

CITY OF PROVIDENCE
RHODE ISLAND



CITY COUNCIL

JOURNAL OF PROCEEDINGS

No. 39 City Council Regular Meeting, Thursday, June 7, 1984, 8:00 P.M. (E.D.T.)

IN CITY COUNCIL
JUN 21 1984

PRESIDING

APPROVED:

Richard Mendonca CLERK

COUNCIL PRESIDENT PRO TEMPORE

LOUIS R. STRAVATO

ROLL CALL

Present: Council President Pro Tempore Stravato and Councilmen Annaldo, Cola, Dillon, Councilwoman DiRuzzo, Councilman Easton, Councilwoman Fagnoli, Councilmen Glavin, O'Connor, Petrosinelli and Pitts-11.

Absent: Council President Paolino, Councilwoman Brassil, Councilmen Farmer and Griffin-4.

INVOCATION

The Invocation is given by COUNCILMAN HERMAN C. PITTS.

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

COUNCILMAN THOMAS F. O'CONNOR, 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.

APPROVAL OF RECORD

The Journal of Proceedings No. 38 of the Regular Meeting of the City Council held Thursday, May 17, 1984 and Posted June 5, 1984, on that Bulletin Board located on the Ground Floor Level of City Hall, is Approved as Printed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI.

APPOINTMENTS BY HIS HONOR THE MAYOR

Communication, dated May 29, 1984, informing the Honorable City Council that pursuant to Section 1104(a) of the Providence Home Rule Charter, He is this day appointing Mr. Phillip F. Addison, Jr., 131 Camp Street, Providence, RI to the Providence Civic Center Authority for a term of three years. Mr. Addison replaces Mr. Charles Newton whose term expired May 1, 1984.

May 29, 1984

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

Dear Honorable Members:

This is to advise you that pursuant to Section 1104(a) of the Providence Home Rule Charter, I am this day appointing Mr. Phillip F. Addison, Jr. of 131 Camp Street, Providence, Rhode Island to the Providence Civic Center Authority for a term of three years. Mr. Addison replaces Mr. Charles Newton whose term has expired.

Respectfully,

JOSEPH R. PAOLINO, JR.
Mayor of Providence

Received.

Communication, dated May 29, 1984, informing the Honorable City Council that pursuant to Section 1104(a) of the Providence Home Rule Charter, He is this day appointing Mr. Anthony A. Giannini, Jr., 281 Jastram Street, Providence, RI to the Providence Civic Center Authority for a

term of three years. Mr. Giannini replaces Mr. Donald Dwares whose term expired May 1, 1984.

May 29, 1984

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

Dear Honorable Members:

This is to advise you that pursuant to Section 1104(a) of the Providence Home Rule Charter, I am this day appointing Mr. Anthony A. Giannini of 281 Jastram Street, Providence, Rhode Island to the Providence Civic Center Authority for a term of three years. Mr. Giannini replaces Mr. Donald Dwares whose term has expired.

Respectfully,

JOSEPH R. PAOLINO, JR.
Mayor of Providence

Received.

Communication, dated May 29, 1984, informing the Honorable City Council that pursuant to Section 1104(a) of the Providence Home Rule Charter, He is this day appointing Mr. Jay S. Goodman 15 President Avenue, Providence, RI to the Providence Civic Center Authority for a term of three years. Mr. Goodman replaces Mr. Santi Campanella whose term expired May 1, 1984.

May 29, 1984

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

Dear Honorable Members:

This is to advise you that pursuant to Section 1104(a) of the Providence Home Rule Charter, I am this day appointing Mr. Jay S. Goodman of 15 President Avenue, Providence, Rhode Island to

the Providence Civic Center Authority for a term of three years. Mr. Goodman replaces Mr. Santi Campanella whose term has expired.

Respectfully,

JOSEPH R. PAOLINO, JR.
Mayor of Providence

Received.

PRESENTATION OF ORDINANCES

COUNCILWOMAN DiRUZZO, COUNCIL PRESIDENT PRO TEMPORE STRAVATO, COUNCILMAN PETROSINELLI, COUNCILMAN DILLON and COUNCILMAN O'CONNOR:

An Ordinance in Amendment of Article III of Chapter 15 of the Code of Ordinances of the City of Providence.

Read and Passed the First Time, and Referred to the Committee on Ordinances, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI, by the following Roll Call Vote:

Ayes: Council President Pro Tempore Stravato, Councilmen Annaldo, Cola, Councilwoman DiRuzzo, Councilman Easton, Councilwoman Fargnoli, Councilmen Glavin, O'Connor, Petrosinelli and Pitts—10.

Absent: Council President Paolino, Councilwoman Brassil Councilmen Dillon Farmer and Griffin—5.

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

COUNCILMAN EASTON:

An Ordinance in Amendment of and in Addition to Section 14-1 of the Ordinances of the City of Providence, entitled: "Closing hours; license fees, regulations for commercial establishments."

Referred to the Committee on Ordinances, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI.

The motion to Refer is Sustained.

COUNCILMAN GLAVIN, COUNCILMAN

DILLON and COUNCILWOMAN FARGNOLI (By Request):

An Ordinance Amending the Appropriation Ordinance Chapter 1983-30 approved July 10, 1983, by Transferring the Sum of Sixty Thousand Dollars (\$60,000.00) from the Law Department Claims Account (1-001-05-331) to the Workers Compensation Account (1-013-17) as Amended.

An Ordinance Amending the Appropriation Ordinance Chapter 1983-30 approved July 10, 1983, by Transferring the Sum of Forty-Four Thousand Three Hundred Fifty Dollars (\$44,350.00) from the Purchasing Department Motor Fuel Account (1-005-17-211) to the Board of Canvassers (1-009-04) Various Line Items, as Amended.

An Ordinance Amending the Appropriation Ordinance Chapter 1983-30 approved July 10, 1983, by Transferring the Sum of Five Hundred Dollars (\$500.00) from Structures and Zoning (1-004-02-114) to Demolition of Abandoned Property (1-013-07-155), as Amended.

An Ordinance Amending the Appropriation Ordinance Chapter 1983-30 approved July 10, 1983, by Transferring Certain Sums of Money within the Department of Public Schools.

Severally Referred to the Committee on Finance, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI.

The motion to Refer is Sustained.

PRESENTATION OF RESOLUTIONS

COUNCIL PRESIDENT PRO TEMPORE STRAVATO (By Request):

Resolution requesting the City Forester to cause that Tree Stump located along 47 Terrace Avenue to be removed, and the sidewalk to the repaired.

Resolved, That the City Forester is requested to cause the removal of that tree stump along 47 Terrace Avenue and the sidewalk to be repaired.

Resolution requesting the Board of Park Commissioners to grant the Use of Neutaconkanut Park to Saint Bartholomew's Church from August 23 to August 26, 1984, to accommodate their Annual Feast and Festival.

Resolved, That the Board of Park Commissioners is requested to grant the use of Neutaconkanut Park to Saint Bartholomew's Church from August 23 to August 26, 1984 for their Annual Feast and Festival.

Severally Read and Collectively Passed, on motion of COUNCILMAN GLAVIN,

seconded by COUNCILWOMAN FARGNOLI.

The motion for Passage is Sustained.

Resolution requesting the Director of Public Works to cause the extension of that main drain or common sewer to be connected along Eliza Street from its present termination.

Referred to the Committee on Public Works, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI.

The motion to Refer is Sustained.

COUNCILMAN ANNALDO (By Request):

Resolution changing the name of Adie Street to Enterprise Row.

Referred to the Committee on Urban Redevelopment, Renewal and Planning, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI.

The motion to Refer is Sustained.

Resolution requesting the Traffic Engineer to order the replacement of the missing Street Name Sign along Pembroke Avenue at the corner of Smith Street.

Resolved, That the Traffic Engineer is requested to cause the replacement of the missing Street Name Sign along Pembroke Avenue at the corner of Smith Street.

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

The motion for Passage is Sustained.

COUNCILWOMAN BRASSIL (By Request):

Resolution confirming and approving Settlement of Two E.P.A. Federal Cases entitled United States vs. City of Providence.

Whereas, On or about May 4, 1978, the City entered into Consent Decrees with the United States in C.A. No. 77-0374(B) and 77-0375(P); and

Whereas, The said decrees provided civil penalties in the sum of \$2,500.00 per day of violation by the City of certain guidelines in the operation of the City's sewage treatment plant and incinerator; and

Whereas, The City had previously been found in contempt of the decrees in UNITED STATES vs. CITY OF PROVIDENCE, 492 F. Supp. 602 (1980); and

Whereas, On December 30, 1983, by court judgment (J. Pettine) a fine of \$622,500 was imposed in C.A. No. 77-0375(P); and

Whereas, A motion is pending to impose a fine of \$822,500 in the companion case no. 77-0374(B) scheduled in Federal Court on June 8, 1984, and a Judgment for said amount will most probably be entered; and

Whereas, The total liability of the two cases against the City will total \$1.44 million dollars; and

Whereas, The parties have entered into extended negotiations for settlement; and

Whereas, His Honor the Mayor in consultation

with the Law Department and the Finance Director has negotiated and approved a settlement of the said cases, in the aggregate sum of \$430,000, payable as follows: F.Y. 84-85: \$150,000; F.Y. 85-86: \$150,000; F.Y. 86-87: \$130,000; and

Whereas, This settlement reduces the liability of the City by over 1 million dollars; and

Whereas, It is in the best interest of the City to conclude these cases and enter into the said settlement, in the form of the stipulation attached hereto.

Now Therefore be it Resolved, His Honor the Mayor, and the City Solicitor are hereby authorized and empowered to enter into and execute such documents, as would effect the said settlement, and that such settlement is hereby ratified, confirmed and approved.

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

Ayes: Council President Pro Tempore Stravato, Councilmen Annaldo, Cola, Councilwoman DiRuzzo, Councilman Easton, Councilwoman Fagnoli, Councilmen Glavin, O'Connor, Petrosinelli and Pitts—10.

Absent: Council President Paolino, Councilwoman Brassil Councilmen Dillon Farmer and Griffin—5.

The motion for Passage is Sustained.

COUNCILMAN COLA (By Request):

Resolution requesting the Traffic Engineer to Prohibit Motor Vehicle Traffic along Edendale Avenue, from Fruit Hill Avenue to the Dead End Portion on Friday, July 6, 1984 and Saturday, July 7, 1984 from 5:00 o'clock P.M. to

12:00 o'clock Midnight and on Sunday, July 8, 1984, from 1:00 o'clock P.M. to 12:00 o'clock Midnight to accommodate the Festival for St. Thomas Church.

Resolved, That the Traffic Engineer is requested to Prohibit Motor Vehicle Traffic along Edendale Avenue, from Fruit Hill Avenue to the Dead End Portion on Friday, July 6, 1984 and Saturday, July 7, 1984 from 5:00 o'clock P.M. to 12:00 o'clock Midnight and on Sunday, July 8, 1984, from 1:00 o'clock P.M. to 12:00 o'clock Midnight to accommodate the Festival for St. Thomas Church.

COUNCILWOMAN DiRUZZO:

Resolution requesting the Director of Public Works to cause fill to be placed along the rear embankment of 125 Bowdoin Street.

Resolved, That the Director of Public Works is requested to cause fill to be placed along the rear embankment of 125 Bowdoin Street.

Resolution requesting the Director of Public Works to cause a fence or guard rail to be erected along Bowdoin Street, from Amherst Street to Atwells Avenue.

Resolved, That the Director of Public Works is requested to cause a fence or guard rail to be erected along Bowdoin Street, from Amherst Street to Atwells Avenue.

Resolution requesting the Director of Public Works to reinstate a schedule for routine servicing and cleaning of sewers within the City of Providence.

Resolved, That the Director of Public Works is requested to reinstate a schedule for routine servicing and cleaning of sewers within the City of Providence.

COUNCILMAN EASTON:

Resolution commending Robert McGivney for his Determination in Pursuing what he suspected to be improper purchases.

Whereas, The City of Providence in recent years has been the subject of much scrutiny because of allegations of corrupt and inappropriate purchasing practices, and

Whereas, Robert McGivney an employee of the Providence School Department was involved in the purchasing functions of that Department, and

Whereas, It has recently come to light that during the last several years when questionable practices were going on Mr. McGivney was not only constantly questioning and opposing these practices, but was also, at no small risk to his own job security, bringing his concerns to various officials within the school department and steadfastly insisting that those matters be fully examined,

Now, Therefore, be it Resolved, That the Providence City Council does hereby offer Mr. McGivney its commendation and appreciation, knowing full well that it is only through the continued and steadfast efforts and unfailing moral courage of individuals within the system who are unwilling to accept an unsatisfactory "status quo" that integrity can be effected and maintained.

Resolution requesting the Traffic Engineer to

cause the Installation of "No Loitering" Signs along Elmwood Avenue.

Resolved, That the Director of Public Works is hereby requested to cause to be constructed on suitable locations on the sidewalks abutting Elmwood Avenue on either side of the street between Adelaide Avenue and Lenox Avenue signs with the following printed thereon "No Loitering, Police take Notice", said signs should be constructed of sheet metal and attached to permanent posts or light poles facing the sidewalks in said locations.

COUNCILWOMAN FARGNOLI:

Resolution requesting the Traffic Engineer undertake a traffic survey along Cathedral Avenue from Smith Street to Mt. Pleasant Avenue with a view towards reducing the speed limit and traffic in the area.

Resolved, That the Traffic Engineer is hereby requested to study the traffic pattern along Cathedral Avenue, from Smith Street to Mt. Pleasant Avenue, with a view towards reducing traffic and the speed limit in the area.

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

The motion for Passage is Sustained.

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

Resolution Reporting Receipts of Certain Gifts of Monies by the Board of Park Commissioners for the Preservation and Care of Specified Burial Lots in North Burial Ground.

Referred to the Committee on Finance, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI.

The motion to Refer is Sustained.

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

The motion for Passage is Sustained.

COUNCILMAN PETROSINELLI (By Request):

Resolution requesting the Director of Public Works to cause three blocks of cement on that sidewalk located along 96 Commodore Street, to be replaced.

Resolved, That the Director of Public Works is requested to cause the replacement of three blocks of cement on that sidewalk located along 96 Commodore Street.

COUNCILMAN PITTS:

Resolution requesting the City Collector to cause the Taxes to be Abated on that Property located along 189 Camp Street.

Referred to the Committee on Finance, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI.

The motion to Refer is Sustained.

REPORTS FROM COMMITTEES

COUNCILWOMAN CAROLYN F. BRASSIL, Chairwoman COMMITTEE ON FINANCE

The following were in City Council May 17, 1984, Read and Passed the First Time, Referred Back to the Committee on Finance, and are Returned with Recommendation of Passage a Second Time:

An Ordinance Establishing a City of Providence Contract Negotiating Board.

It is the intention of the City Council and it is hereby ordained that the provisions of this Ordinance shall become and be made part of the Code of Ordinances of the City of Providence,

Rhode Island, and the Sections of this Ordinance may be renumbered to accomplish such intention.

Be it ordained by the City of Providence:

Section 1. There is hereby established a City of Providence Contract Negotiating Board which

shall comprise of the Mayor, or his designee, the Finance Director, the Personnel Director, the Chairperson of the Committee on Finance of the City Council or designee and the City Council President, or designee, who is a Member of the City Council; the non-voting member shall be the City Solicitor.

Sec. 2. This Board shall negotiate all contracts with any and all labor unions which would involve wages, hours and conditions of employment by and between the City of Providence and the respective labor unions.

Sec. 3. This Ordinance shall take effect upon its Passage and all Ordinances or parts of Ordinances inconsistent herewith are hereby repealed.

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

Ayes: Council President Pro Tempore Stravato, Councilmen Annaldo, Cola, Councilwoman DiRuzzo, Councilman Easton, Councilwoman Fagnoli, Councilmen Petrosinelli and Pitts—8.

Noes: Councilmen Glavin and O'Connor—2.

Absent: Council President Paolino, Councilwoman Brassil Councilmen Dillon, Farmer and Griffin—5.

The motion for Passage the Second Time is Sustained.

An Ordinance in Amendment of Chapter 17 of the Code of Ordinances of the City of Providence, entitled: "Officers and Employees". (Cooperation with Law Enforcement Agencies.)

Be it ordained by the City of Providence:

Section 1. Chapter 17 of the Code of Ordinances of the City of Providence, entitled "Officers and Employees" is amended by adding thereto Section 17-32, entitled "Cooperation with Law Enforcement Agencies" which shall read as follows:

"Section 17-32. *Cooperation with Law Enforcement Agencies.* No officer or employee of the City of Providence shall in any way discriminate against or take adverse action against any other officer or employee of the City of Providence solely on account of the latter's cooperation with or assistance to any federal, state or local law enforcement agency in connection with any matters affecting the City of Providence, any investigation thereof or any proceedings arising therefrom. If any officer or employee of the City of Providence violates this section of the Code of Ordinances, he or she shall be guilty of an offense punishable pursuant to Section 1-10 of this Code of Ordinances."

Sec. 2. This Ordinance shall take effect upon its passage.

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

Ayes: Council President Pro Tempore Stravato, Councilmen Annaldo, Cola, Councilwoman DiRuzzo, Councilman Easton, Councilwoman Fagnoli, Councilmen Glavin, O'Connor, Petrosinelli and Pitts—10.

Absent: Council President Paolino, Councilwoman Brassil Councilmen Dillon, Farmer and Griffin—5.

The motion for Passage the Second Time is Sustained.

An Ordinance in Amendment of Chapter 21 of the Code of Ordinances of the City of Providence, entitled: "Revenue and Finance". (Qualifications of parties doing business with the City.)

Be it ordained by the City of Providence:

Section 1. Chapter 21 of the Code of Ordinances of the City of Providence entitled "Revenue and Finance" is hereby amended by adding thereto the following:

"Section 21-28 (a). *Qualifications of parties doing business with the City of Providence.*

(a) In awarding bids for purchase of materials or services by the City of Providence, the Board of Contract and Supply and the Purchasing Department of the City of Providence shall take into consideration, among other factors, the background and reputation for honesty and integrity of the parties who have bid on the particular materials or services. In order to assist the Board of Contract and Supply and other departments of the City of Providence in considering the foregoing, the Mayor, the Finance Director of the City of Providence or the Chairperson of the Finance Committee of the City Council of the City of Providence may request the Chief of the Providence Police Department to conduct a background check on any party bidding or submitting bids for sale of services or materials to the City of Providence and/or any owner, officer or director of any such party. Upon receipt of any such request, the Chief of Police shall conduct such an investigation including, without limitation, to determine whether any such bidding party or any officer, director or owner thereof has been convicted of any criminal offense and shall report his findings to the party requesting such information and to the Board of Contract and Supply.

(b) The results of any such investigations shall be public records of the City of Providence."

Sec. 2. This Ordinance shall take effect upon its passage.

COUNCILMAN GLAVIN moves that the Ordinance be amended by deleting in Subsection (a), Line 9, following the word "foregoing", "any member of the Board of Contract and Supply, the Finance Director of the City of Providence or the Finance Committee of the City Council of the City of Providence" and insert in lieu thereof: "The Mayor, The Finance Director of the City of Providence or the Chairperson of the Finance Committee of the City Council of the City of Providence".

This motion being seconded by COUNCILMEN O'CONNOR, EASTON and PETROSINELLI, is put to Vote and Passed.

COUNCILMAN O'CONNOR moves that the Ordinance be amended by deleting Subsection (a), Line 21, the following words "arrested or".

This motion being seconded by COUNCILMAN GLAVIN, is put to Vote and Passed.

COUNCILMAN GLAVIN moves the Ordinance be Read and Passed the Second Time, as Amended.

This motion being seconded by COUNCILWOMAN FARGNOLI, is Put to Vote and Passed by the following Roll Call Vote:

Ayes: Council President Pro Tempore Stravato, Councilmen Annaldo, Cola, Dillon, Councilwoman DiRuzzo, Councilman Easton, Councilwoman Fargnoli, Councilmen Glavin, O'Connor, Petrosinelli and Pitts—11.

Absent: Council President Paolino, Councilwoman Brassil Councilmen Farmer and Griffin—4.

The motion for Passage the Second Time, as Amended, is Sustained.

An Ordinance in Amendment of and in Addition to Chapter 21 of the Code of Ordinances of the City of Providence, entitled: "Revenue and Finance". (Mailing of Checks to Vendors.)

Be it ordained by the City of Providence:

Section 1. Chapter 21 of the Code of Ordinances of the City of Providence entitled, "Revenue and Finance" is hereby amended by adding Article II thereof the following:

"Section 21-38(A). *Mailing of Checks to Vendors.* All parties providing materials and/or services to the City of Providence who are entitled to payment of money by the City of Providence on account thereof shall receive all such payments by United States mail, proper postage prepaid, addressed to their respective business addresses on file with the City of Providence."

The following was in City Council May 17, 1984, Read and Passed the First Time, Referred back to the Committee on Finance, and is Returned with Recommendation of Adoption, as Amended:

An Ordinance in Amendment of Chapter 17 of the Code of Ordinances of the City of Providence, entitled: "Officers and Employees", as Amended. (Mailing of Paychecks.)

Be it ordained by the City of Providence:

Section 1. Chapter 17 of the Code of Ordinances of the City of Providence entitled: "Officers and Employees" is hereby amended by adding to Article I thereof the following:

"Section 17-31. *Mailing of Paychecks.* At least three times during each fiscal year of the City of Providence commencing with the fiscal year ending June 30, 1985 all employees and officers of the City of Providence shall receive their weekly paychecks by United States mail, proper postage prepaid, addressed to their respective residence

Sec. 2. This Ordinance shall take effect upon its Passage.

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

Ayes: Council President Pro Tempore Stravato, Councilmen Annaldo, Cola, Councilwoman DiRuzzo, Councilman Easton, Councilwoman Fargnoli, Councilmen Glavin, Petrosinelli and Pitts—9.

Absent: Council President Paolino, Councilwoman Brassil Councilmen Dillon, Farmer, Griffin and O'Connor—6.

The motion for Passage the Second Time is Sustained.

addresses on file with the City of Providence. At least once each fiscal year of the City of Providence, all officers and employees of the City of Providence receiving pay on a monthly basis shall receive said paychecks by United States mail, proper postage prepaid, addressed to their respective residence addresses on file with the City of Providence.

2. The Finance Director shall select in his discretion the weekly or monthly paychecks to be provided to employees by United States mail without prior public notice to employees."

Sec. 2. This Ordinance shall take effect upon its Passage.

Read and Passed the Second Time, as Amended, on motion of COUNCILMAN

GLAVIN, seconded by COUNCILWOMAN FARGNOLI, by the following Roll Call Vote:

Ayes: Council President Pro Tempore Stravato, Councilmen Annaldo, Cola, Dillon, Councilwoman DiRuzzo, Councilman Easton, Councilwoman Fargnoli, Councilmen Glavin, O'Connor, Petrosinelli and Pitts—11.

Absent: Council President Paolino, Councilwoman Brassil Councilmen Farmer and Griffin—4.

The motion for Passage the Second Time, as Amended, is Sustained.

The following are Transmitted with Recommendation of Adoption, as Amended:

An Ordinance in Amendment of and in Addition to Article I of Chapter 17 of the Code of Ordinances of the City of Providence, entitled: "Officers and Employees", as Amended. (Standard of Conduct of Employees.)

An Ordinance in Amendment of and in Addition to Section 2.71 of the Code of Ordinances of the City of Providence by Adding Section 2.71-1, to be entitled: "Regulating Urban Renewal Expenditures", as Amended.

Severally Read and Collectively Passed the First Time, as Amended, on motion of

COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI, by the following Roll Call Vote:

Ayes: Council President Pro Tempore Stravato, Councilmen Annaldo, Cola, Dillon, Councilwoman DiRuzzo, Councilman Easton, Councilwoman Fargnoli, Councilmen Glavin, O'Connor, Petrosinelli and Pitts—11.

Absent: Council President Paolino, Councilwoman Brassil Councilmen Farmer and Griffin—4.

The motion for Passage the First Time, as Amended, is Sustained.

The following Ordinance was in City Council May 17, 1984, Read and Passed the First Time, and is Returned for Passage the Second Time:

An Ordinance in Amendment of and in Addition to Article I of Chapter 17 of the Code of Ordinances of the City of Providence, entitled: "Officers and Employees", as Amended. (Statements regarding Crimes and Arrests.)

Be it ordained by the City of Providence:

Section 1. Chapter 17 of the Code of Ordinances of the City of Providence entitled "Officers and Employees" is hereby amended by adding to Article I thereof the following:

Section 17-30. Statements Regarding Crimes and Arrests.

(a) Each existing employee of the City of Providence, shall, within 30 days after the effective date of this ordinance and each person hereafter entering into employment with the City of Providence shall, at the time of filing an application for employment with the City of Providence, execute and deliver to the personnel director of the City of Providence a certified statement setting forth true and complete answers to the following questions:

1. Have you ever been convicted of an offense or been fined, or received a suspended or deferred sentence or been placed on probation, under the laws of the United States of America, any state of the United States of America and/or any county, municipal or other jurisdiction within the United States of America other than a parking violation or a moving vehicle violation which is not a felony?

YES NO

1.1 If so, list the following for each conviction, approximate date of conviction, court of conviction, offense of which convicted and sentence.

(b) Any employee of the City of Providence shall, within 15 days after any change in circumstances which renders said employee's existing sworn statement under Section 17-30 (a) incorrect or incomplete in any respect, file an amended certified statement setting forth the correct and complete information with the personnel director of the City of Providence.

(c) Any employee who fails to file and maintain on file an accurate certified statement required by Sections 17-30 (a) and (b) and any employee who files a certified statement required by Section 17-30 (a) and (b) which is inaccurate or incomplete in any respect shall be subject to disciplinary action, including without limitation termination of employment and all benefits associated therewith.

(d) The filing of a certified statement required

by Section 17-30 (a) or (b) which is incomplete or inaccurate in any respect shall be deemed a violation of the Code of Ordinances of the City of Providence punishable as set forth in Section 1-10 of the Code of Ordinances of the City of Providence.

(e) The personnel director of the City of Providence shall, upon the effective date of this ordinance, prepare a form of certified statement consistent herewith and shall thereupon and from time to time thereafter provide such statement to each existing and new employee of the City of Providence and shall maintain all such sworn statements on file. All such certified statements shall be public record of the City of Providence.

(f) No employee shall be adversely affected in the terms and conditions of his or her employment solely on account of filing or maintaining an accurate certified statement under Section 17-30 (a) and (b).

Sec. 2. This Ordinance shall take effect upon its Passage.

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

Ayes: Council President Pro Tempore Stravato, Councilmen Annaldo, Cola, Dillon, Councilwoman DiRuzzo, Councilman Easton, Councilwoman Fargnoli, Councilmen Glavin, O'Connor, Petrosinelli and Pitts—11.

Absent: Council President Paolino, Councilwoman Brassil Councilmen Farmer and Griffin—4.

The motion for Passage the Second Time is Sustained.

COUNCILMAN THOMAS M. GLAVIN, Chairman COMMITTEE ON ORDINANCES

Transmits the following with Recommendation the Same be Adopted, as Amended:

An Ordinance in Amendment of the Code of Ordinances of the City of Providence to Provide for Maximum Public Access to the City Documents, as Amended.

Read and Passed the First Time, as Amended, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN O'CONNOR, by the following Roll Call Vote:

Ayes: Council President Pro Tempore Stravato, Councilmen Cola, Dillon, Coun-

cilwoman DiRuzzo, Councilman Easton, Councilwoman Fagnoli, Councilmen Glavin, O'Connor, Petrosinelli and Pitts—10.

Absent: Council President Paolino, Councilman Annaldo, Councilwoman Brassil Councilmen Farmer and Griffin—5.

The motion for Passage the First Time, as Amended, is Sustained.

The following are Transmitted with Recommendation of Adoption:

An Ordinance in Amendment of Chapter 544 of 1951, by Changing from an R-3 General Residence Zone to a C-2 General Commercial Zone, Lots 479, 480, 481, 482, 483, 484 and 486, as Set Out and Delineated on City Assessor's Plat 108, said Lots being situated within the Official Redevelopment Plan for the Silver Lake Revitalization Project.

An Ordinance in Amendment of Chapter 544 of 1951, by Changing from an R-3 General Residence Zone to a C-4 Heavy Commercial Zone, Lot 769, as Set Out and Delineated on City Assessor's Plat 69, said Lot being situated along 169 Douglas Avenue.

Severally Read and Collectively Passed

the First Time, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI, by the following Roll Call Vote:

Ayes: Council President Pro Tempore Stravato, Councilmen Annaldo, Cola, Dillon, Councilwoman DiRuzzo, Councilman Easton, Councilwoman Fagnoli, Councilmen Glavin, O'Connor, Petrosinelli and Pitts—11.

Absent: Council President Paolino, Councilwoman Brassil Councilmen Farmer and Griffin—4.

The motion for Passage the First Time is Sustained.

**COUNCILMAN THOMAS F. O'CONNOR, JR., Chairman
COMMITTEE ON URBAN REDEVELOPMENT,
RENEWAL AND PLANNING**

Transmits the following with Recommendation the Same be Severally Adopted:

Resolution that the New Building being Erected by Fleet Center Associates between Westminster Street and Kennedy Plaza shall be Designated as 100 Westminster Street and the Building presently numbered as 100 Westminster Street shall be changed to 90 Westminster Street.

Resolved, Decreed and Ordered, That the street number on Westminster Street of the new building being erected by Fleet Center Associates between Westminster Street and Kennedy Plaza shall be 100 Westminster Street, such designation being effective December 1, 1984, and it is further

Ordered, That the street number of the building presently numbered as 100 Westminster Street be changed to 90 Westminster Street, such change to be effective contemporaneously with the designation of the new Fleet Center building as 100 Westminster Street, and it is further

Ordered, That the Director of Public Works, be and he hereby is directed to take such action as may be necessary to implement this Resolution.

Resolution establishing an Honorary Rosa Parks Drive.

Whereas, Rosa Parks is widely honored and recognized as a heroine of the Civil Rights Movement and for her efforts to combat discrimination against minorities and help achieve equality and dignity for black Americans, and

Whereas, Rosa Parks, a black seamstress courageously defied segregation laws and sparked what became the civil rights movement in the 1950s and 1960s, and

Whereas, Rosa Parks' arrest for refusing to give up her seat to a white passenger set off the 1956 bus boycott in Montgomery, Alabama,

Now Therefore, In recognition of her heroic efforts, courage and vision in helping to achieve constitutional rights and equality for aggrieved fellow Americans;

It is hereby Resolved, By the City Council of the City of Providence, that:

1. Rosa Parks Drive is hereby established and named in the City of Providence, encompassing and including the following streets and area:

Beginning at the intersection of Point Street and Prairie Avenue and proceeding south along Prairie Avenue to its intersection with Pavillion Avenue, then east on Pavillion Avenue to its intersection with Eddy Street; then proceeding north along Eddy Street to its intersection with Point Street; then proceeding west along Point Street to its intersection with Prairie Avenue (being the place of point of beginning).

2. The foregoing designation and naming of Rosa Parks Drive shall be honorary. This Resolution shall not legally change or modify any existing street names nor existing legal addresses on those streets.

3.(a) The Director of Public Works and other

Directors concerned are directed to have prepared, to install, and to maintain a minimum number of commemorative plaques appropriate for street signs, and these signs shall be *in addition* to and *not in lieu* of existing street signs.

(b) The said plaques shall be inscribed with the commemorative legend as set forth in "Schedule A" attached hereto and incorporated herein.

4. This Resolution shall be preserved and maintained as part of the official records of the City of Providence and a certified copy of this Resolution shall be sent to the following:

(A) The Mayor, all Councilmen, All Directors, Department Heads, and Agency, Board or Commission Chairpersons.

(B) The Rhode Island and the Providence Historical Society.

(C) The Providence Preservation Society.

(D) All General Assembly members for Providence.

(E) The Rhode Island Black Heritage Society.

(F) Others?

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

The motion for Passage is Sustained.

COMMUNICATIONS AND REPORTS

Communication from Thomas S. Andolfo, a Consultant to the Providence Office of Economic Development, Informing He is an Independent Contractor associated with Henry W. Cooke Co.

Received.

Disclosure of Conflict of Interest submitted by William G. Floriani, Supervisor of Real Estate, Department of Planning and Urban Development, Informing He is a Partner of Elmgrove Associates and Owns Property within the Hartford Avenue Renewal Project.

Communication from Joseph M. Cerilli, Member of the Providence Redevelopment Agency Informing that He is a General Partner in Capital Development Partnership, which is Proposing to Buy and Develop Parcels in the Weybosset Hill for LaSalle Square Project Area.

Communication from Richard D. Worrell, Member of the Investment Commission, Informing of His Connection with New England Trust Company which has Managed Assets of the Employees Retirement Fund.

Severally Referred to the Committee on Finance, on motion of COUNCILMAN

PITTS, seconded by COUNCILMAN EASTON.

The motion to Refer is Sustained.

Report from the Providence Redevelopment Agency, in accordance with the Provisions of Chapter 1979-26 of the Ordinances of the City of Providence, approved June 22, 1979, as Amended, and Title 45, Chapters 31-33 of the General Laws of Rhode Island, 1956, hereby reports concerning the proposed sale of real property within the West End Redevelopment Project.

The Agency proposes the sale of Parcel 4A consisting of 1,520 sq. ft. of land as delineated on the attached map for the disposition price of \$456.00 to Alean Green of 28 Ford Street, Providence, RI for a residential fringe parcel according to plans approved by the Agency.

Also, the Agency proposes the sale of Parcel 4B to Josepha Tavaréz of 32 Ford Street, Providence, RI consisting of 1,520 sq. ft. of land as delineated on the attached map for the disposition price of \$456.00 for use as a residential fringe parking area according to plans approved by Agency.

Report from the Providence Redevelopment Agency, in accordance with the provisions of Chapter 1982-49 of the Ordinances of the City of Providence, approved July 8, 1982, as amended, and Title 45, Chapters 31-33 of the General Laws of Rhode Island, 1956, hereby reports concerning the proposed sale of real property within the Washington Park Revitalization Project:

The Agency proposes the sale of Parcel 3 consisting of 2,600 sq. ft. of land as delineated on the attached map for the disposition price of \$900.00 to Mario and Leslie Costa of 5 Michigan Avenue, Providence, RI. The parcel will be used for residential parking in accordance with plans approved by the Agency.

Severally Referred to the Committee on Urban Redevelopment, Renewal and Planning, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI.

The motion to Refer is Sustained.

Reports from the Port Director for the Months of March and April, 1984.

Severally Received.

FROM THE CLERK'S DESK

Petition of Canton Realty Co., Inc., by Its Attorney Andrew M. Cagen, Esquire, requesting the Boardup Lien placed on that property located along 392-396 Pine Street in the Amount of \$684.00 be Removed.

Referred to the Committee on Finance, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI.

The motion to Refer is Sustained.

Petition of T.F. Morse of 22 Benevolent Street, to Abandon Bowen Street, between Pratt (Wheaton) and Congdon Streets, as a Public Highway.

Claudia Crepeau

Diso Corporation

Betty C. Elderkin

Ronna Florio

Pasquale Grieco

Edward Lafferty

Michael A. Malone

Bella Massotti

Joseph Anthony Palmieri

Ann G. Piccoli

Miguel and Maria Pineda

Pamela Poethke

Christopher J. Warner

Petition of David Rodio and Albert Gemma to Abandon the Unpaved Portion of Henry Street.

Petition of James and Gloria A. Maron to Abandon a Portion of Treasea Street, from Stella Street to King Philip Street.

Severally Referred to the Committee on Public Works, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI.

The motion to Refer is Sustained.

Petitions for Compensation for Injuries and Damages, viz:

Aetna Casualty & Surety Co. as subrogee of Virginia Gammino

Elizabeth J. Barnes

Severally Referred to the Committee on Claims and Pending Suits, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI.

The motion to Refer is Sustained.

PRESENTATION OF RESOLUTIONS

“In Congratulations”

COUNCIL PRESIDENT PRO TEMPORE STRAVATO and the MEMBERS of the CITY COUNCIL:

Resolution Extending Congratulations to the following:

Mayor Salvatore Mancini

James J. Molloy II

Cub Scout Pack #15 of Providence, Rhode
Island

Mr. and Mrs. Edward C. Clifton

Sister Christine Crowley, R.S.M.

**Severally Read and Collectively Passed,
on motion of COUNCILMAN GLAVIN,
seconded by COUNCILWOMAN FARG-
NOLI.**

Mary O'Neill

Frank Corrente

The motion for Passage is Sustained.

Councilwoman Evelyn V. Fargnoli

PRESENTATION OF RESOLUTIONS

"In Memoriam"

**COUNCIL PRESIDENT PRO TEMPORE
STRAVATO and the MEMBERS of the
CITY COUNCIL:**

Tommasina Conca

Rocco R. Croce

Resolution Extending Sympathy:

Margaret M. Putney

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

Marco Silvestri

Anthony Terregrossa

Rosino DePari

Anthony J. Barone

Margaret Lafreniere

Angelo Nardolillo

Winifred M. Scallon

Alfred Grilla

Walter J. Misiewicz

Arthur Vallente

Michael DiBattista

Pasqualina Razzino

Daria D'Orsi

Gertrude C. Howard

Maria G. Cardinale

James DiDomenico

Joseph Cannata

Palmerino Pallotto

Arthur Viola, Sr.

Severally Read and Collectively Passed, by a Unanimous Rising Vote, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON and COUNCILWOMAN FARGNOLI.

Dexter LaCroix

Louis J. Tasca

The motion for Passage is Sustained.

Maria L. Tavares

Americo Pandozzi

Esterino Macchiarelli

MATTERS NOT APPEARING ON THE PRINTED DOCKET

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

PRESENTATION OF RESOLUTION

COUNCIL PRESIDENT PRO TEMPORE STRAVATO:

and Street Lights along the Westerly Side of Neutaconkanut Road at Jacqueline Drive.

Resolution requesting the Chief Electrical Inspector to Order the Installation of Three Poles

Resolved, That the Chief Electrical Inspector is hereby requested to Order the Installation of

three poles and street lights along the westerly side of Neutaconkanut Road at Jacqueline Drive.

MAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI.

Read and Passed, on motion of COUNCIL-

The motion for Passage is Sustained.

REPORTS FROM COMMITTEE

COUNCILWOMAN CAROLYN F. BRASSIL, Chairwoman COMMITTEE ON FINANCE

Transmits the following with Recommendation the Same be Severally Adopted:

Resolution Approving the Issue of \$22,280,000 Public Improvement Bonds dated June 15, 1984 for Slum Clearance and Redevelopment Purposes.

shall be sold to Fleet National Bank at par and accrued interest.

Resolved, That \$22,280,000 Public Improvement Bonds authorized by Chapter 1984-27 of the Ordinances of the City of Providence and Chapter 306 of the Public Laws of 1979 shall be dated June 15, 1984 and payable June 14, 1985 and bear interest at the rate of 8.47 per cent and shall be sold to Fleet National Bank at par and accrued interest.

Resolution Authorizing Tax Anticipation Notes for the 1984-1985 Fiscal Year.

Resolved, That the City Treasurer, with the approval of the Committee on Finance, is authorized to issue notes of the City in anticipation of taxes under G.L. Sec. 45-12-4 at the one time or from time to time during the fiscal year commencing July 1, 1984 to an amount which shall not exceed in the aggregate the limit set forth in such section or in the City Charter.

Resolution Approving the Issue of \$1,805,000 Public Improvement Refunding Bonds dated June 15, 1984.

Severally Read and Collectively Passed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI, by the following Roll Call Vote:

Resolved, That \$1,805,000 Public Improvement Refunding Bonds authorized by Chapter 1984-31 of the Ordinances of the City of Providence and Section 45-12-5.2 of the General Laws shall be dated June 15, 1984 and payable June 14, 1985 and bear interest at the rate of 8.47 per cent and

Ayes: Council President Pro Tempore Stravato, Councilmen Annaldo, Dillon, Councilwoman DiRuzzo, Councilman Easton, Councilwoman Fargnoli, Councilmen

Glavin, O'Connor, Petrosinelli and Pitts— cilwoman Brassil Councilmen Cola, Farmer
10. and Griffin—5.

Absent: Council President Paolino, Coun- The motion for Passage is Sustained.

ADJOURNMENT

There being no further business, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON, the City Council adjourns at 9:30 o'clock P.M. (E.D.T.) to meet again on THURSDAY, JUNE 21, 1984 at 8:00 o'clock P.M. (E.D.T.).

Rose M. Mendonca

City Clerk

June 7]

868

[1984

