., and Francis M.

During most of his adult life, in his adopted United States of America, Francis Crowley was employed by the Narragansett Electric Company, as an Engineer.

On January 4, 1971, he accepted the Oath of Office as one of the Members of the City Council of the City of Providence, Rhode Island, representing the Twelfth Ward of the City of Providence, and served in that capacity until his passing.

During his tenure of Office on the City Council, Francis Crowley served on several Committees of the City Council; namely Committee on Claims and Pending Suits, as its Vice-Chairman; Committee on Public Works, as its Vice-Chairman; Committee on Finance and Committee on Licenses.

Serene in manner, profound in judgment, his counsel was most respected in the deliberations before Committees and on the floor of the City Council.

It can be documented that in his religious, civic, social, and family demeanor, he enjoyed the ultimate in respect, earned by his exemplary conduct, ingratiating personality and deep sense of concern for all persons.

Francis Crowley's scintillating personality was best identified with his delightful Irish brogue, his imposing stature and his exuberant appraisal of his beautiful and devoted wife Rose, and their family.

That the Community, in which he lived and served will long experience a void in his passing,

it will take consolation in the many memorials that he leaves, which will serve as indelible reminders of Francis Crowley, the Man.

It is the Resolve of this City Council that Almighty God, in His Divine Wisdom and Mercy, having taken Unto Himself, the Soul of our distinguished colleague, Francis Crowley, show His Mercy and bestow upon him, eternal rest and peace of which he deservedly earned in his abbreviated life, in the service of his God, his adopted Country, and to his devoted and bereaved wife, Rose, and family.

Read and Passed, by a Unanimous Rising Vote, on motion of COUNCILMAN LYNCH, seconded by COUNCIL PRESIDENT HAXTON and COUNCILMEN ADDISON, AHERN, ALMAGNO, BRADSHAW, COUNCILWOMAN BRASSIL, COUNCILMEN CIRELLI, COLA, FARGNOLI, FLYNN, GARAN, GORODETSKY, HENRIES, JOHNSON, MANSOLILLO, MEROLA, PEARLMAN, PETROSINELLI, SALVATORE, STRAVATO, TOMASSO, TURCHETTA and XAVIER.

PERSONAL PRIVILEGE

COUNCILMAN JOHNSON Requests and is Granted the Privilege of the Floor and states that the Council sat, this evening, and talked in the presence of several Senior Citizens in an emotional debate both for and against the Ordinance on the Biltmore Hotel's Tax Stabilization.

COUNCILMAN JOHNSON further states that initially he was against this particular tax give away program, but realized the necessity of the rehabilitation of this downtown facility.

COUNCILMAN JOHNSON further states he took exception to the total amount of the annual salaries being paid to the employees of the

Mayor's Office of Community Development and yet the Mayor has requested an additional 3.5 million dollars which appears to be fiscal irresponsibility, in view of the money requested for grants by groups and individuals, which should be stopped, since it is the taxpayer's money that ultimately pays for these give away programs.

COUNCILMAN JOHNSON concludes by stating he, by design, refrained from speaking on these points in the presence of the Senior Citizens and the news media earlier at this meeting, because of the impact of the emotional appeal, and states finally that something has to be done about this Administration's give away policy.

ADJOURNMENT

There being no further business, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN ADDISON, in respect to the memory of our late lamented brother, Councilman Francis Crowley, the City Council Adjourns at 9:45 o'clock P.M. (EDT), to meet again on THURSDAY, AUGUST 5, 1976 at 8:00 o'clock P.M. (EDT).

Vincent Vapio

City Clerk

(In Memoriam)



FRANCIS CROWLEY

1914 - 1976

July 29]

939

[1976
