

**CITY OF PROVIDENCE
RHODE ISLAND**



CITY COUNCIL

JOURNAL OF PROCEEDINGS

No. 8 City Council Regular Council Meeting, Thursday, March 20, 2014, 7:00 o'clock P.M.

PRESIDING

**COUNCIL PRESIDENT
MICHAEL A. SOLOMON**

ROLL CALL


**PRESENT: COUNCIL PRESIDENT SOLOMON, COUNCILMAN APONTE,
COUNCILWOMAN CASTILLO, COUNCILMAN CORREIA,
COUNCILMAN HASSETT, COUNCILMAN JACKSON,
COUNCILMAN JENNINGS, COUNCILWOMAN MATOS,
COUNCILMAN PRINCIPE, COUNCILMAN SALVATORE,
COUNCILMAN SANCHEZ, COUNCILMAN YURDIN, COUNCILMAN ZURIER –
13.**

ABSENT: COUNCILMAN IGLIOZZI, COUNCILMAN NARDUCCI – 2.

(SUBSEQUENTLY COUNCILMAN IGLIOZZI JOINS THE MEETING)

**ALSO PRESENT: LORI L. HAGEN, SECOND DEPUTY CITY CLERK, SHERI A.
PETRONIO, ASSISTANT CLERK AND JEFFREY M. PADWA, CITY SOLICITOR**

**IN CITY COUNCIL
JUN 05 2014**

APPROVED:

**CLERK
ACTING**

INVOCATION

The Invocation is given by **COUNCILMAN KEVIN JACKSON**.

PLEDGE OF ALLEGIANCE

COUNCILMAN WILBUR W. JENNINGS, JR., Leads the Members of the City Council and the Assemblage in the Pledge of Allegiance to the Flag of the United States of America.

ORDINANCE(S) SECOND READING

COUNCIL PRESIDENT SOLOMON, (By Request):

An Ordinance Approving and Adopting the Davol Square Redevelopment Plan, dated December 2013.

WHEREAS, The City Council of the City of Providence has designated Redevelopment Areas 1, 2, 3 and 4 within the City ("Redevelopment Areas") as redevelopment areas pursuant to Chapters 31-33 of title 45 of the Rhode Island General Laws, the Redevelopment Act of 1956, as amended (the "Redevelopment Act"); and

WHEREAS, The Providence Redevelopment Agency (PRA) is authorized, within a redevelopment area, to purchase, lease, obtain an option upon, acquire by gift, grant, bequest, devise, or otherwise, any real or personal property, or any estate or interest in it, together with any improvements on it; to acquire by the exercise of the power of eminent domain any real property or any estate or interest in it, although temporarily not required to achieve the purposes of the Redevelopment Act; to clear, demolish, or remove any and all buildings, structures, or other improvements from any real property so acquired; to rehabilitate or otherwise improve any or all substandard buildings, structures, or other improvements; to insure or provide for the insurance of any real or personal property or operations of the agency against risk or hazard; and to rent, maintain, rehabilitate, improve, manage, operate, repair, and clear the property; and

IN CITY COUNCIL

WHEREAS, It is the purpose and intent of the City Council to facilitate redevelopment of such Redevelopment Areas to accommodate the City's redevelopment initiatives; and

WHEREAS, The City Council is required by the Redevelopment Act to make certain findings, determinations and declarations in connection with the adoption of a redevelopment plan and a project plan; and

WHEREAS, The Davol Square Redevelopment Project Area, (hereinafter the "Project Area"), as described in the Davol Square Redevelopment Plan (hereinafter the "Redevelopment Plan"), are within the geographic boundaries of Redevelopment Area 3, as defined in the Providence Code of Ordinances, Chapter 20 "Redevelopment Areas," Section 20-2 and as reaffirmed by the City Council through Resolution 143, approved March 25, 2008; and

WHEREAS, The City Council desires to provide for the redevelopment of the Project Area in accordance with the Redevelopment Act; and

WHEREAS, The City Council of the City of Providence hereby makes the following findings, determinations and declarations with regard to the Redevelopment Plan, attached as Exhibit A, required by Sections 45-32-13 through 45-32-18 inclusive and Section 45-32-20 of the Rhode Island General Laws:

1. The Project Area (as herein more specifically described and delineated) evidence the following conditions as more specifically set forth in the Redevelopment Plan:

Unclear title to the property; diversity of ownership; prior unsuccessful attempts at redevelopment of the site; deterioration of site improvements, inadequacy of utilities, diversity of ownership of plots; defective or inadequate street and lot layout; the existence of dilapidated, deteriorating and obsolete buildings and improvements; mixed character and deterioration of uses of buildings and improvements; conditions of blight.

2. The existence of the aforesaid conditions fully supports a finding, which the City Council of the City of Providence hereby makes, that the Project Area is an "arrested blighted area" as that term is defined in Section 45-31-8(2), and a "deteriorated blighted area" as that term is defined in Section 45-31-8(6).

3. The City Council of the City of Providence hereby finds that because the Project Area is an "arrested blighted area" and a "deteriorated blighted area", the area is a "blighted and substandard area" as that term is defined in Section 45-31-8(3).

4. The City Council of the City of Providence hereby finds that the character of the Project Area as an "arrested blighted area", a "deteriorated blighted area" and a "blighted and substandard area" requires re-planning, redevelopment, rehabilitation and improvement of the Project Area in order to arrest and reverse blight or decay in the Project Area.

5. The Redevelopment Plan provides for the adaptive reuse of the project area into one or more of the following uses, including retail, office, facilities for startup companies, meeting spaces, educational instructional space for the training of health care professionals, residential uses and parking.

6. The City Council hereby finds that the Redevelopment Plan is feasible and conforms to the comprehensive plan for the City of Providence and if carried out would accomplish the purposes and intent of the City Council in promoting the public health, safety, morals and welfare of the community, and effectuating the purposes of the Redevelopment Act.

7. The Redevelopment Plan results in changes to streets as indicated in the Redevelopment Plan and the City Council hereby authorizes these proceeding in conjunction with the adoption of the Redevelopment Plan.

8. The Redevelopment Plan contains adequate provisions for payment for property acquired by negotiation or by eminent domain as provided by law.

9. The Redevelopment Plan provides for the retention of controls and the establishment of any restrictions or covenants which may run with the real property sold, leased, or otherwise disposed of for private or public use as are necessary to effectuate the purposes of the Redevelopment Act, as such controls and restrictions are more specifically set forth in the Redevelopment Plan.

WHEREAS, The Redevelopment Act of 1956 provides that blighted and substandard conditions prevent the provision of critically needed standard living and working accommodations, that the retardation of housing improvement and other essential community development is a direct and immediate result of blighted and substandard areas, and that redevelopment may include rehabilitation and improvement for residential, recreational, commercial, industrial, institutional, public and other purposes; and

WHEREAS, The Redevelopment Act of 1956 provides that it is the policy of this state to protect and promote the health, safety, morals, and general welfare of the people of the state, particularly in the communities in which blighted and substandard areas exist, by the elimination and prevention of these blighted and substandard areas, thereby encouraging in these areas through redevelopment the provision of healthful homes, a decent living environment and adequate places for employment; and

WHEREAS, The Redevelopment Act of 1956 provides that the use of eminent domain powers may be used to accomplish the purposes of the Redevelopment Act; and

WHEREAS, The Redevelopment Plan proposes to address blighted and substandard conditions in part through the limited use of eminent domain powers in the event that the properties in question require the removal of restrictions of record which restrict and retard redevelopment and these restrictions of record are not removed through consensual negotiations among the relevant parties; and

WHEREAS, The Rhode Island Home and Business Protection Act of 2008, R.I. Gen. Laws 42-64.12-1 et seq. (the “Protection Act”) places certain limitations on eminent domain takings for purposes of economic development; and

WHEREAS, The Protection Act defines “economic development” as “the mobilization of intellectual, human, capital, physical and natural resources to generate marketable goods and services for purposes including, but not limited to, creating jobs, economic and employment opportunities, tax base and wealth”; and

WHEREAS, The redevelopment activities proposed in the Redevelopment Plan to alleviate blighted and substandard conditions pertaining to the use of eminent domain are principally and primarily intended to alleviate those blighted and substandard conditions; and

WHEREAS, Because the successful redevelopment of the properties in the Project Area pursuant to the Redevelopment Plan (i.e. the elimination of blighted and substandard conditions) would indirectly yield economic development benefits, the Redevelopment Plan may be seen as employing resources that would have the effect of creating economic and other opportunities which foster the generation of marketable goods and services; and

WHEREAS, The City Council recognizes that Redevelopment Agencies have been largely excluded from coverage under the Protection Act, but that, in an excess of caution, it may be argued that the eminent domain proceedings detailed in the Redevelopment Plan may be seen as having a dual purpose of redevelopment (i.e. the elimination of blighted and substandard conditions) and economic development and thus could fall under the purview of the Protection Act; and

WHEREAS, The City Council of the City of Providence hereby makes the following findings, determinations and declarations with regard to the Redevelopment Plan, attached as Exhibit A, and the Protection Act:

1. The Protection Act specifically exempts local redevelopment agencies from the provisions of the act, with the exception of subsection 42-64.12-17(c), which requires the approval of the City Council of any eminent domain proceedings for economic development purposes.

2. The Protection Act recognizes that a permissible use of eminent domain power is eliminating an identifiable public harm and/or correcting conditions adversely affecting public health, safety, morals, or welfare, including, but not limited to, the elimination and prevention of blighted and substandard areas as defined by chapter 45-31, and correcting conditions of environmental contamination that pose a significant risk to the public health.

3. The proposed exercise of eminent domain powers set forth in the Redevelopment Plan are for the purposes of addressing, alleviating, eliminating and preventing blighted and substandard conditions, as more specifically set forth in the Redevelopment Plan.

4. While the use of eminent domain power as set forth in the Redevelopment Plan may have incidental and indirect economic development benefits, such incidental and indirect benefits are recognized under the Redevelopment Act and are consistent with redevelopment activities engaged in under the Redevelopment Act.

5. The City Council concludes that approval of the proposed use of eminent domain power as set forth in the Redevelopment Plan is not required under the Protection Act because the proposed use of the eminent domain power is for purposes of redevelopment (i.e. the elimination of blighted and substandard conditions), not economic development.

6. To the extent approval of the City Council is determined to be required under the Protection Act for the use of such eminent domain power because of the incidental and indirect benefits to economic development which may arise from such eminent domain activity for redevelopment purposes, such approval is deemed given in the context of the Redevelopment Plan by the passage of this Ordinance.

NOW THEREFORE, be it ordained by the City of Providence:

Section 1. The Davol Square Redevelopment Plan, attached as Exhibit A, and incorporated herein by this reference, is adopted and approved as a redevelopment project plan of the City of Providence pursuant to chapters 31-33 of title 45 of the Rhode Island General Laws and the Redevelopment Act of 1956. The boundaries of the Davol Square Redevelopment Project Area are described in the Plan as follows:

The Project Area consists of Assessor's Plat 21, Lots 429, 430, 438, 439, and 440; including the portion of South Street running easterly from Eddy Street. The Project Area is more specifically described in Attachment A to the Davol Square Redevelopment Plan.

The Redevelopment Plan shall be identified as the Davol Square Redevelopment Plan, City of Providence Redevelopment Project Number 40. The Redevelopment Plan is the official redevelopment project plan for the Project Area.

Section 2. Any purchase and extinguishment of the Power Station restrictions as described in the plan or any condemnation of the Power Station restrictions, for anything other than nominal value, shall only be undertaken by the PRA in the event that the PRA has identified a source or sources for the advance or repayment of all costs of such purchase or condemnation, and secured such source(s) in an escrow account established for the purpose of such advance or repayment. Absent identifying and securing a source of such proceeds, the PRA shall not purchase or condemn such Power Station Restrictions. The PRA is hereby authorized to act in a manner described by this section. Any such purchase or extinguishment of the Power Station restrictions for nominal value shall be paid for out of PRA budget funds.

Section 3. The PRA is hereby authorized, if necessary, to acquire certain interests in real property in the Redevelopment Project Area in order to effectuate the redevelopment of the Redevelopment Area in accordance with this plan. In the event some form of acquisition by the PRA proves necessary, the preferred method of acquisition is through a consensual negotiated purchase. However, the PRA is authorized to secure this interest through eminent domain, if necessary, in accordance with RIGL § 45-31 through 33. No property or interest therein not identified in this Redevelopment Plan as subject to acquisition by eminent domain may be taken by eminent domain by the PRA unless the City Council shall amend this Redevelopment Plan to specifically designate additional property that may be subject to taking by eminent domain.

Section 4. This Ordinance shall take effect upon passage.

Read and Passed the Second Time, on Motion of COUNCILMAN YURDIN, Seconded by COUNCILMAN CORREIA, by the Following Roll Call Vote:

RESULT:	READ/PASSED SECOND TIME [UNANIMOUS]
MOVER:	Seth Yurdin, Councilman
SECONDER:	Michael J Correia, Councilman
AYES:	Solomon, Aponte, Castillo, Correia, Hassett, Igliazzi, Jackson, Jennings, Matos, Principe, Salvatore, Sanchez, Yurdin, Zurier – 13.
ABSENT:	Narducci – 2.

The Motion for Passage the Second Time is Sustained.

COUNCILMAN SALVATORE, COUNCILMAN NARDUCCI

An Ordinance Amending Chapter 23, Streets, Sidewalks, and Public Places,” Article I, “In General,” Section 23-24, “Obstruction of Public Right-of-Way.”

WHEREAS, The City of Providence seeks to provide for safe travel along public streets, sidewalks, and highways; and

WHEREAS, Objects placed upon public streets, sidewalks, and highways may impede safe travel, causing injury or accidents; and

WHEREAS, Makeshift roadside memorials placed to commemorate people killed on a public street, sidewalk, or highway have become a common expression of mourning by friends and family of the deceased, and have therefore proliferated throughout the city; and

WHEREAS, Roadside memorials often contain materials such as glass, candles, and flammable items which, unattended, can be hazardous and cause accidents or injury; and:

WHEREAS, Such roadside memorials may block traffic, obscure views, or create distractions for motorists; and

WHEREAS, These types of memorials may be placed in a location which is dangerous for pedestrians or others visiting such a memorial.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PROVIDENCE that:

SECTION 1. The Code of Ordinances of the City of Providence, Chapter 23, entitled, "Streets, Sidewalks, and Public Places," Article I, "In General," Section 23-24, "Obstruction of Public Right-of-Way," is hereby amended as follows:

Sec. 23-24. - Obstruction of Public Right-of-Way.

No person shall in any manner obstruct the public right-of-way, except for legally parked or standing motor vehicles or upon the filing of a petition and a finding by the director of public works that the proposed obstruction does not unduly hinder the free-flow of pedestrian and vehicular traffic. The director is authorized to order the removal of any obstructions, including roadside memorials. "Roadside memorials" are defined as materials placed as a tribute to commemorate a person who died in a tragic event on a public street, sidewalk, or right-of-way. The department of police may at any time, or upon request, remove any roadside memorial that partially or wholly obstructs a public right-of-way, encroaches on private property, and/or creates a public safety concern.

The director is authorized to promulgate regulations to effect the intent hereof.

SECTION 2. This Ordinance shall take effect upon passage.

Read and Passed the Second Time, on Motion of COUNCILMAN YURDIN , Seconded by COUNCILMAN JENNINGS, by the Following Roll Call Vote:

RESULT:	READ/PASSED SECOND TIME [10 TO 2]
MOVER:	Seth Yurdin, Councilman
SECONDER:	Wilbur W. Jennings, Councilman
AYES:	Solomon, Castillo, Correia, Hassett, Iglizzi, Jennings, Principe, Salvatore, Yurdin, Zurier – 10.
NAYS:	Aponte, Jackson – 2.
ABSTAIN:	Matos, Sanchez – 2.
ABSENT:	Narducci – 1.

The Motion for Passage the Second Time is Sustained.

COUNCIL PRESIDENT SOLOMON

An Ordinance in Amendment of Chapter 16, Article III of the Code of Ordinances,
Entitled: "Noise Control, As Amended."

SECTION 1. Chapter 16, Article III is hereby amended as follows:

Sec. 16-91. - Declaration of policy and scope.

- (1) It is hereby declared to be the policy of the city to prohibit unnecessary, excessive, and offensive noise from all sources subject to its police power for the sole purpose of securing and promoting the public health, comfort, safety, and welfare of the citizenry. While recognizing that the use of sound is protected by the constitutional rights of freedom of speech and assembly, unnecessary, excessive, and offensive noises threatens the correlative constitutional rights of the citizens of the community to privacy and freedom from public nuisance and is detrimental to the health, comfort, safety, and welfare of the citizenry. It is with all due consideration of these competing interests that the city council herein regulates the time, place, and manner of the use of sound.
- (2) This article shall apply to the control of all noise originating within the limits of the city or originating from properties lying outside of the limits of the city, owned or controlled by the city, except where either:
 - a. A state or federal agency has adopted a different standard or rule than that prescribed in this article which standard or rule preempts the regulation of noise from a particular source as to render this article inapplicable thereto; or
 - b. The city council has determined, by reason of public acceptance of the activity producing a particular noise, such noise is deemed acceptable to the residents of the city.

Sec. 16-92. - Definitions.

Unless the context clearly indicates otherwise, the words and phrases used in this article shall have the following meanings:

- (1) *Ambient noise*: The all-encompassing noise associated with a given environment, being a composite of sounds from many sources, near and far. For the purpose of this article, ambient noise level is the average decibel level over five (5) minutes excluding random or intermittent noises and the alleged offensive noise at the location and time of day at which a comparison with an alleged offensive noise is to be made.
- (2) *Decibels (dBA)*: The decibel is a unit of measure of sound (noise) level relative to a standard reference sound on a logarithmic scale. The decibel level of a given sound is determined as twenty (20) times the logarithm to the base 10 of the ratio of the pressure in micronewtons per square meter of the sound being measured to the standard reference sound pressure of twenty (20) micronewtons per square meter (0.0002 microbar). Decibels shall be measured on the A-weighted scale of a sound level meter properly calibrated to comply with the provisions of the American National Standards Institute, "Specifications for Sound Level Meters (ANSI S1.4 1971)."
- (3) *Motor vehicles*: Shall include, but not be limited to, automobiles, trucks, SUVs, vans, buses, motorcycles, mini-bikes, scooters, and go-carts.
- (4) *Person*: A person means any individual, including the owner of premises or tenant of premises, operator of a vehicle, firm, association, partnership, joint venture, corporation, or any entity, public or private in nature.
- (5) *Receiving land use*: The use or occupancy of the property, or the actual real property, which receives the transmission of sound.
- (6) *Sound amplifying equipment*: Any machine or device for the amplification of the human voice, music, or any other sound. "Sound amplifying equipment" shall not include standard motor vehicle radios when used and heard only by the occupants of the vehicle in which the motor vehicle radio is installed. "Sound amplifying equipment" shall not include warning devices on any motor vehicle used only for traffic safety purposes.
- (7) *Unnecessary, excessive, or offensive noise*: Any sound or noise conflicting with the criteria, standards, or levels set forth in this article for permissible noises. In the absence of specific maximum noise levels, a noise level which exceeds the ambient noise level by ten (10) dBA or more, when measured at or within the real property boundary of a receiving land use or, in the case of multiple-family residential buildings, when measured anywhere in one dwelling unit with respect to a noise emanating from another dwelling unit or from common space in the same building, or noise audible to a person of reasonably sensitive hearing at a distance of two hundred (200) feet from its source, shall be deemed a prima facie violation of this article.

Sec. 16-93. - Unnecessary, excessive or offensive noise prohibited.

- (1) Except as permitted, it shall be unlawful for any person to make, continue, permit or cause to be made or continued any unnecessary, excessive, or offensive noise as defined in this article. Unnecessary, excessive, or offensive noise shall include but not be limited to sound that exceeds the permissible standards provided in sub-section (3) of this provision when measured at or within the real property boundary of a receiving land use or noise audible to a person of reasonably sensitive hearing at a distance of two hundred (200) feet from its source.
- (2) For any violation of this provision, the receiving land use involved may include real property contiguous to, or bounding the real property containing the source of the sound.
- (3) With the exception of sound levels or standards specifically authorized or prohibited in this article, the following are the maximum permissible sound levels allowed at or within the real property boundary of a receiving land use or two hundred (200) feet from its source:

Sounds Levels by Receiving Land Use

<u>Zoning District</u>	<u>Time</u>	<u>Sound Limit dBA</u>
Residential	7:00 a.m. to 9:59 p.m. 10:00 p.m. to 6:59 a.m.	65 dBA 55 dBA
Downtown	2:00 a.m. to 7:00a.m. All other times	55 dBA 75 dBA
Commercial/Industrial	2:00 a.m. to 7:00 a.m. All other times	55 dBA 75 dBA
Open Spaces	2:00 a.m. to 7:00 a.m. All other times	55 dBA 75 dBA
Waterfront	2:00 a.m. to 7:00 a.m.	55 dBA

Sec. 16-94. - Hawkers and peddlers, shouting.

- (1) It shall be unlawful for any person within the city to sell anything by outcry within any area of the city zoned for residential uses. The provisions of this section shall not be construed to prohibit the selling by outcry of merchandise, food, and beverages at licensed sporting events, parades, fairs, circuses, or other similar licensed public entertainment events.
- (2) No person shall yell, laugh, hoot, holler, scream, sing, or otherwise amplify their vocals in a residential zone of the city between the hours of 10:00 p.m. and 7:00 a.m. at such a volume that it is plainly audible at a distance of one hundred (100) feet from its source for a duration of longer than ten (10) seconds. However, nothing in this provision or this article shall apply to vocalization or the emission of sound for the purpose of alerting persons to the existence of an emergency.

Sec. 16-95. - Disorderly house.

- (1) No person shall keep a disorderly house or place of public resort whereby the peace, comfort, or decency of a neighbor is habitually disturbed, or being the owner of, or in control of such premises, intentionally permit them to be so used.
- (2) For purposes of this provision, a disorderly house is defined as a residence or dwelling in which two or more noise violations resulting in a conviction or convictions in the municipal court have occurred within a three (3) year period.
- (3) Notice of noise violation convictions shall be mailed to any property owner on the city property tax assessment records to advise the property owner(s) that any subsequent such violation(s) within three (3) years on the same premises shall result in liability of the property owner for any and all penalties associated with such intervention.
- (4) The owner of such residence or dwelling may assert as a defense reasonable efforts to take action against the perpetrators of the violation of this article, including the initiation of eviction proceedings pursuant to Rhode Island General Laws.

Sec. 16-96. - Schools, hospitals and churches.

It shall be unlawful for any person to create any unnecessary, excessive or offensive noise, as defined herein, on any street, sidewalk, or public place adjacent to any school, institution of learning, hospital or church while the same is in use, provided conspicuous signs are displayed in such street, sidewalk, or public places indicating the presence of a school, hospital or church. For purposes of this provision, unnecessary, excessive or offensive noise shall include but not be limited to sound that exceeds sixty-five (65) decibels (dBA) measured at the property boundary of the school, institution of learning, hospital or church or when the same is audible to a person of reasonably sensitive hearing at a distance of two hundred (200) feet from its source.

Sec. 16-97. - Machinery, equipment, fans, air conditioning, leaf-blowers.

It shall be unlawful for any person to operate any machinery, equipment, pump, fan, air conditioning apparatus, leaf-blowing equipment, or similar mechanical device in any residential zone of the city so as to exceed fifty-five (55) dBA between the hours of 8:00 p.m. and 7:00 a.m. or so as to exceed sixty-five (65) dBA between the hours of 7:00 a.m. and 8:00 p.m. measured at or within the real property boundary of a receiving land use, or at any hour when the same is audible to a person of reasonably sensitive hearing at a distance of two hundred (200) feet from its source.

Sec. 16-98. - Construction and repairs.

It shall be unlawful for any person to operate equipment or perform any construction or repair work on buildings, structures, or projects or to operate any pile driver, power shovel, pneumatic hammer, derrick, power hoist, or any other construction type device between the hours of 8:00 p.m. and 7:00 a.m. so as to create unnecessary, excessive or offensive noise as defined herein, unless beforehand a special permit therefor has been duly obtained from the director of public works. For purposes of this provision, unnecessary, excessive or offensive noise shall include but not be limited to sound that exceeds sixty-five (65) decibels (dBA) or

when the same is audible to a person of reasonably sensitive hearing at a distance of two hundred (200) feet from its source. No special permit shall be required to perform emergency work, defined as work necessary to restore property to a safe condition following a public calamity or work required to protect persons or property from an imminent exposure to danger or work by private or public utilities when restoring utility service.

Sec. 16-99. - Motor vehicles.

No person shall remove or render inoperative, or cause to be removed or rendered inoperative, other than for purposes of maintenance, repair, or replacement, any muffler or sound dissipative device on any motor vehicle.

It shall be unlawful for any person to repair, rebuild, or test any motor vehicle in any residential zone of the city between the hours of 8:00 p.m. and 7:00 a.m. so as to create unnecessary, excessive or offensive noise, which shall include but is not limited to sound that exceeds fifty-five (55) decibels (dBA) measured at or within the real property boundary of a receiving land use or when the same is audible to a person of reasonably sensitive hearing at a distance of two hundred (200) feet from its source.

Sec. 16-105. - Amplified sound-Regulations.

The commercial and noncommercial use of sound amplifying equipment shall conform to the regulations set forth in Sec. 16-93(3), and be subject to the following regulations:

- (1) The volume of sound shall be controlled so that it will not be audible for a distance in excess of two hundred (200) feet from its source, except as provided herein.
- (2) No sound amplifying equipment shall be operated so as to exceed seventy-five (75) decibels, except as provided herein.
- (3) In order to use sound amplifying equipment outside of the regulations provided herein, the prospective user of sound amplifying equipment shall file a registration statement with the police department not less than five (5) days prior to the date on which the sound amplifying equipment is intended to be used. Each registration statement shall contain: (1) the name, address, and telephone number of the user of the sound amplifying equipment; (2) the date, time, and place of the intended use of the sound amplifying equipment; (3) a general description of the sound amplifying equipment which is to be used; (4) the maximum sound producing power of the sound amplifying equipment, including the wattage to be used, the volume in decibels of sound which will be produced, and the approximate distance for which sound will be audible from the sound amplifying equipment; (5) the license plate number and registration of a sound truck if one is to be used; and (6) whether the sound amplifying equipment will be used for commercial purposes. If the use of the sound amplifying equipment is for commercial purposes, a fee in the amount of ten dollars (\$10.00) per day of use shall be paid to the city at the time of filing the registration statement. The police department shall, within forty-eight (48) hours of the filing of the registration statement, return to the applicant an approved certified copy of the registration statement unless it finds that, in the opinion of the chief of police, the use of the sound amplifying equipment would constitute a detriment to public safety and welfare. In the event of disapproval,

the chief of police shall endorse the registration statement with the specific reasons for disapproval. Any person aggrieved by disapproval of a registration statement may appeal within five (5) days to the commissioner of public safety.

Sec. 16-106. - Violations-Penalty.

Any person found guilty of violating, disobeying, neglecting, or refusing to comply with the provisions of this article, shall upon conviction be punished by a fine of not more than five hundred dollars (\$500.00), for any one offense, except that any person electing to appear before the clerk of municipal court and admitting the violation charged, or in lieu of personally appearing before the clerk of the court, electing to admit the violation by mail to the clerk of court, shall be punished by a fine of two hundred dollars (\$200.00). Provided, however, that for a second violation and any subsequent violation a person electing to appear before the clerk of the municipal court and admitting the violation charged or, in lieu of personally appearing before the clerk of the court, electing to admit the violation by mail to the clerk of court shall be punished by a fine of three hundred dollars (\$300.00).

Sec. 16-107. - Violations-Public nuisance; injunctions.

Any violation of any provision of this shall be deemed, and is declared to be, a public nuisance and may be subject to abatement summarily by a restraining order or injunction issued by a court of competent jurisdiction.

Sec. 16-109. - Complaints.

Any person, including a police officer, may be a complainant for the purpose of instituting action for any violation of this article.

SECTION 2. This ordinance shall take effect upon passage.

Read and Passed the Second Time, on Motion of COUNCILMAN YURDIN , Seconded by COUNCILMAN JENNINGS, by the Following Roll Call Vote:

RESULT:	READ/PASSED SECOND TIME [9 TO 3]
MOVER:	Seth Yurdin, Councilman
SECONDER:	Wilbur W. Jennings, Councilman
AYES:	Solomon, Correia, Hassett, Jennings, Matos, Principe, Salvatore, Yurdin, Zurier – 9.
NAYS:	Aponte, Jackson, Sanchez – 3.
ABSTAIN:	Castillo, Iglioizzi -2.
ABSENT:	Narducci -1.

The Motion for Passage the Second Time is Sustained.

PRESENTATION OF ORDINANCES

COUNCIL PRESIDENT SOLOMON, (By Request):

An Ordinance Establishing a Tax Exemption and Stabilization Plan for Prospect CharterCARE, LLC and its Affiliates in the City of Providence.

COUNCIL PRESIDENT SOLOMON Refers the Ordinance to the Special Committee on Ways and Means.

RESULT:	REFERRED
TO:	Special Committee on Ways and Means

COUNCILMAN PRINCIPE, COUNCILMAN CORREIA, COUNCIL PRESIDENT SOLOMON, COUNCILMAN APONTE, COUNCILWOMAN CASTILLO, COUNCILMAN HASSETT, COUNCILMAN IGLIOZZI, COUNCILMAN JACKSON, COUNCILMAN JENNINGS, COUNCILWOMAN MATOS, COUNCILMAN NARDUCCI, COUNCILMAN SALVATORE, COUNCILMAN SANCHEZ, COUNCILMAN YURDIN, COUNCILMAN ZURIER

An Ordinance in Amendment of Chapter 23, "Streets, Sidewalks and Public Places," Section 23-13, "Removal of Snow-Required"

COUNCIL PRESIDENT SOLOMON Refers the Ordinance to the Committee on Ordinances.

RESULT:	REFERRED
TO:	Committee on Ordinances

PRESENTATION OF RESOLUTIONS

COUNCIL PRESIDENT SOLOMON, (By Request):

Resolution Endorsing and Urging Passage by the General Assembly of House Bill 2014-H 7593 and Senate Bill 2014-S 2034, A Joint Resolution to Approve and Publish and Submit to the Electors a Proposition of Amendment to the Constitution of the State (Ethics Commission).

WHEREAS, The influence of special interests are increasingly providing opportunities for conflict of interest thereby corrupting the process of transparent and accountable governance; and

WHEREAS, Current RI Code of Ethics legislation is intended to prevent conflict of interest and promote transparency and accountability in the course of elected and appointed public officials performing their public duties without condition; and

WHEREAS, The City of Providence supports the RI Code of Ethics and the RI Ethics Commission; and

WHEREAS, All elected and appointed officials in the State of Rhode Island including the City of Providence are required to comply with the RI Code of Ethics; and

WHEREAS, All elected and appointed officials in the State of Rhode Island including the City of Providence, with the single exception of the RI General Assembly, fall under the jurisdiction of the RI Ethics Commission for adjudication for non-compliance or violation of RI Code of Ethics; and

WHEREAS, The current proposal for a Referendum to amend RI Code of Ethics legislation would , as it did prior to the Irons Ruling by the RI Supreme Court, again include the RI General Assembly under the jurisdiction of the RI Ethics Commission for adjudication for non-compliance or violation of the RI Code of Ethics; and

WHEREAS, This proposed amendment would enhance/complete the original intent of this statute which is to prevent conflict of interest in the course of elected and appointed public officials performing their public duties without condition; and

WHEREAS, It would consequently contribute toward the improvement of a more transparent and accountable government for both the City of Providence and the State of Rhode Island; be it therefore.

NOW, THEREFORE, BE IT RESOLVED, that the Providence City Council expresses its support of the substance, intent and spirit of the proposed Referendum to put before the voters a Constitutional amendment to include the RI General Assembly under the jurisdiction of the RI Ethics Commission for adjudication for non-compliance or violation of the RI Code of Ethics as presented in the Joint Resolutions S-2034 and H-7593, and cause a copy of this resolution to be mailed to Governor Chafee, Senate President M. Teresa Paiva Weed, Speaker of the House Gordon Fox, and Senators Gayle L. Goldin, Maryellen Goodwin, Frank A. Ciccone, Paul V. Jabour, Harold M. Metts, and Representatives Thomas A. Palangio, Christopher R. Blazejewski, Edith H. Ajello, John J. DeSimone, Raymond A. Hull, Maria E. Cimini, Michael A. Tarro, Scott Slater, Leo Medina, John Carnevale, Grace Diaz, Anastasia P. Williams.

Read and Passed, on Motion of COUNCILMAN YURDIN, Seconded by COUNCILMAN JENNINGS.

RESULT:	READ AND PASSED [UNANIMOUS]
MOVER:	Seth Yurdin, Councilman
SECONDER:	Wilbur W. Jennings, Councilman
AYES:	Solomon, Aponte, Castillo, Correia, Hassett, Iglizzi, Jackson, Jennings, Matos, Principe, Salvatore, Sanchez, Yurdin, Zurier – 14.
ABSENT:	Narducci – 1.

The Motion for Passage is Sustained.

COUNCIL PRESIDENT SOLOMON, (By Request):

Resolution Authorizing Approval of the following Change Order contract award by the Board of Contract and Supply, in accordance with Section 21-26 of the Code of Ordinances.

Raytheon	\$100,000.00
(Emergency Management)	

COUNCIL PRESIDENT SOLOMON, (By Request):

Resolution Authorizing Approval of the following Piggybacking of an award contract by the Board of Contract and Supply, in accordance with Section 21-26 of the Code of Ordinances.

School Specialty, Inc.	\$300,000.00
(School Department)	

COUNCIL PRESIDENT SOLOMON, (By Request):

Resolution Authorizing Approval of the following Change Order contract award by the Board of Contract and Supply, in accordance with Section 21-26 of the Code of Ordinances.

BETA Group \$125,000.00
(Department of Public Works)

COUNCILMAN YURDIN Moves to Dispense with the Reading of the foregoing matters, Seconded by COUNCILMAN JENNINGS.

COUNCIL PRESIDENT SOLOMON Refers the Several Resolutions to the Special Committee on Ways and Means.

RESULT:	REFERRED	Next: 3/25/2014 6:00 PM
TO:	Special Committee on Ways and Means	

COUNCILMAN CORREIA

Resolution Requesting the Acting Director of Public Works to recycle street sweeping sand on city streets to be reused in 2014-2015 Winter Season.

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

RESULT:	REFERRED	Next: 4/8/2014 5:30 PM
TO:	Committee on Public Works	

COUNCILMAN CORREIA

Resolution Requesting the Acting Director of Public Works to cause the Clean and Lien of the property located at 116 Hendrick Street.

RESOLVED, That the Acting Director of Public Works is requested to cause the Clean and Lien of the property located at 116 Hendrick Street.

COUNCILMAN CORREIA

Resolution Requesting the Acting Director of Public Works to cause the Clean and Lien of the property located at 238 Amherst Street.

RESOLVED, That the Acting Director of Public Works is requested to cause the Clean and Lien of the property located at 238 Amherst Street.

COUNCILMAN CORREIA

Resolution Requesting the Acting Director of Public Works to cause the Clean and Lien of the property located at 35 Erastus Street.

RESOLVED, That the Acting Director of Public Works is requested to cause the Clean and Lien of the property located at 35 Erastus Street.

COUNCILMAN CORREIA

Resolution Requesting the Acting Director of Public Works to cause the repair of the roadway located in front of 92 Hendrick Street.

RESOLVED, That the Acting Director of Public Works is requested to cause the repair of the roadway located in front of 92 Hendrick Street.

COUNCILMAN CORREIA

Resolution Requesting the Acting Director of Public Works to cause the repair and/or replacement of the damaged guardrail located in front of 1446 Chalkstone Avenue.

RESOLVED, That the Acting Director of Public Works is requested to cause the repair and/or replacement of the damaged guardrail located in front of 1446 Chalkstone Avenue.

COUNCILMAN CORREIA

Resolution Requesting the Acting Director of Public Works to cause the repair and/or replacement of the damaged guardrail located in front of 1604 Chalkstone Avenue.

RESOLVED, That the Acting Director of Public Works is requested to cause the repair and/or replacement of the damaged guardrail located in front of 1604 Chalkstone Avenue.

COUNCILMAN CORREIA

Resolution Requesting the Acting Director of Public Works to cause the removal of all bulk items and trash from sidewalks located throughout Ward 6.

RESOLVED, That the Acting Director of Public Works is requested to cause the removal of all bulk items and trash from sidewalks located throughout Ward 6.

COUNCILMAN YURDIN Moves to Dispense with the Reading of the foregoing matters and Moves Passages of the Several Resolutions, Seconded by COUNCILMAN JENNINGS.

RESULT:	PASSED [UNANIMOUS]
MOVER:	Seth Yurdin, Councilman
SECONDER:	Wilbur W. Jennings, Councilman
AYES:	Solomon, Aponte, Castillo, Correia, Hassett, Igliozi, Jackson, Jennings, Matos, Principe, Salvatore, Sanchez, Yurdin, Zurier – 14.
ABSENT:	Narducci – 1.

The Motion for Passage of the Several Resolutions is Sustained.

COUNCILMAN CORREIA

Resolution Requesting the Acting Director of Public Works and the Director of Operations to purchase six (6) Vibco Vibrator Pothole Patcher (Model GR-1600).

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

RESULT:	REFERRED	Next: 4/8/2014 5:30 PM
TO:	Committee on Public Works	

COUNCILMAN CORREIA

Resolution Requesting the Acting Director of Public Works and the Department of Human Resources to post all vacancies in the Department of Public Works.

RESOLVED, That the Acting Director of Public Works and the Department of Human Resources is requested to post all vacancies in the Department of Public Works.

COUNCILMAN CORREIA

Resolution Requesting the Acting Director of Public Works to contact Patch Management of Fairless Hills, Pennsylvania for a demonstration and cost to purchase and/or lease the Pothole Killer.

RESOLVED, That the Acting Director of Public Works is requested to contact Patch Management of Fairless Hills, Pennsylvania for a demonstration and cost to purchase and/or lease the Pothole Killer.

COUNCILMAN CORREIA

Resolution Requesting the Traffic Engineer to cause the replacement of the vandalized Stop Sign located on Linton Street at Academy Avenue.

RESOLVED, That the Traffic Engineer is requested to cause the replacement of the vandalized Stop Sign located on Linton Street at Academy Avenue.

COUNCILMAN YURDIN Moves to Dispense with the Reading of the foregoing matters and Moves Passages of the Several Resolutions, Seconded by COUNCILMAN JENNINGS.

RESULT:	PASSED [UNANIMOUS]
MOVER:	Seth Yurdin, Councilman
SECONDER:	Wilbur W. Jennings, Councilman
AYES:	Solomon, Aponte, Castillo, Correia, Hassett, Igliozi, Jackson, Jennings, Matos, Principe, Salvatore, Sanchez, Yurdin, Zurier – 14.
ABSENT:	Narducci – 1.

The Motion for Passage of the Several Resolutions is Sustained.

COUNCILWOMAN CASTILLO, (By Request):

Resolution Requesting the Tax Assessor to apply the Owner Occupied Rate to the property located on Assessor's Plat 53, Lot 315 (93 Sassafra Street), for the year 2013.

COUNCILMAN HASSETT, (By Request):

Resolution Requesting the Tax Assessor to apply the Owner Occupied Rate to the property located on Assessor's Plat 65, Lot 967 (80 Huron Street), for the year 2013.

COUNCILMAN IGLIOZZI, (By Request):

Resolution Requesting the Tax Assessor to apply the Owner Occupied Rate to the property located on Assessor's Plat 104, Lot 23 (419 Union Avenue), for the year 2013.

COUNCILMAN JACKSON, (By Request):

Resolution Requesting the Tax Assessor to apply the Homestead Exemption to the property located on Assessor's Plat 6, Lot 254 (32 Dana Street), for the year 2012.

RESOLVED, That the Tax Assessor is requested to apply the Homestead Exemption to the property located on Assessor's Plat 6, Lot 254 (32 Dana Street), for the year 2012.

COUNCILMAN YURDIN Moves to Dispense with the Reading of the forgoing matters, Seconded by COUNCILMAN JENNINGS.

COUNCIL PRESIDENT SOLOMON Refers the Several Resolutions to the Special Committee on Ways and Means.

RESULT:	REFERRED	Next: 3/25/2014 6:00 PM
TO:	Special Committee on Ways and Means	

COUNCILMAN JACKSON, COUNCILMAN CORREIA, COUNCIL PRESIDENT SOLOMON, COUNCILMAN APONTE, COUNCILWOMAN CASTILLO, COUNCILMAN HASSETT, COUNCILMAN IGLIOZZI, COUNCILMAN JENNINGS, COUNCILWOMAN MATOS, COUNCILMAN NARDUCCI, COUNCILMAN PRINCIPE, COUNCILMAN SALVATORE, COUNCILMAN SANCHEZ, COUNCILMAN YURDIN, COUNCILMAN ZURIER

Resolution Requesting that all seasonal and summer employment opportunities for the City of Providence be given to residents of the City of Providence.

WHEREAS, Summer will be upon us within four months; and

WHEREAS, Access to jobs is still extremely difficult in the State of Rhode Island; and

WHEREAS, That access to jobs is even greater for the residents of Providence; and

WHEREAS, This access is even greater for minority citizens from Providence.

NOW, THEREFORE, BE IT RESOLVED, That all seasonal and summer employment opportunities for the City of Providence be given to residents of the City of Providence.

Read and Passed, on Motion of COUNCILMAN YURDIN, Seconded by COUNCILMAN JENNINGS.

RESULT:	READ AND PASSED [UNANIMOUS]
MOVER:	Seth Yurdin, Councilman
SECONDER:	Wilbur W. Jennings, Councilman
AYES:	Solomon, Aponte, Castillo, Correia, Hassett, Iglizzi, Jackson, Jennings, Matos, Principe, Salvatore, Sanchez, Yurdin, Zurier – 14.
ABSENT:	Narducci – 1.

The Motion for Passage is Sustained.

COUNCILMAN JACKSON, COUNCILMAN CORREIA

Resolution Requesting the City of Providence pursue through the Master Lease the purchase of 65 police ready vehicles.

COUNCILMAN JACKSON, COUNCILMAN CORREIA

Resolution Requesting that all police vehicles that need to be repaired be returned to the fleet no later than 45 days and no contract be awarded to a company that cannot meet these standards.

COUNCILMAN YURDIN Moves to Dispense with the Reading of the forgoing matters, Seconded by COUNCILMAN JENNINGS.

COUNCIL PRESIDENT SOLOMON Refers the Several Resolutions to the Special Committee on Ways and Means.

RESULT:	REFERRED
TO:	Special Committee on Ways and Means

COUNCILWOMAN MATOS

Resolution Requesting the Traffic Engineer to cause the installation of a "15 Minute Parking" Sign located at 50 Pocasset Avenue.

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

RESULT:	REFERRED	Next: 4/28/2014 5:30 PM
TO:	Committee on Public Works	

COUNCILWOMAN MATOS, (By Request):

Resolution Requesting the Tax Assessor to apply the Owner Occupied Rate to the property located on Assessor's Plat 62, Lot 10 (107 Florence Street), for the year 2013.

COUNCILWOMAN MATOS, (By Request):

Resolution Requesting the Tax Assessor to apply the Owner Occupied Rate to the property located on Assessor's Plat 108, Lot 372 (181 Sterling Avenue), for the year 2013.

COUNCILWOMAN MATOS, (By Request):

Resolution Requesting the Tax Assessor to apply the Owner Occupied Rate to the property located on Assessor's Plat 104, Lot 399 (120 Dora Street), for the year 2013.

**COUNCILMAN YURDIN Moves to Dispense with the Reading of the forgoing matters,
Seconded by COUNCILMAN JENNINGS.**

**COUNCIL PRESIDENT SOLOMON Refers the Several Resolutions to the Special
Committee on Ways and Means.**

RESULT:	REFERRED	Next: 3/25/2014 6:00 PM
TO:	Special Committee on Ways and Means	

COUNCILMAN NARDUCCI

Resolution Requesting the Chief Electrical Inspector to cause the upgrade of the street lighting on Pole Number 1-50 located on Prosper Street.

RESOLVED, That the Chief Electrical Inspector is requested to cause the upgrade of the street lighting on Pole Number 1-50 located on Prosper Street.

Read and Passed, on Motion of COUNCILMAN YURDIN, Seconded by COUNCILMAN JENNINGS.

RESULT:	READ AND PASSED [UNANIMOUS]
MOVER:	Seth Yurdin, Councilman
SECONDER:	Wilbur W. Jennings, Councilman
AYES:	Solomon, Aponte, Castillo, Correia, Hassett, Igliozzi, Jackson, Jennings, Matos, Principe, Salvatore, Sanchez, Yurdin, Zurier – 14.
ABSENT:	Narducci – 1

The Motion for Passage is Sustained.

COUNCILMAN NARDUCCI, (By Request):

Resolution Requesting the Tax Assessor to apply the Homestead Exemption to the property located on Assessor's Plat 77, Lot 343 (39 Batcheller Avenue), for the year 2012 and the Owner Occupied Rate for the year 2013.

COUNCILMAN PRINCIPE, (By Request):

Resolution Requesting the Tax Assessor to apply the Homestead Exemption to the property located on Assessor's Plat 29, Lot 12 (475 West Fountain Street, Unit 1), for the year 2012 and the Owner Occupied Rate for the year 2013.

COUNCILMAN PRINCIPE, (By Request):

Resolution Requesting the Tax Assessor to apply the Owner Occupied Rate to the property located on Assessor's Plat 19, Lot 143 (1 West Exchange Street, Unit 3002), for the year 2013.

COUNCILMAN SANCHEZ, (By Request):

Resolution Requesting the Tax Assessor to apply the Homestead Exemption to the property located on Assessor's Plat 21, Lot 21 (116 Chestnut Street, J1), for the year 2012 and the Owner Occupied Rate for the year 2013.

COUNCILMAN SANCHEZ, (By Request):

Resolution Requesting the Tax Assessor to apply the Owner Occupied Rate to the property located on Assessor's Plat 45, Lot 399 (12 Milk Street), for the year 2013.

COUNCILMAN YURDIN, (By Request):

Resolution Requesting the Tax Assessor to apply the Owner Occupied Rate to the property located on Assessor's Plat 14, Lot 581 (24 East George Street), for the year 2013.

COUNCILMAN ZURIER, (By Request):

Resolution Requesting the Tax Assessor to apply the Homestead Exemption to the property located on Assessor's Plat 39, Lot 434 (410 Angell Street, Unit 2), for the year 2012 and the Owner Occupied Rate for the year 2013.

**COUNCILMAN YURDIN Moves to Dispense with the Reading of the forgoing matters,
Seconded by COUNCILMAN JENNINGS.**

**COUNCIL PRESIDENT SOLOMON Refers the Several Resolutions to the Special
Committee on Ways and Means.**

RESULT:	REFERRED	Next: 3/25/2014 6:00 PM
TO:	Special Committee on Ways and Means	

REPORT(S) FROM COMMITTEE

SPECIAL COMMITTEE ON WAYS AND MEANS COUNCILMAN DAVID SALVATORE, Chairman

**Transmits the Following with Recommendation the Same be Severally
Approved:**

COUNCILMAN NARDUCCI, (By Request):

Resolution Requesting to apply the Owner Occupied Rate to the property located on Assessor's Plat 72, Lot 328 (68 Metcalf Street), for the year 2013.

RESOLVED, That the Tax Assessor is requested to apply the Owner Occupied Rate to the property located on Assessor's Plat 72, Lot 328 (68 Metcalf Street), for the year 2013.

COUNCILMAN YURDIN, (By Request):

Resolution Requesting the Tax Assessor to apply the Homestead Exemption to the property located on Assessor's Plat 18, Lot 8 (555 South Main Street, Unit 323), for the year 2013.

RESOLVED, That the Tax Assessor is requested to apply the Homestead Exemption to the property located on Assessor's Plat 18, Lot 8 (555 South Main Street, Unit 323), for the year 2013.

COUNCILMAN PRINCIPE

Resolution Requesting the Tax Assessor to apply the Owner Occupied Rate to the property located on Assessor's Plat 29, Lot 36 (503 Washington Street), for the year 2013.

RESOLVED, That the Tax Assessor is requested to apply the Owner Occupied Rate to the property located on Assessor's Plat 29, Lot 36 (503 Washington Street), for the year 2013.

COUNCILMAN YURDIN Moves to Dispense with the Reading of the foregoing matters and Moves Passages of the Several Resolutions, Seconded by COUNCILMAN JENNINGS.

RESULT:	PASSED [UNANIMOUS]
MOVER:	Seth Yurdin, Councilman
SECONDER:	Wilbur W. Jennings, Councilman
AYES:	Solomon, Aponte, Castillo, Correia, Hassett, Igliazzi, Jackson, Jennings, Matos, Principe, Salvatore, Sanchez, Yurdin, Zurier – 14.
ABSENT:	Narducci – 1.

The Motion for Passage of the Several Resolutions is Sustained.

COMMUNICATIONS AND REPORTS

Communication from Alan R. Sepe, Director of Operations, dated March 11, 2014, relative to the transfer of Edmond Flynn School, 220 Blackstone Street, to the Providence Redevelopment Agency.

COUNCIL PRESIDENT SOLOMON Refers the Communication to the Committee on City Property.

RESULT:	REFERRED	Next: 4/1/2014 5:30 PM
TO:	Committee on City Property	

Communication from Lawrence J. Mancini, Finance Director, Dated March 12, 2014, submitting the Actuarial Valuation and Review as of July 1, 2013 of the Employees' Retirement System of the City of Providence, as prepared by our actuarial firm, Segal Consulting.

COUNCIL PRESIDENT SOLOMON Receives the foregoing Communication.

RESULT: RECEIVED

Communication from Lawrence J. Mancini, Finance Director, submitting the Comprehensive Annual Financial Report for Fiscal Year Ending June 30, 2013.

COUNCIL PRESIDENT SOLOMON Receives the foregoing Communication.

RESULT: RECEIVED

Communication from Emily Koo, Policy Associate, Office of the Mayor, dated March 14, 2014, submitting the 2014 Progress Report on Accountability & Transparency.

COUNCIL PRESIDENT SOLOMON Receives the foregoing Communication.

RESULT: RECEIVED

FROM THE CLERK'S DESK

Petitions for Compensation for Injuries and Damages, viz:

Amanda Crugnale
Aref Shehadeh
Jack Chan
William F. Connors
Jamie Hull
Erinn Plumb
Randall and Laurie Harris
Heidi B. Naughton
Erin R. Venditti
Joshua Lunetta
Mona Lisa
Kathleen Morrill
Kristen M. Farrell
Christine S. Visconti
Gabriel Wuebben
Penny C. Federici
Somayra Rivera
J. Louis Nielsen
Evin Rivard
Nationwide Property & Casualty
Insurance Co. A/s/o Daniel Zussman
Juliet McClain
John T. Wilmot
Giana Perdikakis
Gianna M. Mooney
Bethann Allcock
Steve Morse
(Christopher M. Young, Esquire)
Mike Taraian
Nicholas Politelli
Michael J. Friedman
David Phillips
Timothy Murphy
Juliette R. Risica
Lawrence Benton
(Ronald J. Creamer, Esquire)
Joseph Brady
Tracie M. Accinno
Kevin Ricci
Marisa Podbros

Kristen Brusse
Nathan J. Hickney
John S. Foley
James J. Poniatoski
William G. Dawless
Xiao Chi Zhang
Kathleen Bertone
John J. McCarthy
Laurie Burk
Jennifer Aldana
Elizabeth Bullard
Victoria E. Ellis
Fredy A. Huezo
Kaitlin E. High
Joe Simone
Lisa Centore
Sam Wagstaff
Lee Jaspers
Karen Hughes
Davina B. Jones
Sonia M. Genesse
Iris Deleon
Savath Khiv
Timothy O'Grady
Richard Long
Kelsey Moore
James Levanos
Nicholas Ferreira
Nickolas Abrantes
James E. Frutchey
Stefanie Wortman
Mark D. Petit
City of Pawtucket-Fire Department
Steven R. Falvo
A. Rita Peter-Faherty
David Michel
Tiffany Marie Ghazal
Donna L. Caisse
Megan Connor
Susan W. Rodrigues

COUNCIL PRESIDENT SOLOMON Refers the Several Petitions to the Committee on Claims and Pending Suits.

RESULT:	REFERRED
TO:	Committee on Claims and Pending Suits

**PRESENTATION OF RESOLUTIONS
"IN CONGRATULATIONS"**

**COUNCIL PRESIDENT SOLOMON, COUNCIL PRESIDENT SOLOMON AND
MEMBERS OF THE CITY COUNCIL**

Resolution Extending Congratulations

RESOLVED, That the Members of the City Council hereby extend their Sincere Congratulations to the following:

Dustin Carter, in recognition of the celebration of his 16th Birthday.

Ana and Isidro Deleon, in recognition of the celebration of their 25th Wedding Anniversary on February 28, 2014.

Daniel Smith, in recognition of the celebration of being selected to the A team of the AAU.

Michael Matraccia, in recognition of being honored by Accessible Rhode Island as their "2014 Person of the Year" for his tireless work and service on disability issues throughout the state as he continues his own struggle with Multiple Sclerosis.

Dion J. Baker, in recognition of the completion of his one year reign as Mr. Gay Rhode Island, and his commitment, dedication and advocacy to the LGBT Community.

Justuss Starr, in recognition of the completion of her one year reign as Miss Gay Rhode Island.

Alicia Ellery, in recognition of the completion of her one year reign as Ms. Lesbian Rhode Island.

Severally Read and Collectively Passed, on Motion of COUNCILMAN YURDIN, Seconded by COUNCILMAN JENNINGS.

The motion of Passage is Sustained.

RESULT:	READ AND PASSED [UNANIMOUS]
MOVER:	Seth Yurdin, Councilman
SECONDER:	Wilbur W. Jennings, Councilman
AYES:	Solomon, Aponte, Castillo, Correia, Hassett, Igliozi, Jackson, Jennings, Matos, Principe, Salvatore, Sanchez, Yurdin, Zurier – 14.
ABSENT:	Narducci – 1.

The Motion for Passage is Sustained.

PRESENTATION OF RESOLUTIONS "IN MEMORIAM"

Resolution Extending Sympathy

RESOLVED, That the Members of the City Council hereby extend their Sincere Sympathy to the families of the following:

Robert J. Audet, Sr.

Lillian Cardullo

Maureen H. Gagnon

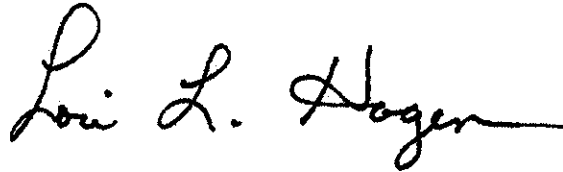
Severally Read and Collectively Passed, by a Unanimous Rising Vote, on Motion of COUNCILMAN YURDIN, Seconded by COUNCILMAN JENNINGS.

RESULT:	READ AND PASSED [UNANIMOUS]
MOVER:	Seth Yurdin, Councilman
SECONDER:	Wilbur W. Jennings, Councilman
AYES:	Solomon, Aponte, Castillo, Correia, Hassett, Igliozi, Jackson, Jennings, Matos, Principe, Salvatore, Sanchez, Yurdin, Zurier
ABSENT:	Narducci

The Motion for Passage is Sustained.

CONVENTION

There being no further business, on Motion of **COUNCILMAN YURDIN**, Seconded by **COUNCILMAN JENNINGS**, it is voted to adjourn at 7:25 o'clock P.M., to meet again **UPON THE RISE OF THE 7:00 O'CLOCK REGULAR CITY COUNCIL MEETING**

A handwritten signature in black ink, reading "Lori L. Hagen". The signature is fluid and cursive, with a long horizontal stroke at the end.

LORI L. HAGEN
SECOND DEPUTY CITY CLERK

**This meeting was recorded and the video may be viewed on demand via the internet.
Please visit the City Clerk web site or contact us directly for details.**

