

CITY OF PROVIDENCE
RHODE ISLAND



CITY COUNCIL

JOURNAL OF PROCEEDINGS

No. 5 City Council Regular Meeting, Thursday, February 18, 1999, 7:30 o'clock P.M. (E.S.T.)

PRESIDING

COUNCIL PRESIDENT

JOHN J. LOMBARDI

ROLL CALL

Present: Council President Lombardi,
Councilmen Allen, Aponte, Butler, Clarkin,
DeLuca, Councilwoman DiRuzzo, Council-
men Hassett, Igliazzi, Jackson, Mancini,
Councilwomen Nolan, Romano, Williams
and Young-15.

Absent: None.

IN CITY COUNCIL
MAR 3 0 1999

APPROVED:

Richard Clement
CLERK

INVOCATION

The Invocation is given by Reverend
JOSEPH ESCOBAR of Saint Anthony's
Church, Pawtucket, Rhode Island.

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

COUNCILMAN JOSEPH DeLUCA 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 dated February 3, 1999, Informing the Honorable Members of the City Council that pursuant to Section 302(b) and 701 of the Providence Home Rule Charter of 1980, he is this day appointing Ms. Mary E. McClure of 15 Rose Court, Providence, Rhode Island, as a Member of the Providence School Board for a term to expire on the first Monday in January, 2002, and respectfully submits the same for approval.

COUNCIL PRESIDENT LOMBARDI
Receives the Communication and Refers
the Same to the Committee on Finance.

The motion to Receive and Refer is
Sustained.

Communication dated January 22, 1999, 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 appointing Mr. Bienvenido R. Garcia of 72 Spicer Street, Providence, Rhode Island, a Member of the

Providence Public Building Authority for a term to expire in July, 2002, and respectfully submits the same for approval. (Mr. Garcia will replace Mr. Victor Pizarro whose term has expired.)

**COUNCIL PRESIDENT LOMBARDI
Receives the Communication and Refers
the Same to the Committee on Finance.**

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

APPOINTMENTS BY THE PRESIDENT OF THE CITY COUNCIL

Communication from Council President John J. Lombardi, dated February 12, 1999 naming appointments to various Special Committees of

the City Council for the term of January, 1999 to January, 2003.

Received.

ORDINANCES SECOND READING

The following Ordinances were in City Council February 4, 1999, Read and Passed the First Time and are severally returned for Passage the Second Time:

An Ordinance to adopt the Manchester Street Power Plant Tax Increment Project Plan, as amended.

Be it ordained by the City of Providence:

Whereas, The Narragansett Electric Company ("NEC") has made capital expenditures of approximately \$600,000,000 to repower its Manchester Street Generating Station (the "Facility"); and

Whereas, The City of Providence and NEC have entered into a Tax Stabilization Agreement under Section 44-3-9 of the Rhode Island General Laws with respect to property taxes on the Facility during the 10-year period commencing July 1, 1993; and

Whereas, Pursuant to Section 33.2 of Title 45 of the Rhode Island General Laws (the "Act"), the City has designated the tax increment from NEC's construction of the Facility and certain associated improvements for the benefit of certain projects described in the attached Manchester Street Power Plant Tax Increment Project Plan, as amended (the "Project Plan"); and

Whereas, The City has issued special obligation tax increment financing bonds under Section 45-33.2-6 of the Act ("TIF Bonds"), to finance or refinance projects contained in the Project Plan; and

Whereas, The City Council desires to amend the Project Plan in accordance with the Act;

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

Section 1. The City Council of the City of Providence hereby adopts the Project Plan, as amended, based upon its finding that with respect to the projects described in the Project Plan, the facilities, programs and other assistance described therein are needed and the financing of such projects in accordance with the Project Plan is in the public interest.

Section 2. This ordinance shall take effect immediately upon its passage.

Read and Passed the Second Time, on motion of COUNCILMAN ALLEN, second-

ed by COUNCILWOMAN WILLIAMS, by the following Roll Call Vote:

Ayes: Council President Lombardi, Councilmen Allen, Aponte, Butler, Clar-kin, DeLuca, Councilwoman DiRuzzo, Councilmen Hassett, Jackson, Mancini, Councilwomen Nolan, Romano, Williams and Young—14.

Noes: None.

Absent: Councilman Igliazzi—1.

The motion for Passage the Second Time is Sustained.

An Ordinance in amendment of Chapter 564 of the Ordinances of the City of Providence entitled "The City of Providence Zoning Ordinance" approved June 27, 1994, as amended, by amending Providence Zoning District Map Number 43 of the Official Zoning Map by changing the Zoning District Designation of certain lots from R-3 to M-1.

Be it ordained by the City of Providence:

Section 1: Chapter 564 of the Ordinances of the City of Providence, entitled "The City of Providence Zoning Ordinance" approved June 27, 1994, as amended is hereby amended by changing the zoning district designation of the following lots of Zoning District Map 43 for the Official Zoning Map from R-3 to M-1:

Plat 43, Lots: 398, 653, 366, 246, 338, 339, 312, 311, 310, 277, 284, 988, 909, 283, 282, 281, 289, 285, 291, 292, 306, 307, 308, 309

Section 2: The M-1 Zoning District for the lots described above shall specifically exclude Use Code 37, Adult Entertainment.

Section 3: This Ordinance shall take effect upon passage.

Read and Passed the Second Time, on motion of COUNCILMAN ALLEN, seconded by COUNCILWOMAN WILLIAMS, by the following Roll Call Vote:

Ayes: Council President Lombardi, Councilmen Allen, Aponte, Butler, Clarkin, DeLuca, Councilwoman DiRuzzo, Councilmen Hassett, Igliozi, Jackson, Mancini, Councilwomen Nolan, Romano, Williams and Young—15.

Noes: None.

Absent: None.

The motion for Passage the Second Time is Sustained.

PRESENTATION OF RESOLUTIONS

COUNCIL PRESIDENT LOMBARDI:

Resolution Requesting the City of Providence to adopt Regulations regarding the use of laser beam pointer devices.

COUNCIL PRESIDENT LOMBARDI Refers the Resolution to the Committee on Ordinances.

The motion to Refer is Sustained.

COUNCIL PRESIDENT LOMBARDI, COUNCILMAN ALLEN, COUNCILMAN APONTE, COUNCILMAN BUTLER, COUNCILMAN CLARKIN, COUNCILMAN DeLUCA, COUNCILWOMAN DiRUZZO, COUNCILMAN HASSETT,

COUNCILMAN IGLOZZI, COUNCILMAN JACKSON, COUNCILMAN MANCINI, COUNCILWOMAN NOLAN, COUNCILWOMAN ROMANO, COUNCILWOMAN WILLIAMS and COUNCILWOMAN YOUNG:

Resolution Extending the sincere best wishes of the Members of the City Council to Richard Jackson, for a complete and speedy recovery from his recent illness.

Resolved, That the Members of the City Council hereby extend their sincere best wishes to Richard Jackson, for a complete and speedy recovery from his recent illness.

Read and Passed, on motion of COUNCILMAN ALLEN, seconded by COUNCILWOMAN WILLIAMS.

The motion for Passage is Sustained.

Resolution Extending the sincere best wishes of the Members of the City Council to Rita Allen, for a complete and speedy recovery from her recent illness.

Resolved, That the Members of the City Council hereby extend their sincere best wishes to Rita Allen, for a complete and speedy recovery from her recent illness.

Read and Passed, on motion of COUNCILMAN ALLEN, seconded by COUNCILWOMAN WILLIAMS.

The motion for Passage is Sustained.

Resolution Extending the sincere best wishes of the Members of the City Council to Catherine Kenney, for a complete and speedy recovery from her recent illness.

Resolved, That the Members of the City Council hereby extend their sincere best wishes to Catherine Kenney, for a complete and speedy recovery from her recent illness.

Read and Passed, on motion of COUNCILMAN ALLEN, seconded by COUNCILWOMAN WILLIAMS.

The motion for Passage is Sustained.

COUNCILMAN ALLEN and COUNCILMAN APONTE (By Request):

Resolution Requesting approval for the transfer of Assessor's Plat 68, Lot 122 (6 Vesta Street) to the Providence Redevelopment Agency for One Dollar and to abate all outstanding taxes in the amount of \$4,294.22.

COUNCIL PRESIDENT LOMBARDI Refers the Resolution to the Committee on Finance.

The motion to Refer is Sustained.

COUNCILMAN CLARKIN:

Resolution Requesting the Finance Director to prepare a financial analysis of enrolling all new City employees in the State Retirement System.

Whereas, The City's investment advisor has stated that the pension system could run out of funds by the year 2010, and

Whereas, The City is not in the position to meet the actuary's recommended contribution of an additional \$30 million dollars per year; and

Whereas, The City of Cranston has recently moved existing and all future police and firemen from their City pension to the State pension, and

Whereas, Future Providence tax payers should not be liable for the tremendous costs of an unfunded pay as you go pension system.

Now, therefore, be it Resolved, That the Finance Director prepare a financial analysis of enrolling all new City employees in the State Retirement System and reporting back to the City Council by May 15, 1999.

Read and Passed, on motion of COUNCILMAN ALLEN, seconded by COUNCILWOMAN WILLIAMS.

The motion for Passage is Sustained.

COUNCILMAN DeLUCA (By Request):

Resolution Authorizing an agreement between the City of Providence, on behalf of the Providence Water Supply Board, and the Rhode Island Clean Water Finance Agency for long term borrowing from the Drinking Water State Revolving Fund, in an amount not to exceed Five Million (\$5,000,000.00) Dollars.

Resolution Authorizing an agreement between the City of Providence, on behalf of the Providence Water Supply Board and Fleet National Bank for a one year Demand Note for Five Million (\$5,000,000.00) Dollars.

COUNCIL PRESIDENT LOMBARDI Severally Refers the Resolutions to the Committee on Finance.

The motion to Refer is Sustained.

Resolution Requesting the Director of Public Works to cause the removal of the unauthorized drop boxes, "mail boxes", belonging to UPS and Federal Express located on Promenade Street and any other city property.

Resolved, That the Director of Public Works is requested to cause the removal of the unauthorized drop boxes, "mail boxes", belonging to UPS and Federal Express located on Promenade Street and any other city property.

Read and Passed, on motion of COUNCILMAN ALLEN, seconded by COUNCILWOMAN WILLIAMS.

The motion for Passage is Sustained.

COUNCILWOMAN DiRUZZO (By Request):

Resolution Requesting the Chief Electrical Inspector to increase the lumens to 27,500 along various streets located in the Fifteenth Ward.

Resolved, That the Chief Electrical Inspector is requested to increase the lumens to 27,500 along various streets located in the Fifteenth Ward:

Marvin Road

Oak Street

Willow Street

Hudson Street

Wood Street

Chapin Avenue

Wendell Street

Rosedale Street from State Highway No. 10 through to Messer Street.

Ellery Street

Sorrento Street

Kenwood Street

Ford Street

Cowper Street

Service Road and Messer Street from Union Avenue to Westminster Street.

Read and Passed, on motion of COUNCILMAN ALLEN, seconded by COUNCILWOMAN WILLIAMS.

The motion for Passage is Sustained.

Resolution Requesting the Traffic Engineer to cause the installation of "No Thru Trucks" signs along Sterling Avenue from Cumerford Street through Laurel Hill Avenue.

COUNCIL PRESIDENT LOMBARDI Refers the Resolution to the Committee on Public Works.

The motion to Refer is Sustained.

COUNCILWOMAN DiRUZZO and COUNCIL PRESIDENT LOMBARDI:

Resolution Requesting the Traffic Engineer to cause the crosswalks to be painted in the Olneyville Business District.

Resolved, That the Traffic Engineer is requested to cause the crosswalks to be painted in the Olneyville Business District.

Resolution Requesting the Traffic Engineer to cause the painting of yellow lines separating the direction of traffic lanes along Webster Avenue from Union Avenue to Plainfield Street.

Resolved, That the Traffic Engineer is requested to cause the painting of yellow lines separating the direction of traffic lanes along Webster Avenue from Union Avenue to Plainfield Street.

Severally Read and Collectively Passed, on motion of COUNCILMAN ALLEN, seconded by COUNCILWOMAN WILLIAMS.

The motion for Passage is Sustained.

COUNCILMAN HASSETT, COUNCILMAN BUTLER, COUNCILMAN IGLIOZZI, COUNCIL PRESIDENT LOMBARDI, COUNCILMAN MANCINI, COUNCILMAN ALLEN, COUNCILMAN DeLUCA, COUNCILMAN APONTE, COUNCILWOMAN DiRUZZO, COUNCILWOMAN ROMANO and COUNCILWOMAN NOLAN:

Resolution Endorsing a State Senate Bill creating a courtesy license plate designated for members for the Providence City Council.

COUNCIL PRESIDENT LOMBARDI Refers the Resolution to the Special Committee on Legislative Matters.

The motion to Refer is Sustained.

COUNCILMAN HASSETT and COUNCILMAN BUTLER:

Resolution Requesting the Traffic Engineer to cause the installation of "20 MPH School Zone" signals in the immediate vicinity of Nathanael Greene Middle School.

COUNCIL PRESIDENT LOMBARDI Refers the Resolution to the Committee on Public Works.

The motion to Refer is Sustained.

Resolution Requesting the Chief of Police to post a Crossing Guard at the intersection of Chalkstone Avenue at Oakland Avenue to insure safe crossing of school children at this hazardous intersection.

COUNCIL PRESIDENT LOMBARDI Refers the Resolution to the Committee on Finance.

The motion to Refer is Sustained.

COUNCILMAN HASSETT:

Resolution Requesting the Chief Electrical Inspector to cause the replacement of missing street lights on Ayrault Street, Pole No. 6 and on Raymond Street, Pole No. 3.

Resolved, That the Chief Electrical Inspector is requested to cause the replacement of missing street lights on Ayrault Street, Pole No. 6 and on Raymond Street, Pole No. 3.

Resolution Requesting the Chief Electrical Inspector to cause the upgrading of street lighting along Camden Avenue on Pekin Street to 27,500 lumens.

Resolved, That the Chief Electrical Inspector is requested to cause the upgrading of street lighting along Camden Avenue on Pekin Street to 27,500 lumens.

Resolution Requesting the Chief Electrical Inspector to cause the upgrading of street lighting along Nolan Street from the point that intersects with Chalkstone Avenue to that point that intersects with Bernon Street to 27,500 lumens.

Resolved, That the Chief Electrical Inspector is requested to cause the upgrading of street lighting along Nolan Street from the point that intersects with Chalkstone Avenue to that point that intersects with Bernon Street to 27,500 lumens.

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Smith Street from Francis Street to Whitford Avenue, on Saturday, March 20, 1999 from 10:30 o'clock a.m. to 3:00 o'clock p.m. to accommodate the 1999 Providence Saint Patrick's Day Parade.

Resolved, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Smith Street from Francis Street to Whitford Avenue, on Saturday, March 20, 1999 from 10:30 o'clock a.m. to 3:00 o'clock p.m. to accommodate the 1999 Providence Saint Patrick's Day Parade.

COUNCILMAN ALLEN moves to dispense with the reading of the foregoing Resolutions. This motion is seconded by **COUNCILWOMAN WILLIAMS**.

Severally Read and Collectively Passed, on motion of **COUNCILMAN ALLEN**, seconded by **COUNCILWOMAN WILLIAMS**.

The motion for Passage is Sustained.

Resolution Requesting the Traffic Engineer to cause the repair of the "Stop" sign located on Ruggles Street at Dickens Street and to cause the replacement of the "Stop" sign located on Promenade Street at Bath Street.

COUNCIL PRESIDENT LOMBARDI Refers the Resolution to the Committee on Public Works.

The motion to Refer is Sustained.

Resolution Requesting the Traffic Engineer to cause the installation of "20 MPH School Zone" signs along Academy Avenue in the immediate vicinity of Blessed Sacrament Church and School, and also along Smith Street in the immediate vicinity of Saint Patrick's School.

COUNCIL PRESIDENT LOMBARDI Refers the Resolution to the Committee on Public Works.

The motion to Refer is Sustained.

Resolution Requesting the Traffic Engineer to cause the installation of speed humps along Health Avenue to control excessive speeding.

COUNCIL PRESIDENT LOMBARDI Refers the Resolution to the Committee on Public Works.

The motion to Refer is Sustained.

COUNCILMAN HASSETT and **COUNCILMAN BUTLER**:

Resolution Extending sincere congratulations to Edward F. Berrigan, upon the celebration of his 70th Birthday.

Resolved, That the Members of the Providence City Council hereby extend their sincere congratulations to Edward F. Berrigan, upon the celebration of his 70th Birthday.

Read and Passed, on motion of COUNCILMAN ALLEN, seconded by COUNCILWOMAN WILLIAMS.

The motion for Passage is Sustained.

COUNCILMAN HASSETT and COUNCILMAN MANCINI:

Resolution Extending sincere congratulations to Stephen Burrows upon his election as Chairman of the Twelfth Ward Democratic Committee.

Resolved, That the Members of the City Council hereby extend their sincere congratulations to Stephen Burrows upon his election as Chairman of the Twelfth Ward Democratic Committee.

Resolution Extending sincere congratulations to Joan F. Peterson upon her election as Vice-Chairwoman of the Twelfth Ward Democratic Committee.

Resolved, That the Members of the City Council hereby extend their sincere congratulations to Joan F. Peterson upon her election as Vice-Chairwoman of the Twelfth Ward Democratic Committee.

Resolution Extending sincere congratulations to Christine Runsnak upon her election as Secretary of the Twelfth Ward Democratic Committee.

Resolved, That the Members of the City Council hereby extend their sincere congratulations to Christine Runsnak upon her election as Secretary of the Twelfth Ward Democratic Committee.

Resolution Extending sincere condolences to the family of Agnes F. Waitonis, Treasurer of the Twelfth Ward Democratic Committee.

Resolved, That the Members of the City Council hereby extend their sincere condolences to the family of Agnes F. Waitonis, Treasurer of the Twelfth Ward Democratic Committee.

COUNCILMAN HASSETT, COUNCIL PRESIDENT LOMBARDI, COUNCILWOMAN DiRUZZO and COUNCILMAN DeLUCA:

Resolution Extending sincere condolences to the family of Robert R. Faella.

Resolved, That the Members of the Providence City Council hereby extend their sincere condolences to the family of Robert R. Faella.

COUNCILMAN ALLEN moves to dispense with the reading of the foregoing Resolutions. This motion is seconded by **COUNCILWOMAN WILLIAMS.**

Severally Read and Collectively Passed, on motion of COUNCILMAN ALLEN, seconded by COUNCILWOMAN WILLIAMS.

The motion for Passage is Sustained.

COUNCILWOMAN YOUNG (By Request):

Resolution Authorizing the City of Providence, Rhode Island to file an Annual Program Description and Budget under the Housing and Community Development Act.

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

The motion to Refer is Sustained.

COUNCILWOMAN YOUNG, COUNCIL PRESIDENT LOMBARDI, COUNCILMAN ALLEN, COUNCILMAN APONTE, COUNCILMAN BUTLER, COUNCILMAN CLARKIN, COUNCILMAN DeLUCA, COUNCILWOMAN DiRUZZO, COUNCILMAN HASSETT, COUNCILMAN IGLIOZZI, COUNCILMAN JACKSON, COUNCILMAN MANCINI, COUNCILWOMAN NOLAN and COUNCILWOMAN ROMANO:

Resolution Extending sincere best wishes to Marcia Carpenter for a complete and speedy recovery from her recent surgery.

Resolved, That the Members of the Providence City Council hereby extend their sincere best wishes to Marcia Carpenter for a complete and speedy recovery from her recent surgery.

Read and Passed, on motion of COUNCILMAN ALLEN, seconded by COUNCILWOMAN WILLIAMS.

The motion for Passage is Sustained.

Resolution Extending congratulations to Elder Patricia B. Smith in appreciation for her long-standing commitment to the religious community and others.

Whereas, Elder Patricia B. Smith and her mother moved here to Providence from her hometown of Newark, New Jersey in 1957. It was here in Providence where she received her early childhood and high school education. She later attended the Sawyer School of Business where she received her Executive Secretarial Training, studied Business Courses at Bryant College and Biblical Courses at Barrington College, and

Whereas, For more than twenty-five years Patricia was employed as a foster mother by the Rhode Island Department of Children, Youth and Families, servicing many of our underprivileged children of color, retiring in 1996. She served on the Advisory Board of the Rhode Island Foster Parent Association, was also a Mentor for DCYF, and a Regional Coordinator in the Providence Area, and

Whereas, Patricia was employed ten years by RI Urban Project as an Administrative Assistant/Office Manager, sometimes working a number of Directors at once, and served in the same position at Times2, retiring in 1994 for medical reasons, and

Whereas, Patricia was one of the co-founders of the Rhode Island Chapter of the One Church One Child Program, which has become a National Organization for needy children, and

Whereas, Patricia has received numerous awards and citations from a number of political, community and religious leaders for her extraordinary work with our children, and

Whereas, At an early age Patricia was called upon once again, but this time to preach and sing the words of the gospel, which she has been doing for a long time,

Now, therefore, be it Resolved, That His Honor, Mayor Vincent A. Cianci, Jr., and the Members of the City Council, and the Lord God Almighty do hereby express their gratitude to

Elder Patricia B. Smith and may God Bless her always.

Read and Passed, on motion of COUNCILMAN ALLEN, seconded by COUNCILWOMAN WILLIAMS.

The motion for Passage is Sustained.

REPORTS FROM COMMITTEES

COUNCILMAN ROBERT M. CLARKIN, Chairman COMMITTEE ON PUBLIC WORKS

Transmits the following with recommendation the same be Approved:

Resolution Ordering the abandonment of a portion of Aleppo Street.

Resolved, Decreed and Ordered:

That the following named street shown as cross-hatched area on the accompanying plan entitled "Providence Plan, Rhode Island Department of Public Works — Engineering Office, street line section Plan No. 064618" dated February 2, 1999.

Viz: Aleppo Street, that portion shown as a cross-hatched area on the accompanying plan and designated by the letters (A-B-C-D-A),

having ceased to be useful to the public and is proposed to be abandoned as a public highway, said abandonment is specifically conditioned precedent upon the following:

1. Petitioner shall tender the amount of Two Thousand Nine Hundred Thirty Dollars and 00/100 Cents (\$2,930.00) in legal tender U.S. currency to the City of Providence.

2. The City shall retain a full sewer easement which will permit retention of its facilities in their existing location, together with the right to inspect, maintain, operate and replace the same and with twenty-four (24) hour

access to said facilities or, in the alternative, should it be determined by the Petitioner that any such facilities need to be relocated in order to comply with an intended use, the Petitioner shall assume all costs of relocation.

3. The City shall convey an easement acceptable to the Narragansett Electric Company which will permit retention of its facilities in their existing location, together with the right to inspect, maintain, operate and replace the same and with twenty-four (24) hour access to said facilities or, in the alternative, should it be determined by the Petitioner that any such facilities need to be relocated in order to comply with an intended use, the Petitioner shall assume all costs of relocation.

4. The City shall convey an easement acceptable to Bell Atlantic which will permit retention of its facilities in their existing location, together with the right to inspect, maintain, operate and replace the same and with twenty-four (24) hour access to said facilities or, in the alternative, should it be determined by the Petitioner that any such facilities need to be relocated in order to comply with an intended use, the Petitioner shall assume all costs of relocation.

5. The City shall convey an easement acceptable to the Narragansett Bay Commission which will permit retention of its facilities in their existing location, together with the right to inspect, maintain, operate and replace the same and with twenty-four (24) hour access to said facilities or, in the alternative, should it be determined by the Petitioner that any such facilities need to be relocated in order to comply with an intended use, the Petitioner shall assume all costs of relocation.

6. The Petitioner and the Trust for Public Land finalize negotiations as delineated in the Communication of the City Council Committee on Public Works from the City Plan Commission dated October 15, 1998.

Ordered, That the Traffic Engineer be and he is hereby directed to cause a sign to be placed on the above-named highway abandoned as 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 the State.

Resolution Ordering the installation of a gasoline facility located at 392 Broadway.

Whereas, George Daher and Abraham A. El-Hawi (hereinafter collectively "Petitioner") is the owner of a gasoline station located at 392 Broadway, Providence, Rhode Island; and

Whereas, Petitioner seeks to replace certain underground storage tanks, to enlarge storage capacity to fifteen thousand (15,000) gallons, and to undertake other construction in order to modernize the station and to meet federally mandated vapor recovery regulations,

Now, therefore, be it Resolved, That Petitioner is authorized to remove, replace and enlarge the underground gasoline storage to fifteen thousand (15,000) gallons and to undertake the construction of the required vapor recovery system and the improvements listed in its application of 30 June 1994, provided, however:

1. That all construction is undertaken consistent with the plans presented to the City Council Committee on Public Works and the Department of Inspection and Standards as those plans may be modified by the Department of Inspection and Standards.

2. Petitioner shall perform any remediation of environmental damage at or originating at the situs of the station as determined by appropriate governmental bodies which is necessary so as to satisfy the legal requirements of any governmental body or agency.

3. In the event that the construction requires obstruction or displacement of the public way, Petitioner shall obtain the necessary permits, execute an indemnification and hold harmless agreement satisfactory to the City Solicitor and shall provide insurance (or, if self-insured, a certificate of financial responsibility) in an amount of not less than one hundred thousand dollars (\$100,000.00) listing the City of Providence, its agents, officers, servants, employees, and assigns as additional named insureds. Such policy shall be acceptable to the City Solicitor.

4. Petitioner does agree that by undertaking any construction pursuant to this Resolution, all statements or representation(s) made to any municipal body or department are made a part of this Resolution and any authorization granted hereunder are specifically conditioned

upon compliance with said statement(s) and representation(s).

5. Such other conditions as His Honor, the Mayor; and the City Solicitor may impose thereon.

Resolution Requesting the Traffic Engineer to cause the installation of a "Three-Way Stop" sign at the intersection of Public and Hamilton Streets on the Public Street side.

Resolved, That the Traffic Engineer is requested to cause the installation of a "Three-Way Stop" sign at the intersection of Public and Hamilton Streets on the Public Street side.

Resolution Requesting the Traffic Engineer to cause the installation of a "Stop" sign along Cloud and Sisson Street.

Resolved, That the Traffic Engineer is requested to cause the installation of a "Stop" sign along Cloud and Sisson Street.

Resolution Requesting the Traffic Engineer to cause the installation of a blinking "Caution" light along Mount Pleasant Avenue for the George J. West School.

Resolved, That the Traffic Engineer is requested to cause the installation of a blinking "Caution" light along Mount Pleasant Avenue for the George J. West School.

Resolution Requesting the Traffic Engineer to install a traffic light at the intersection of Laurel Hill Avenue and Union Avenue.

Resolved, That the Traffic Engineer is requested to install a traffic light at the intersection of Laurel Hill Avenue and Union Avenue.

Transmits the following with recommendation the same be Approved, as amended:

Resolution Requesting the Traffic Engineer install speed humps on Osborn Street.

Resolved, That the Traffic Engineer is requested to install speed humps on Unit Street, Sisson Street and Ortoleva Drive.

Resolved, That the Traffic Engineer is requested to install speed humps on Osborn Street.

COUNCILMAN ALLEN moves to dispense with the reading of the foregoing Resolutions. This motion is seconded by **COUNCILWOMAN WILLIAMS**.

Resolution Requesting the Traffic Engineer install speed humps on Unit Street, Sisson Street and Ortoleva Drive.

Severally Read and Collectively Passed, on motion of **COUNCILMAN ALLEN**, seconded by **COUNCILWOMAN WILLIAMS**.

The motion for Passage is Sustained.

**COUNCILMAN KEVIN JACKSON, Chairman
COMMITTEE ON FINANCE**

Transmits the following with recommendation the same be Adopted:

An Ordinance relating to Tax Stabilization for W.A./R.E.I. Hotel, LLC.

Read and Passed the First Time, and Referred Back to the Committee on Finance, on motion of **COUNCILMAN AL-**

LEN, seconded by COUNCILWOMAN WILLIAMS, by the following Roll Call Vote:

Ayes: Council President Lombardi, Councilmen Allen, Aponte, Butler, Clarkin, DeLuca, Councilwoman DiRuzzo, Councilmen Hassett, Iglizzi, Jackson, Mancini, Councilwomen Nolan, Romano, Williams and Young—15.

Noes: None.

Absent: None.

The motion for Passage the First Time, and Referral Back to Committee is Sustained.

Transmits the following with recommendation the same be Approved:

Resolution Requesting the City Controller, or other authorized representative of the City, collect all necessary financial documentation from the Department of Public Safety for costs associated with assigned police personnel monitoring and maintaining peace at the Women and Infants Hospital during the labor disputes there and present a billing statement to the hospital administration for police services rendered.

Resolved, That the City Controller, or other authorized representative of the City, is requested collect all necessary financial documentation from the Department of Public Safety for costs associated with assigned police personnel monitoring and maintaining peace at the Women and Infants Hospital during the labor disputes there and present a billing statement to the hospital administration for police services rendered.

Read and Passed, on motion of COUNCILMAN ALLEN, seconded by COUNCIL-

WOMAN WILLIAMS, by the following Roll Call Vote:

Ayes: Council President Lombardi, Councilmen Allen, Aponte, Butler, DeLuca, Councilwoman DiRuzzo, Councilmen Hassett, Iglizzi, Jackson, Mancini, Councilwomen Nolan, Romano, Williams and Young—14.

Noes: None.

Absent: None.

Not Voting: Councilman Clarkin—1.

The motion for Passage is Sustained.

Resolution Endorsing and Urging Passage by the General Assembly of Senate Bill (99-S 136) Relating to state affairs and government — enterprise zones.

Resolved, That the City Council endorses and urges passage by the General Assembly of Senate Bill (99-S 136) Relating to state affairs and government — enterprise zones, in substantially the form attached.

Read and Passed, on motion of COUNCILMAN ALLEN, seconded by COUNCILWOMAN WILLIAMS.

The motion for Passage is Sustained.

**Transmits the followig with recommenda-
tion the same be Approved, as amended:**

Communication dated January 4, 1999, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 701 of the Providence Home Rule Charter of 1980, he is this day re-appointing Mr. Juan Lopez, Jr., of 195 Enfield Avenue, Providence, Rhode Island a member of the Providence School Board for a term to expire on the first Monday in January, 2002, and respectfully submits the same for your approval.

Pursuant to Sections 302(b) and 701 of the Providence Home Rule Charter of 1980, I am this day reappointing Mr. Juan Lopez, Jr., of 195 Enfield Avenue, Providence, Rhode Island 02908, a member of the Providence School Board for a term to expire on the first Monday in January, 2002, and respectfully submit the same for your approval.

Sincerely,

VINCENT A. CIANCI, JR.
Mayor of Providence

Address Change

January 4, 1999

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

COUNCILMAN ALLEN moves to Receive and Approve the foregoing Communication. This motion is seconded by COUNCILWOMAN WILLIAMS.

The motion to Receive and Approve is Sustained.

Dear Honorable Members:

COUNCILMAN KEVIN JACKSON, Chairman
COMMITTEE ON FINANCE
and
COUNCILWOMAN BALBINA A. YOUNG, Chairwoman
COMMITTEE ON URBAN REDEVELOPMENT,
RENEWAL AND PLANNING

**Jointly transmit the following with recom-
 mendation the same be Approved, as
 amended:**

Resolution Requesting Approval for certain expenditures of funds from the Neighborhood Improvement Program, as amended.

Whereas, An Ordinance appropriating \$50 million and authorizing the issuance of \$50 million in bonds for the Neighborhood Improvement Program: A Plan to Revitalize Providence's Neighborhood's was adopted (1997-27); and;

Whereas, Said ordinance requires that "Each component of said plan will be developed and approved by the City Council prior to the expenditures of any funds", and;

Whereas, \$27,893,085.00 million has been appropriated by Council Resolution No. 375 dated June 30, 1997 as well as Council Resolution Numbers 474 dated August 22, 1997, 610 dated October 19, 1997, 702 & 703 dated December 19, 1997, 163 dated March 16, 1998, 258 & 259 dated April 24, 1998, 357 dated June 26, 1998, 555 dated September 28, 1998 and No. 719 dated December 28, 1998 for various projects; and;

Whereas, Plans have been developed for additional components of the Neighborhood Improvement Program;

Now, therefore, be it Resolved, That the following expenditures of funds are approved:

1. *Neighborhood Improvement Projects:*

A. Ward 2

1. Blackstone Boulevard Park Project
 (Additional Funds) \$50,000.00

B. Ward 7

1. Springfield Street Reconstruction
 Project \$25,000.00
 2. Elimination of Blight Program Fund
 (Additional Funds) \$25,000.00
 3. Neutaconkanut Park Improvements
 (Additional Funds) \$25,000.00

C. Ward 11

1. Property acquisition, Myrtle, Dudley,
 Friendship & Clifford Streets
 (additional funds) \$25,000.00
 2. Oasis Credit Union \$3,000.00

- 3. 242-244 Broad Street \$17,140.00
- 4. Home Repair Assistance Program \$100,000.00
- D. Ward 9
- 1. 187 Lenox Avenue Rehabilitation \$4,455.00
- 2. City Arts (Traffic Calming) \$1,779.80
- 3. Micro-Loan Program \$50,000.00

COUNCILWOMAN YOUNG moves to amend Section C., Ward 11, to add:

- 4. Home Repair Assistance Program — \$100,000.

This motion is seconded by COUNCILMAN ALLEN.

COUNCILWOMAN NOLAN moves to amend Section D., Ward 9, to add:

- 3. Micro-Loan Program — \$50,000.00.

This motion is seconded by COUNCILMAN ALLEN.

Read and Passed, as amended, on motion of COUNCILMAN ALLEN, seconded by COUNCILWOMAN WILLIAMS, by the following Roll Call Vote:

Ayes: Council President Lombardi, Councilmen Allen, Aponte, Butler, Clarkin, DeLuca, Councilwoman DiRuzzo, Councilmen Hassett, Iglizoi, Jackson, Mancini, Councilwomen Nolan, Romano, Williams and Young—15.

Noes: None.

Absent: None.

The motion for Passage, as amended, is Sustained.

COUNCILWOMAN RITA M. WILLIAMS, Chairwoman COMMITTEE ON ORDINANCES

Transmits the following with recommendation the same be Adopted:

An Ordinance in amendment of Chapter 564 of the Ordinances of the City of Providence entitled "The City of Providence Zoning Ordinance" approved June 27, 1994, as

amended, by amending Providence Zoning District Map Number 80 of the Official Zoning Map by changing the Zoning District Designation of certain lots from R-2 to C-4.

Read and Passed the First Time, on motion of COUNCILMAN ALLEN, seconded by COUNCILWOMAN WILLIAMS, by the following Roll Call Vote:

Ayes: Council President Lombardi, Councilmen Allen, Aponte, Butler, Clarkin, Hassett, Iglizzo, Jackson, Mancini, Councilwomen Nolan, Romano, Williams and Young—13.

Noes: Councilman DeLuca and Councilwoman DiRuzzo—2.

Absent: None.

The motion for Passage the First Time is Sustained.

**COUNCILWOMAN BALBINA A. YOUNG, Chairwoman
COMMITTEE ON URBAN REDEVELOPMENT,
RENEWAL AND PLANNING**

Transmits the following with recommendation the same be Adopted:

An Ordinance in amendment of and in addition to Chapter 1986-53 of the Ordinance of the City of Providence approved October 23, 1986 and entitled, "An Ordinance approving and adopting the Official Redevelopment Plan for the Special Vacant Lot Project" for the acquisition of additional properties.

Read and Passed the First Time, on motion of COUNCILMAN ALLEN, seconded by COUNCILWOMAN WILLIAMS, by the following Roll Call Vote:

Ayes: Council President Lombardi, Councilmen Allen, Aponte, Butler, Clarkin,

DeLuca, Councilwoman DiRuzzo, Councilmen Hassett, Iglizzo, Jackson, Mancini, Councilwomen Nolan, Romano, Williams and Young—15.

Noes: None.

Absent: None.

The motion for Passage the First Time is Sustained.

Transmits the following with recommendation the same be Approved, as amended:

Resolution that the Members of the City Council will Honor Mr. David Newman on May 29, 1999.

Resolved, That David Newman, who between the years of May 29, 1949 to May 29, 1999, worked and developed properties in the City of Providence to better the city. The Providence City Council wishes to, on the occasion of May

29, 1999, present to Mr. David Newman and his family, a resolution of congratulations.

Read and Passed, on motion of COUNCILMAN ALLEN, seconded by COUNCILWOMAN WILLIAMS.

The motion for Passage is Sustained.

FROM THE CLERK'S DESK

Petition from John Palmieri, Executive Director, Providence Redevelopment Agency requesting the abandonment of various streets located within the Hartford Neighborhood for the proposed development of an elementary/middle school.

COUNCIL PRESIDENT LOMBARDI Refers the Petition to the Committee on Public Works.

The motion to Refer is Sustained.

Petition from John Palmieri, Executive Director, Providence Redevelopment Agency requesting the abandonment of a portion of Empire Street for the Police and Fire Station and the development of a hotel.

COUNCIL PRESIDENT LOMBARDI Refers the Petition to the Committee on Public Works.

The motion to Refer is Sustained.

Petitions for Compensation for Injuries and Damages, viz:

Dino Monteiro

Sidney A. Lima

James Amaral

Marsden P. Earle, Jr.

Gaone Rankwe (Robert V. Russo, Esq.)

Lois Sangster

Kael Fidrych

D. Matthew Evans

Margaret O. Chouinard

Monica J. Carter-Smith

ALP Associates

Brian P. Tarbox

Sabrina Luna (Nicholas A. Mattiello, Esq.)

Espifano Baptista (Nicholas A. Mattiello, Esq.)

Evelyn Terry (James T. Marasco, Esq.)

Town of North Providence

Kelli Breen

COUNCIL PRESIDENT LOMBARDI Severally Refers the Petitions to the Committee on Claims and Pending Suits.

The motion to Refer is Sustained.

PRESENTATION OF CITATIONS

“In Congratulations”

COUNCIL PRESIDENT LOMBARDI and the MEMBERS of the CITY COUNCIL:

Citations Extending Congratulations.

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

Claire and David Bestwick, in recognition of the celebration of the birth of their son, Alex David Bestwick, born on February 7, 1999, weighing 6 lbs. 11 oz.

Councilwoman Patricia K. Nolan, in recognition of the celebration of her birthday on January 17, 1999.

Councilman Joseph DeLuca, in recognition of the celebration of his birthday on January 20, 1999.

Councilman Ronald W. Allen, in recognition of the celebration of his birthday on February 8, 1999.

Stephen Burrows, in recognition of his election as Chairman of the 12th Ward Democratic Committee.

Joan F. Peterson, in recognition of her election as Vice-Chairwoman of the 12th Ward Democratic Committee.

Christine Runsnak, in recognition of her election as Secretary of the 12th Ward Democratic Committee.

Severally Read and Collectively Passed, on motion of COUNCILMAN ALLEN, seconded by COUNCILWOMAN WILLIAMS.

The motion for Passage is Sustained.

PRESENTATION OF RESOLUTIONS

“In Memorium”

COUNCIL PRESIDENT LOMBARDI 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:

Anthony E. Annarino, Sr.

Louis M. Cioci

Paul J. Marandola

Christine M. Bernier

James E. McElroy

Lynne H. Nobrega

William Andrade

Joseph “Ranger” Salgueiro

Josephine J. Bauer

Horopig “Ruth” Rustelli

Robert R. Faella

Agnes F. Waitonis

Joseph DeSimone

Edith DeRosa

Severally Read and Collectively Passed, by a Unanimous Rising Vote, on motion of COUNCILMAN ALLEN, seconded by COUNCILWOMAN WILLIAMS.

The motion for Passage is Sustained.

ADJOURNMENT

There being no further business, on motion of COUNCILMAN ALLEN, seconded by COUNCILWOMAN WILLIAMS, it is voted to adjourn at 8:10 o'clock P.M. (E.S.T.) to meet again on THURSDAY, MARCH 4, 1999 at 7:30 o'clock P.M. (E.S.T.).

Michael R. Clement

City Clerk

