

436

CITY OF PROVIDENCE  
RHODE ISLAND



CITY COUNCIL

**JOURNAL OF PROCEEDINGS**

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No. 13 City Council Regular Meeting, Thursday, June 1, 1995, 7:30 o'clock P.M. (E.D.T.)

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PRESIDING

COUNCIL PRESIDENT PRO TEMPORE

EVELYN V. FARGNOLI

IN CITY COUNCIL

JUL 6 1995

APPROVED:

*Michael R. Clement* CLERK

ROLL CALL

**Present:** Council President Pro Tempore Fagnoli, Councilmen Allen, Clarkin, DeLuca, Councilwoman DiRuzzo, Councilmen Jackson, Mancini, Councilwoman Nolan, Councilman Rollins and Councilwomen Williams and Young—11.

**Absent:** Council President Petrosinelli, Councilmen Glavin, Igliozi, Lombardi—4.

## INVOCATION

The Invocation is given by COUNCILWOMAN PATRICIA K. NOLAN.

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

COUNCILWOMAN RITA M. WILLIAMS leads the members of the City Council and the Assemblage in the Pledge of Allegiance to the Flag of the United States of America.

## APPOINTMENTS BY HIS HONOR THE MAYOR

Communication from His Honor the Mayor dated May 1, 1995, Informing the Honorable Members of the City Council that pursuant to Section 302(b) of the Providence Home Rule Charter of 1980 and 1960 Ordinance Chapter 1342, he is this day appointing Ms. Lisa Watt Ardente of 660 Elmgrove Avenue, Providence, Rhode Island, as a Member of the Providence Historic District Commission for a term to expire in September, 1995. Ms. Ardente will fill the

unexpired term of Mr. Franco A. Beneduce who has resigned.

**COUNCIL PRESIDENT PRO TEMPORE FARGNOLI Receives the Communication.**

**The motion to Receive, is Unanimously Sustained.**

## SCHEDULE OF BILLS

### FROM CITY CONTROLLER:

Street Lighting Bill from Narragansett Electric Company for the month of April, 1995, in the Amount of One Hundred Twenty-Six Thousand, Seven Hundred Fifty-Nine Dollars and Ninety-Five Cents (\$126,759.95).

Approved, on motion of COUNCILWOMAN DiRUZZO, seconded by COUNCILWOMAN NOLAN, by the following Roll Call Vote:

Ayes: Council President Pro Tempore

Fagnoli, Councilmen Allen, Clarkin, DeLuca, Councilwoman DiRuzzo, Councilmen Jackson, Mancini, Councilwoman Nolan, Councilman Rollins and Councilwomen Williams and Young—11.

Noes: None.

Absent: Council President Petrosinelli, Councilmen Glavin, Igliazzi, Lombardi—4.

The motion for Approval, is Sustained.

## ORDINANCES SECOND READING

The following Ordinance was in City Council May 9, 1995, Read and Passed the First Time, Referred to the Committee on Ordinances and is Returned for Passage the Second Time:

An Ordinance in amendment of Chapter 8, Sec. 8-6 of the Code of Ordinances of the City of Providence, Rhode Island, approved August 8, 1973 as amended, entitled: "Days for Holding Court for Transaction of Probate Business."

*Be it Ordained by the City of Providence:*

*Section 1.* Section 8-6 of Chapter 8 entitled: "Courts" of the Code of Ordinances of the City of Providence, Rhode Island, adopted August 8, 1973, as amended, is hereby further amended to read as follows:

Section 8.6 "Days for Holding Court for Transaction of Probate Business."

For the transaction of Probate business, or business to be done by a Court of Probate only, the Judge of the Probate Court shall hold said Court on Tuesday and Thursday of each week; provided that in the months of July and August in each year, the regular sessions of said Court shall be held on the second and fourth Tuesdays and on the Thursdays next following second and fourth Tuesdays in said months; and provided also, that whenever any such day is a legal holiday then said Court shall be held on the day next following.

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

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

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

Councilman Rollins, Councilwomen Williams and Young—11.

**Noes:** None.

**Absent:** Council President Petrosinelli, Councilmen Glavin, Igliazzi, Lombardi—4.

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

**The following Ordinances were in City Council May 18, 1995, Read and Passed the First Time and are Severally Returned for Passage the Second Time:**

An Ordinance in Amendment of and in Addition to Chapter 1980-27 of the Ordinances of the City of Providence approved May 3, 1980 and entitled: "An Ordinance Approving and Adopting the Official Redevelopment Plan for the Charles Street Renewal Project" for the extension of the Project Boundary and for Additional Acquisition.

*Be it Ordained by the City of Providence:*

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

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

<i>Plat/Lot</i>	<i>Address</i>
71/3	616 Charles Street
71/4	612 Charles Street
71/12	584-6 Charles Street
71/13	580-2 Charles Street
71/16	572 Charles Street
99/153	506 Branch Avenue
99/154	498 Branch Avenue

B. Exhibit A: Legal Description of the Project Boundary shall be amended as follows:

The Project Boundary on Branch Avenue shall be extended to include Lot 153 (506 Branch Avenue) and Lot 154 (498 Branch Avenue).

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

1. Map No. 1. "Existing Land Use and Zoning", dated December, 1979.
2. Map No. 2. "Proposed General Land and Focal Points", dated December, 1979.
3. Map No. 3. "Proposed Acquisition", dated February, 1983.

4. Map No. 4. "Disposition", dated February, 1983.

5. Map No. 5. "Proposed Site Improvements", dated December, 1979.

D. Insert the following in its stead:

1. Map No. 1. "Existing Land Use and Zoning", dated March, 1995.

2. Map No. 2. "Proposed General Land Use and Focal Points", dated March, 1995.

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

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

5. Map No. 5. "Proposed Site Improvements", dated March, 1995.

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

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

An Ordinance in Amendment of and in Addition to Chapter 1982-15 of the Ordinances of the City of Providence approved March 26, 1982 and entitled: "An Ordinance Approving and Adopting the Official Redevelopment Plan for the Hartford Avenue Renewal Project" for the acquisition of Lot 83 on Plat 107, Lot 190 on Plat 112 and Lot 275 on Plat 114.

*Be it Ordained by the City of Providence:*

*Section 1.* That Chapter 1982-15 of the Ordi-

nances of the City of Providence, approved March 26, 1982 and entitled "An Ordinance Approving and Adopting the Official Redevelopment Plan for the Hartford Avenue Renewal Project" as amended by the following Ordinances of the City of Providence: Chapter 1986-21, approved April 24, 1986, and Chapter 1991-28, approved October 10, 1991, be and the same is hereby further amended as follows:

A. To the list of designated properties for acquisition in Section 2, entitled "Proposed Acquisition" under Chapter E entitled "Renewal Plan Proposals" contained and set forth on Page 24 of that certain booklet entitled "Hartford Avenue Renewal Project, Official Redevelopment Plan for 1981" which is part of the aforementioned Ordinance, the following list of properties shall be added:

<i>Plat/Lot</i>	<i>Address</i>
107/83	65 Laurel Hill Avenue
112/190	506 Hartford Avenue
114/275	613 Hartford Avenue

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

1. Map No. 4. "Proposed Acquisition", dated November, 1990.

2. Map No. 5. "Disposition Map", dated November, 1990.

C. Insert the following maps in its stead:

1. Map No. 4. "Proposed Acquisition", dated March, 1995.

2. Map No. 5. "Disposition Map", dated March, 1995.

*Section 2.* That said Chapter 1982-15 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.

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

An Ordinance in Amendment of and in Addition to Chapter 1983-4 of the Ordinances of the City of Providence approved February 18, 1983 and entitled: "An Ordinance Approving and Adopting the Official Redevelopment Plan for the Silver Lake Revitalization Project" for the acquisition of Lot 460 on A.P. 108.

*Be it Ordained by the City of Providence:*

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

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

A.P. 108      LOT 460      246 Magnolia Street

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

1. Map No. 4. "Proposed Acquisition", sheet 2 of 2, dated November 25, 1992.

2. Map No. 5. "Disposition Map", sheet 2 of 2, dated November 25, 1992.

C. Insert the following maps in its stead:

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

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

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

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

An Ordinance in Amendment of and in Addition to Chapter 1984-17 of the Ordinances of the City of Providence approved March 9, 1984 and entitled: "An Ordinance Approving and Adopting the Official Redevelopment Plan for the Upper South Providence Revitalization Project" for additional acquisition.

*Be it Ordained by the City of Providence:*

*Section 1.* That Chapter 1984-17 of the Ordinance of the City of Providence, approved March 9, 1984, entitled "An Ordinance Approving and Adopting the Official Redevelopment Plan for the Upper South Providence Revitalization Project" as amended by the following Ordinances of the City of Providence: Chapter 1990-31 (December 26, 1990), Chapter 1991-17 (April 26, 1991), and Chapter 1992-44 (November 25, 1992) of the Ordinances of the City of Providence is hereby further amended as follows:

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

<i>Plat/Lot</i>	<i>Address</i>
23/398	326 Dudley St.
23/555	375 Blackstone St.
44/140	11-13 Moore St.
44/141	7 Moore St.
44/142	697 Broad St.
44/144	685 Broad St.

and as heretofore amended, is hereby ratified and reaffirmed in all other respects.

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

B. Exhibit A: Description of the Project Boundaries shall be amended as follows:

The Project Boundary on Broad Street shall be extended to include Lots 141 (7 Moore St.), 142 (697 Broad St.) and 144 (685 Broad St.).

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

1. Map No. 1. "Existing Land Use and Zoning", dated September, 1990.
2. Map No. 2. "Proposed Land Use and Zoning", dated September, 1990.
3. Map No. 3. "Proposed Acquisition", dated November, 1992.
4. Map No. 4. "Disposition and Proposed Activity", dated November, 1992.

D. Insert the following maps in its stead:

1. Map No. 1. "Existing Land Use and Zoning", dated March, 1995.
2. Map No. 2. "Proposed Land Use and Zoning", dated March, 1995.
3. Map No. 3. "Proposed Acquisition", dated March, 1995.
4. Map No. 4. "Disposition and Proposed Activity", dated March, 1995.

*Section 2.* That said Chapter 1984-17 of the Ordinance of the City of Providence as adopted

An Ordinance amending Section 20-2 of Chapter 20 of the Ordinances of the City of Providence, entitled: "Redevelopment Areas" as amended.

*Be it Ordained by the City of Providence:*

*Section 1.* That Section 20-2, *Redevelopment Area A-1* of Chapter 20 entitled, "REDEVELOPMENT AREAS" is hereby amended by adding part (c) as follows:

(c) Beginning at a point at the intersection of the southeasterly corner of Redwing Street and the New York, New Haven and Hartford Railroad Right-of-Way;

thence turning and running westerly and southerly bounded northerly and westerly by the property of the State of Rhode Island and Providence Plantations approximately 4,945 feet to the southeasterly termination of Humes Street;

thence running northeasterly approximately 175 feet along the southeasterly side of Humes Street to the southerly intersection of Humes Street and Crescent Street;

thence southeasterly along the southerly side of Crescent Street approximately 160 feet to the western intersection of Crescent Street and Reservoir Avenue;

thence turning and running northeasterly along the westerly side of Reservoir Avenue to its intersection with Elmwood Avenue;

thence turning and running northerly along the

westerly side of Elmwood Avenue to its intersection with Earl Street;

thence turning and running westerly along the southerly side of Earl Street to its termination at the Right-of-Way of the New York, New Haven and Hartford Railroad;

thence turning and running northwesterly along the westerly side of the Right-of-Way of the New York, New Haven and Hartford Railroad to the point and place of beginning.

Section 2. That this Ordinance shall take effect upon its passage.

Severally Read and Collectively Passed, on motion of COUNCILWOMAN DiRUZZO,

seconded by COUNCILWOMAN NOLAN by the following Roll Call Vote:

Ayes: Council President Pro Tempore Fagnoli, Councilmen Allen, Clarkin, DeLuca, Councilwoman DiRuzzo, Councilmen Jackson, Mancini, Councilwoman Nolan, Councilman Rollins, Councilwomen Williams and Young—11.

Noes: None.

Absent: Council President Petrosinelli, Councilmen Glavin, Iglizzi, Lombardi—4.

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

## PRESENTATION OF ORDINANCES

COUNCILWOMAN FARGNOLI and COUNCILWOMAN DiRUZZO (By Request):

An Ordinance making an appropriation of Thirty-Two Million, Seven Hundred Thirty-Eight Thousand, Six Hundred Sixteen Dollars (\$32,738,616.00) for the support of the Providence Water Supply Board for the fiscal year ending June 30, 1996.

An Ordinance making an appropriation of Seven Million, Two Hundred Seventy-Seven Thousand Dollars (\$7,227,000.00) for the Water Supply Board Capital Fund for the fiscal year ending June 30, 1996.

An Ordinance making an appropriation of Two Hundred Twenty-Three Thousand, Eight Hundred Fifty Dollars (\$223,850.00) for the Water Supply Board Conservation Fund for the fiscal year ending June 30, 1996.

An Ordinance making an appropriation of Two Million, Twenty-Six Thousand, One Hundred Sixty Dollars (\$2,026,160.00) for the Water Supply Board Insurance Fund for the fiscal year ending June 30, 1996.

An Ordinance making an appropriation of Three Million, Two Hundred Twenty-Seven

Thousand, Nine Hundred Thirty Dollars (\$3,277,930.00) for the Water Supply Board Water Quality Protection Fund for the fiscal year ending June 30, 1996.

**COUNCIL PRESIDENT PRO TEMPORE FARGNOLI Refers the Several Ordinances to the Committee on Finance.**

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

An Ordinance making an appropriation of Twelve Million, Five Hundred One Thousand, Two Hundred Eighty-Three Dollars (\$12,501,283.00) for the Water Supply Board Infrastructure Replacement Program Fund for the fiscal year ending June 30, 1996.

**COUNCILWOMAN NOLAN:**

An Ordinance in Amendment of Section 16-51 et seq. of Article II entitled "Discrimination".

**COUNCIL PRESIDENT PRO TEMPORE FARGNOLI Refers the Ordinance to the Committee on Ordinances.**

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

An Ordinance Establishing a Compensation Plan for the Water Supply Board and Repealing Chapter 1994-42, approved November 23, 1994 as amended.

**COUNCILMAN ROLLINS (By Request):**

An Ordinance adopting a tax exemption agreement for ProvPort, Inc.

**COUNCIL PRESIDENT PRO TEMPORE FARGNOLI Refers the Ordinance to the Committee on Finance.**

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

An Ordinance Establishing the Classes of Positions, the Maximum Number of Employees and the Number of Employees in Certain Classes in the Water Supply Board and Repealing Ordinance Chapter 1994-43, approved November 23, 1994.

An Ordinance Relating to the Master Lease for the Water Supply Board.

## PRESENTATION OF RESOLUTIONS

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

Resolution allowing the City of Providence to submit to the Planning Division of the Rhode Island Department of Administration, certain projects for inclusion in the Rhode Island Overall Economic Development Program.

**COUNCIL PRESIDENT PRO TEMPORE  
FARGNOLI Refers the Resolution to the  
Committee on Urban Redevelopment, Rene-  
wal and Planning.**

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

**COUNCILMAN CLARKIN (By Request):**

Resolution requesting the Traffic Engineer to prohibit motor vehicle traffic along Benefit Street, from College Street to Waterman Street on Saturday, June 3, 1995 between the hours of 5:00 o'clock A.M. to 4:00 o'clock P.M. in celebration of the Rhode Island School of Design's Graduation Activities.

*Resolved, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Benefit Street, from College Street to Waterman Street on Saturday, June 3, 1995 between the hours of 5:00 o'clock A.M. to 4:00 o'clock P.M. in celebration of the Rhode Island School of Design's Graduation Activities.*

Resolution requesting the Traffic Engineer to prohibit motor vehicle traffic along various

streets in the immediate vicinity of Brown University beginning on Friday, May 26, 1995 through Monday, May 29, 1995 for the 227th Annual Commencement Activities.

*Resolved, That the Traffic Engineer is requested to prohibit motor vehicle traffic along various streets in the immediate vicinity of Brown University beginning on Friday, May 26, 1995 through Monday, May 29, 1995 for the 227th Annual Commencement Activities.*

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

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

Resolution requesting the Traffic Engineer to prohibit motor vehicle traffic along Seekonk Street in its entirety on Sunday, June 4, 1995 between the hours of 8:30 o'clock A.M. to 2:00 o'clock P.M. as requested by Rhode Island Project Aids.

*Resolved, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Seekonk Street in its entirety on Sunday, June 4, 1995 between the hours of 8:30 o'clock A.M. to 2:00 o'clock P.M. as requested by Rhode Island Project Aids.*

**Read and Passed, on motion of COUNCIL-  
WOMAN DIRUZZO, seconded by COUNCIL-  
WOMAN NOLAN.**

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

**COUNCILWOMAN DiRUZZO (By Request):**

Resolution authorizing the City Collector to cause the taxes to be abated on that property located along 11 Benton Street in the amount of Eight Thousand, Three Hundred Forty-Two Dollars, Twenty-Six Cents (\$8,342.26) as requested by the Olneyville Housing Corporation.

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

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

**COUNCILWOMAN DiRUZZO, COUNCILMAN ALLEN, COUNCILWOMAN YOUNG and COUNCILMAN ROLLINS:**

Resolution requesting the Director of Public Works to submit to the City Council an updated report regarding the problem of "Rat Control".

*Resolved*, That the Director of Public Works is requested to submit to the City Council an updated report regarding the problem of "Rat Control".

Resolution requesting the Director of Public Works to cause all sewers to be baited for Rat problems within the Fifteenth Ward.

*Resolved*, That the Director of Public Works is requested to cause all sewers to be baited for Rat problems within the Fifteenth Ward.

Resolution requesting the Director of Public Works to cause that lot owned by the Providence Redevelopment Agency located at the corner of

Pocasset Avenue and Laurel Hill Avenue within the Fifteenth Ward to be cleaned of all garbage and debris.

*Resolved*, That the Director of Public Works is requested to cause that lot owned by the Providence Redevelopment Agency located at the corner of Pocasset Avenue and Laurel Hill Avenue within the Fifteenth Ward to be cleaned of all garbage and debris.

**COUNCILMAN IGLIOZZI and COUNCILWOMAN DiRUZZO (By Request):**

Resolution requesting the Board of Park Commissioners to grant permission for the use of Neutaconkanut Park, located along Plainfield Street to Saint Bartholomew's Church on Thursday, August 24, 1995 through Sunday, August 27, 1995 for their Annual Feast and Festival.

*Resolved*, That the Board of Park Commissioners is requested to grant permission for the use of Neutaconkanut Park, located along Plainfield Street to Saint Bartholomew's Church on Thursday, August 24, 1995 through Sunday, August 27, 1995 for their Annual Feast and Festival.

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

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

**COUNCILMAN JACKSON (By Request):**

Resolution requesting the Traffic Engineer to prohibit motor vehicle traffic along Dexterdales Road, from Summit Avenue to Camp Street on Sunday, May 28, 1995 between the hours of 12:00

o'clock Noon to 8:00 o'clock P.M. for a Neighborhood Block Party.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Dexterdaled Road, from Summit Avenue to Camp Street on Sunday, May 28, 1995 between the hours of 12:00 o'clock Noon to 8:00 o'clock P.M. for a Neighborhood Block Party.

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**COUNCILWOMAN NOLAN (By Request):**

Resolution requesting the Traffic Engineer to cause the installation of "No Parking" Signs along both sides of Babcock Street, from Roger Williams Park to Bernard Street on Saturday, May 27, 1995 between the hours of 8:00 o'clock A.M. to 5:00 o'clock P.M. for the purpose of tree planting.

*Resolved*, That the Traffic Engineer is requested to cause the installation of "No Parking" Signs along both sides of Babcock Street, from Roger Williams Park to Bernard Street on Saturday, May 27, 1995 between the hours of 8:00 o'clock A.M. to 5:00 o'clock P.M. for the purpose of tree planting.

\_\_\_\_\_  
Resolution requesting the Traffic Engineer to cause the installation of "No Parking" Signs along both sides of Payton Street, from Roger Williams Park to Broad Street on Saturday, May 27, 1995 between the hours of 8:00 o'clock

A.M. to 5:00 o'clock P.M. for the purpose of tree planting.

*Resolved*, That the Traffic Engineer is requested to cause the installation of "No Parking" Signs along both sides of Payton Street, from Roger Williams Park to Broad Street on Saturday, May 27, 1995 between the hours of 8:00 o'clock A.M. to 5:00 o'clock P.M. for the purpose of tree planting.

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

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

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**COUNCILWOMAN NOLAN, COUNCILWOMAN YOUNG and COUNCILWOMAN FARGNOLI (By Request):**

Resolution requesting that the Administration provide to the City Council immediately, an alternate Budget addressing the Rhode Island Public Expenditures Council's concerns.

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

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

## PERSONAL EXPRESSION

**COUNCILWOMAN NOLAN requests the privilege of the floor to speak on a Point of Personal Expression and states:**

"With the recent advanced copy of the report from RIPEC concerning the City of Providence Budget and the dour warnings from Moody's this week, I believe it's imperative that the City of Providence have an alternative to the present budget in the event the City receives part of or no General Revenue Sharing or PILOT funds. I also have concerns about our ability to lift the restrictions on the education aid or the poverty funds. The bill passed by the General Assembly clearly states that in order to receive poverty funds we must maintain our contribution (status quo) to the School System. This is the second time I've put in a Resolution for a more comprehensive look at our options, and I'm still waiting.

If you look at the numbers \$3,100,000 (Revenue Sharing), \$7,500,000 (PILOT) plus the \$4,000,000 to reduce the school budget, that totals \$14,600,000 or a \$3.00 increase on the tax rate, in addition to the \$1.50 already proposed, or \$4.50 increase on the tax rate.

Looking over the budget here's some of my concerns:

Most of the departments show increases and perhaps when they come before the Finance Committee they'll explain those increases. But, I'm especially concerned with the almost \$800,000 increase for the Assessor's Office, the \$650,000 increase for the police, the \$289,000 increase for the Fire Department; Planning Department is up \$260,000, Highway is up \$658,000 and of course, the \$300,000 increase in the subsidy for the Civic Center. Many other departments are up over \$100,000 — Finance, Controller, Data Processing, Collector, Commissioner's Office, Environmental Control. Other Departments are switching things around, like Parks, increasing some areas,

decreasing other areas, but still coming up with a \$639,000 decrease in costs.

Now, why in a year when we have a severe budget crisis, would our call back pay in Police be up 40%, call back pay in Fire up 59.6% and call back in Communications up 52%?

The one thing I do understand is our increased Retirement contribution by \$8,000,000 because we deferred payment last year. We see the overall personnel budget increase by 7.4%. However, because of the assumed savings on Blue Cross and Workmen's Comp and factoring in attrition and defunded positions, we come up with only 1% increase in personnel costs. Imagine, if we didn't have those increases, what our position would be? We've got to take a long, hard look at where else we need to cut expenditures if State Aid is reduced or not forthcoming. Whatever we need to do — cut department expenses across the board by a percentage, layoffs if we must, although I hope this will not be the case. Privatization of more services if we have to. Whatever we do, we must have a contingency budget and a comprehensive long term plan to deal with the future of the City of Providence.

I certainly don't want the State to step in and oversee our budget. But, lately I'm hearing this more and more. I believe there is already legislation in place and I'm referring to the West Warwick debacle. Let's get our house in order and come up with some good alternatives. The Governor's proposals for the State are very harsh — the things he's looking for from the Unions far exceed what we've asked of the City of Providence employees and I believe the City of Providence employees have far better benefits than the State workers do — although, we don't have a paid half day off for the company picnic."

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## PRESENTATION OF RESOLUTION

### COUNCILWOMAN WILLIAMS:

Resolution opposing the proposed plan that the Rhode Island Department of Transportation use Blackstone Boulevard as a Bike Path.

*Whereas*, Blackstone Boulevard is on the National Register for its historic value, and

*Whereas*, The Boulevard already has a jogging/walking path which attracts people from all over the State to come, park their car and walk or jog, and

*Whereas*, This already places a heavy burden on the neighborhood in terms of traffic and congestion, and

*Whereas*, There is a main concern for the safety of pedestrians, joggers and bicyclists,

*Now, therefore, be it Resolved*, That the Members of the City Council hereby oppose the proposal of the Department of Transportation/ Department of Environmental Management to place a bike path along Blackstone Boulevard.

**Read and Passed, on motion of COUNCILWOMAN DIRUZZO, seconded by COUNCILWOMAN NOLAN.**

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

## PERSONAL EXPRESSION

**COUNCILMAN ALLEN requests the privilege of the floor to speak on a Point of Personal Expression and states:**

"Madam President, this morning I read 3 articles in the Providence Journal which peaked my interest.

The first article appearing on the front page of the business section and was entitled: "Making it on their own".

The story talks about 3 people who worked for a company that went out of business in the City of Providence. These 3 people pooled their financial resources, leveraged private funding and established a line of credit, opened a new

business and is meeting its financial obligations. This small business had no subsidies, tax treaties or abatements. They did it the old fashioned way and should be commended for their hard work, diligence and commitment to our Downtown.

The second article appeared on the front page of the Journal entitled: "Mall would cut into R.I. Sales."

Let me preference my remarks by saying that I am not opposed to the Providence Mall conceptually. However, this article goes on to say that the City of Providence would agree to a 20 year "Tax Treaty" under which The Providence Place Group would be relieved of about \$4.5 Million in annual property taxes to the City of Providence

for 20 years. The cumulative total of this subsidy program will be \$90 Million Dollars and the taxpayers will bear this financial burden.

I question the advisability of granting such a subsidy when the City of Providence is in such desperate financial shape.

We have a potential reduction in our bond rating on the horizon!

We have proposed early retirement incentives and disincentives; pay freezes for city workers; union givebacks, COLA reductions and on and on and on. All of these actions are predicated on the notion that we must save money to bridge the \$42 Million Dollar Gap.

As a new Council Person I ask:

1. Who signs onto this "Tax Treaty" representing the City of Providence?
2. How come a small business venture like the previous story does not get a tax treaty for their new business ventures? And more importantly,
3. How can a City like Providence, looking at

a \$42 Million Dollar shortfall in good conscience, ask the taxpayers of my Ward and yours to subsidize for 20 years this grandiose, upscale, fashion outlet?

If this Mall is so upscale and so grandiose, then make it pay its property taxes like the seniors who are on fixed incomes within our Wards or the many individuals who work 2 jobs supporting their families and are struggling to pay their taxes.

Madam President and fellow Council Persons, if you need a reminder to the negative impact of this kind of subsidy, one need only turn to the third article which appeared in today's Providence Journal on Page D6 entitled "City of Providence Sale of Estates for Unpaid Taxes".

Approximately 800 pieces of property are on the auction lists and they are owned by just ordinary hardworking people struggling to make ends meet and they don't have any such "Tax Treaty".

Come on Providence! Wake up!

## REPORTS FROM COMMITTEES

### COUNCILWOMAN EVELYN V. FARGNOLI, Chairwoman COMMITTEE ON FINANCE

Transmits the following with recommendation the Same be Severally Approved:

Resolution Requesting that the taxes be abated on various lots located on Plat 28 within the Federal Hill Section of the City of Providence, said lots contain uninhabitable buildings and

were condemned by the Providence Redevelopment Agency.

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 lots were subject to eminent domain proceedings by the Providence Redevelopment Agency, and;

*Whereas*, On October 20, 1992, by Resolution No. 7146, the Providence Redevelopment Agency did authorize eminent domain proceedings of Assessor's Plat 28, Lots 798, 785, 934, 330, 784, 502, 319, 320, 321, 322, 316, 769, 297, 582, 298, 571, 300, 301, 392 and 927, and;

*Whereas*, On October 13, 1993, by Resolution No. 8045 the Providence Redevelopment Agency did authorize eminent domain proceedings of Assessor's Plat 28 Lots 736, 325, 917, 326, 766, 764, 780, 783, 782, 816, 817, 818, 815, 770, 771, 323, 324 and 518.

*Now, Therefore, Be It Resolved*, That the City Council does hereby cancel or abate, in whole, the taxes assessed upon the above mentioned properties, in accordance with Rhode Island General Law Section 44-7-23.

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

**Ayes:** Council President Pro Tempore Fagnoli, Councilmen Allen, Clarkin, Councilwoman DiRuzzo, Councilmen Jackson, Mancini, Councilwoman Nolan, Councilman Rollins, Councilwomen Williams and Young—10.

**Noes:** None.

**Not Voting:** Councilman DeLuca—1.

**Absent:** Council President Petrosinelli, Councilmen Glavin, Iglizzo, Lombardi—4.

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

Resolution to create a City Council Commission to study the feasibility of creating a Residency Commission for the City of Providence.

*Whereas*, The Providence City Council does hereby create a study commission of the City Council for the enforcement of the Residency Requirements as set forth by the Providence Home Rule Charter of 1980 and the voters of the City of Providence, and

*Whereas*, The purpose of the said commission is to track, monitor that Section (1210) of the Home Rule Charter, which states Residence requirement; exemptions; and,

*Whereas*, The City Council believes that tracking and monitoring the residency rule would be in the best interest of the City, and

*Whereas*, The Commission shall consist of seven (7) members, three (3) of whom shall be City Council Members, appointed by the City Council President, one (1) of whom shall be the Director of Personnel or his or her designee, one (1) of whom shall be the City Solicitor or his or her designee, one (1) of whom shall be a member of a bargaining unit within the City of Providence, appointed by the City Council President, and one (1) of whom shall be the Chairperson of the Providence Review Commission or his or her designee to be appointed by the City Council President.

*Now, therefore, be it Resolved*, That the Study Commission on Residency shall be created and shall respond to the City Council no later than September 1, 1995.

**Read and Passed**, on motion of COUNCILWOMAN DiRUZZO, seconded by COUNCILWOMAN NOLAN.

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

Communication from His Honor the Mayor dated April 25, 1995, Informing the Honorable Members of the City Council that pursuant to Section 302(b) of the Providence Home Rule Charter of 1980 and Public Law, Chapter 45-50, Sections 1 through 31 passed in 1987, he is this day reappointing Mrs. Dianne Witman of 64 Hazard Avenue, Providence, Rhode Island, as a Member of the Providence Public Building Authority for a term expiring in July, 2000 and respectfully submits the same for approval.

April 25, 1995

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 and Public Law, Chapter 45-50, Sections 1 through 31 passed in 1987, I am this day reappointing Mrs. Dianne Witman of 64 Hazard Avenue, Providence, Rhode Island 02906, a member of the Providence Public Building Authority for a term expiring in July, 2000 and respectfully submit the same for your approval.

Sincerely,

VINCENT A. CIANCI, JR.  
Mayor of Providence

**Communication Received and Appointment Approved, on motion of COUNCILWOMAN DIRUZZO, seconded by COUNCILWOMAN NOLAN.**

**The motion for Approval, is Unanimously Sustained.**

## COUNCILMAN JOHN J. LOMBARDI, Chairman COMMITTEE ON CITY PROPERTY

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

Resolution that His Honor the Mayor is hereby authorized to execute various agreements relative to easements at the Providence Civic Center. Said easements are granted by the City of Providence to the Rhode Island Convention Center Authority for a period of Ninety-Nine (99) years and payments for easements shall total Six Hundred Thousand Dollars (\$600,000.00).

*Now, therefore, be it Resolved,* That His Honor, the Mayor, is hereby authorized to execute various agreements relative to easements at the Providence Civic Center. Said easements are granted by the City of Providence to the Rhode Island

Convention Center Authority for a period of ninety-nine years and payments for the easements shall total \$600,000.00.

His Honor, the Mayor, is further hereby authorized to execute various agreements with the Rhode Island Convention Center Authority for the following:

a. receipt of \$125,000.00 from the Rhode Island Convention Center Authority for public safety fees for the fiscal year ending June 30, 1995, and each year thereafter, increased by the increase, if any, in the property tax rate;

b. receipt of \$83,872.00 for payment in lieu of taxes from the Rhode Island Convention Center Authority for 1994 for the Westin Hotel and at a rate to be determined by the Tax Assessor, pursuant to 42-99-16, for each year thereafter for the Westin Hotel increased by the increase, if any, in the property tax rate over 1994;

c. receipt of up to \$15,000.00 from the Rhode Island Convention Center Authority for the actual cost of a traffic study to be completed by the City;

d. and any other such terms and conditions as set forth by the Mayor and the City Council. Said terms and conditions shall be memorialized in an agreement along with the above-mentioned terms and must be approved by the City Solicitor.

negotiations between the City of Providence and the City of Cranston for the acquisition of the Western Cranston Water Supply System.

*Resolved*, That the City Council does hereby authorize the commencement of negotiations between the City of Providence and the City of Cranston for the acquisition of the Western Cranston Water Supply System. The negotiations may be conducted by the Chief Engineer/ General Manager of the Providence Water Supply Board as long as it includes the involvement of the Deputy City Solicitor and the Finance Director for the City of Providence.

*Be it Further Resolved*, That any final approval relative to the acquisition is subject to approval by the Property Committee and the City Council. The City Council must also receive any and all documentation relative to the transaction.

Resolution authorizing the commencement of

**Transmits the following with recommendation the Same be Approved, as Amended:**

Resolution requesting His Honor the Mayor to authorize the execution of a lease for the billboards located on City Property at Neutaconkanut Park.

*Resolved*, That His Honor, the Mayor, is hereby authorized to execute a lease for the billboards located on City Property at Neutaconkanut Park, said billboards to be leased to Whiteco for the sum of two hundred fifty dollars (\$250.00) per month, actively to the date the city took title to the property, for a three (3) year period, with option to renew for an additional three (3) years with rental to be renegotiated at that time and with such other terms and conditions as have been imposed by the Committee on City Property, the City Council, the City Solicitor, and His Honor, the Mayor, including, but not limited to, restrictions on the type of advertisements.

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

**Ayes:** Council President Pro Tempore Fagnoli, Councilmen Clarkin, DeLuca, Councilwoman DiRuzzo, Councilmen Jackson, Mancini, Councilwoman Nolan, Councilman Rollins, Councilwomen Williams and Young—10.

**Noes:** None.

**Not Voting:** Councilman Allen—1.

**Absent:** Council President Petrosinelli, Councilmen Glavin, Igliozzi, Lombardi—4.

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

## COMMUNICATION AND REPORTS

**FROM RAYMOND L. BROWN, DIRECTOR  
OF RECREATION:**

**Received.**

Annual Report for 1994.

## FROM THE CLERK'S DESK

Petition of Dr. David Lombardi by his attorney, Forrest C. Crooks, Esquire of McKinnon & Harwood, requesting permission to amend the Zoning Map of the City of Providence to change the zoning designation of Lot 219 on Assessor's Plat 122 (1079 Smith Street) from its present zoning designation of R-1 to C-1.

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

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

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

Jean Tudino

Geico Insurance Co., a/s/o Susan Parker

Lucy Ruizzo

Malkgorzata Dlugozima

**Commonwealth Engineers and Consultants,  
Inc.**

Richard G. Snead, Jr.

Tonya Jones

Alfred A. Lima, Jr.

Joseph Almeida

Key Data Services and P and L Data Services,  
Inc.

Safety Ins. Co., a/s/o Marilyn Bernabel,  
Richard Townsend and Barbara Clements

Brenda A. Flanigan

Francine Rinaldo

Joyce Agnew p.p.a. Brittany-Leigh Gold

Carmella DeCiantis

James M. Smith

Felipe Contreras

Cheryl Breggia

Marie D. Barron

Dennis J. Clarke

Gretta Mahoney

Doris B. Weh

Karin Hulse

Ronald Yeater

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

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

## PRESENTATION OF CITATIONS

### *“In Congratulations”*

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

of the celebration of the birth of their son, Alex DeNoncour, born on May 25, 1995, weighing 7 lbs. 14 oz.

Citations Extending Congratulations.

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

Sister Ann Keefe, in recognition of the celebration of her 25th Anniversary as a Sister of Saint Joseph and for all her years of dedication to the people in Saint Michael's Parish and her work in establishing such agencies as FACTS and City Arts.

Nathanael Greene Middle School, in recognition of being the recipient of the first place award in the Junior High/Middle School Division at the State Science Olympiad Competition held in Indiana.

Patricia Hardy, in recognition of the celebration of her graduation from the Community College of Rhode Island — R.N. Nursing Program.

Nathanael Greene Middle School, in recognition of placing first in the State Science Fair “Models” Division.

Maureen Leddy, in recognition of the celebration of her graduation from the Saint Joseph's School of Nursing.

Nathanael Greene Middle School, in recognition of being the recipient of the Eco-Award for the State Science Fair.

Andrew Noonan, in recognition of the celebration of his graduation from LaSalle Academy.

Nathanael Greene Middle School, in recognition of being the Rhode Island State Middle School Division Winner for the Dimension Cable “Into Space” Award.

David Martinka, in recognition of the celebration of his graduation from Cranston East High School.

Mr. and Mrs. John DeNoncour, in recognition

Steven Noonan, in recognition of the celebration of his graduation from the University of Rhode Island.

Cheryl Noonan, in recognition of the celebration of her graduation from the Community College of Rhode Island.

**Severally Read and Collectively Passed,**

**on motion of COUNCILWOMAN DIRUZZO, seconded by COUNCILWOMAN NOLAN.**

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

## PRESENTATION OF RESOLUTIONS

### *"In Memoriam"*

**COUNCIL PRESIDENT PETROSINELLI 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:

Kathleen Harrington

Evelyn Bucci

Gerald "Dud" Robertson

Isabelle C. Simpson

Raymond Castaldi

Gloria G. Silvestri

Charles A. Gaffney

Theodore E. "Teddy" Wilcox, Sr.

Dino J. Melino

Veronica Harlow

Veronica C. Barnett

**Severally Read and Collectively Passed, by a Unanimous Rising Vote, on motion of COUNCILWOMAN DIRUZZO, seconded by COUNCILWOMAN NOLAN.**

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

## MATTERS NOT APPEARING ON THE PRINTED DOCKET

On motion of COUNCILWOMAN DiRUZZO, seconded by COUNCILMAN MANCINI, it is voted to Suspend Rule 16 of the Rules of the City Council in order to allow the introduction of the following matter not appearing on the Printed Docket.

## REPORT FROM COMMITTEE

### COUNCILMAN JOHN J. LOMBARDI, Chairman COMMITTEE ON CITY PROPERTY

Transmits the following with recommendation the Same be Approved:

Resolution relative to easements at Fields Point and the surrounding areas granted to the Bristol Water Authority.

*Resolved*, That His Honor, the Mayor, is hereby authorized to execute any and all documents necessary to effectuate the construction of a state-mandated water pipeline, pursuant to 46-15.5-1 et seq., across City of Providence property located at Fields Point. Specifically, part of Lots 288 and 296 on Assessor's Plat 56 for a total of 38,228 and the surrounding area. (See map attached as Exhibit "A"). Said consideration for the above-mentioned easement at Fields Point is One Hundred Forty-Five Thousand (\$145,000.00) Dollars for a term of thirty-five (35) years with two (2) fifteen-year options. In addition, the City agrees to allow Bristol Water Authority permission to utilize the City's easement described in Exhibit "B". Such easement is subject to the terms

and conditions as have been imposed by the Committee on City Property, the City Council and His Honor, the Mayor. All documents must be approved by the City Solicitor.

Bristol Water Authority also agrees to improvements through any or all streets affected by this project. Such improvements to include curb to curb repavement of streets, replacement and repair of sidewalks, replacement of the existing water main in Washington Avenue and landscaping of the area between the curbs and sidewalks. All improvements must meet Department of Public Works approval.

The authority has also reached an Agreement with the Board of Park Commissioners relative to a necessary easement through Columbia Park which would result in an additional fee of Ten Thousand (\$10,000.00) Dollars and substantial

improvements to the Park. Said improvements are to include complete rebuilding of all basketball courts, including lighting, improved landscaping and grading of the entire park, the installation of a walking/running tract, including lighting,

and the creation of a new gym area with gym equipment. All improvements must meet Parks Department approval.

## AT EASE

**COUNCIL PRESIDENT PRO TEMPORE  
FARGNOLI declares that the Council Stand  
at Ease at 8:30 o'clock P.M.**

## RECONVENTION

**COUNCIL PRESIDENT PRO TEMPORE  
FARGNOLI reconvenes the Council at 8:45  
o'clock P.M. and directs the Clerk to record  
there is a quorum present.**

Fagnoli, Councilmen Allen, DeLuca, Councilwoman DiRuzzo, Councilmen Jackson, Mancini, Councilwoman Nolan, Councilman Rollins, Councilwomen Williams and Young—10.

**Noes: Councilman Clarkin—1.**

**Read and Passed, on motion of COUNCIL-  
WOMAN DiRUZZO, seconded by COUNCIL-  
WOMAN NOLAN by the following Roll Call  
Vote:**

**Absent: Council President Petrosinelli,  
Councilmen Glavin, Iglizzi, Lombardi—4.**

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

**Ayes: Council President Pro Tempore**

## ADJOURNMENT

There being no further business, on motion of COUNCILWOMAN DIRUZZO, seconded by COUNCILWOMAN NOLAN, the City Council adjourns at 9:00 o'clock P.M. (E.D.T.) to meet again on THURSDAY, JUNE 15, 1995 at 7:30 o'clock P.M. (E.D.T.).

*Michael R. Clement*

City Clerk

