

CITY OF PROVIDENCE
RHODE ISLAND



IN CITY COUNCIL

FEB 3 1977

APPROVED:

Ernest Cepeda
CLERK

CITY COUNCIL
JOURNAL OF PROCEEDINGS

No. 58 City Council Regular Meeting, Thursday, January 20, 1977, 8:00 P.M. (E.S.T.)

PRESIDING
COUNCIL PRESIDENT
ROBERT J. HAXTON

ROLL CALL

Present: Council President Haxton and Councilmen Addison, Ahern, Almagno, Bradshaw, Councilwoman Brassil, Councilmen Cirelli, Fargnoli, Flynn, Garan, Glavin, Gorodetsky, Henries, Lynch, Mansolillo, McKiernan, Merola, Petrosinelli, Salvatore, Stravato, Tomasso and Xavier—22.

Absent: Councilmen Cola, Johnson, Pearlman and Turchetta—4.

1102 6 027

INVOCATION

The Invocation is given by Reverend Daniel M. Trainor, Co-Pastor of Assumption Roman Catholic Church, Providence.

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

COUNCIL PRESIDENT PRO TEMPORE FARGNOLI 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

COUNCILMAN BRADSHAW moves that the Journal of Proceedings No. 57 of the Regular Meeting of the City Council held on January 5, 1977 be amended on Page 1151 thereof, under the Title "Election of City Clerk," in the first column, second paragraph, Line 5 before the title "Councilwoman," the following "Bradshaw"; and also in Line 9 before the name "Petrosinelli" the following "Pearlman" be added.

This motion being seconded by COUNCILMAN LYNCH, is Put to Vote and Passed.

The Journal of Proceedings No. 57 of the Regular Meeting of the City Council held January 5, 1977 and Posted January 17, 1977 on that Bulletin Board located on the Ground Floor of the City Hall, is Approved as Printed and amended this meeting, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN GARAN.

VETOES BY HIS HONOR THE MAYOR

Communication, Dated January 14, 1977, Informing the City Clerk of His Disapproval and Veto of that Ordinance Amending Chapter 1976-36, Approved October 29, 1976, Establishing a Compensation Plan for the City of Providence.

January 14, 1977

The Honorable City Clerk
The City of Providence,
Rhode Island
City Hall
Providence, Rhode Island

Dear Mr. Vespia:

I am vetoing and disapproving the ordinance amending Chapter 1976-36 establishing a compensation plan for the City of Providence because it improperly describes the changes in its personnel assignments which the City of Providence has agreed to undertake for which compensation would be provided.

Respectfully yours,

VINCENT A. CIANCI, JR.
Mayor of Providence

Communication, Dated January 14, 1977. Informing the City Clerk of His Disapproval and Veto of that Ordinance Amending Chapter 1976-37, Approved October 29, 1976, Establishing the Class of Positions, the Maximum Number of Employees and the Number of Employees in Certain Classes in the City Departments.

January 14, 1977

The Honorable City Clerk
The City of Providence,
Rhode Island
City Hall
Providence, Rhode Island

Dear Mr. Vespia:

I am vetoing and disapproving the ordinance amending Chapter 1976-37 establishing the class of positions, etc., because it improperly describes the changes in its personnel assignments which the City of Providence has agreed to undertake.

Respectfully yours,

VINCENT A. CIANCI, JR.
Mayor of Providence

Severally Received.

APPOINTMENT BY HIS HONOR THE MAYOR

Communication, Dated January 7, 1977, Informing the City Clerk of His Appointment of Robert Harootunian as Director, Defense Civil Preparadness Agency, effective immediately.

1977, I have officially appointed Robert Harootunian to the position of Director, Defense Civil Preparadness Agency, which will take effect immediately.

January 7, 1977

Sincerely,

Mr. Vincent Vespia
City Clerk
City Hall
Providence, RI 02903

VINCENT A. CIANCI, JR.
Mayor of Providence

Received.

Dear Vinnie:

Please be advised that on this date, January 7,

COUNCILMANIC MEMBER TO THE CITY PLAN COMMISSION

COUNCIL PRESIDENT HAXTON calls for nominations for a Member of the City Council to service on the City Plan Commission.

cast one ballot for **COUNCILMAN THOMAS M. GLAVIN** as Councilmanic Member of the City Plan Commission.

COUNCILMAN AHERN nominates **COUNCILMAN THOMAS M. GLAVIN**.

The Clerk casts one vote for **COUNCILMAN THOMAS M. GLAVIN** as directed.

This nomination is seconded by **COUNCILMEN FARGNOLI** and **FLYNN**.

COUNCIL PRESIDENT HAXTON thereupon declares **COUNCILMAN THOMAS M. GLAVIN** duly elected as Councilmanic Member of the City Plan Commission for the ensuing term ending on the First Monday in January, 1979.

COUNCIL PRESIDENT HAXTON calls for further nominations and there being none, on motion of **COUNCILMAN LYNCH**, seconded by **COUNCILMAN ADDISON**, it is voted that nominations be closed and the Clerk be directed to

SCHEDULE OF BILLS

FROM ACTING PUBLIC SERVICE ENGINEER: Flynn, Garan, Glavin, Henries, Lynch, Manso-
lillo, McKiernan, Salvatore, Stravato and Xavier
—18.

Street Lighting Bill for the Month of Decem-
ber, 1976, in the amount of \$80,049.72.

Approved, on motion of **COUNCILMAN
LYNCH**, seconded by **COUNCILMAN GARAN**,
by the following Roll Call Vote:

Ayes: Council President Haxton and Council-
men Addison, Ahern, Almagno, Bradshaw, Coun-
cilwoman Brassil, Councilmen Cirelli, Farnoli,

Not Voting: Councilmen Gorodetsky, Merola
and Tomasso—3.

Absent: Councilmen Cola, Johnson, Pearlman,
Petrosinelli and Turchetta—5.

PRESENTATION OF ORDINANCES

**COUNCILWOMAN BRASSIL and COUNCIL-
MAN XAVIER (By Request):**

An Ordinance Amending Section C of Chapter
1342, Approved August 5, 1960, Entitled, "An
Ordinance Amending Chapter 544 of the Ordin-
ances of the City of Providence, Entitled "An
Establishing Use, Height and Area Regulations,"
Approved September 21, 1951, as Amended, by
Adding Article VI-A, Entitled, "Historic District
Zoning," Incorporating Both Sides of Power
Street, between Thayer Street and Governor
Street, within the "Historic College Hill District,"
Map.

"An Ordinance Establishing the Classes of Po-
sitions, the Maximum Number of Employees and
the Number of Employees in Certain Classes in
the City Department," Relative to Department
of Recreation for Handicapped Children and
Adults.

Severally Referred to Committee on Ordin-
ances, on motion of **COUNCILMAN LYNCH**, sec-
onded by **COUNCILMAN GARAN**.

**COUNCILMAN BRADSHAW, for Himself, and
COUNCILMAN PEARLMAN, In Absentia (By
Request):**

An Ordinance Amending Section 45 of Chapter
1976-37, Approved November 10, 1976, Entitled,

An Ordinance in Amendment of Section 49,
Chapter 1976-37, Approved November 10, 1976,
Entitled, "An Ordinance Establishing the Classes
of Positions, the Maximum Number of Employ-
ees and the Number of Employees in Certain
Classes in the City Departments and Repealing
Ordinance Chapter 1976-10, Approved April 13,
1976," Relative to Department of Public Lands
and Parks, Forestry Section.

An Ordinance in Amendment of the Appropriation Ordinance Chapter 1976-38, Approved November 27, 1976, by Transferring the Sum of Seventy-One Thousand Dollars (\$71,000.00) from 5-350, Water Depreciation and Extension Fund, to 1-16-01-109, Fees Not Otherwise Classified, Within the Water Supply Board.

Severally Referred to Committee on Finance, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN GARAN.

PRESENTATION OF RESOLUTIONS

COUNCIL PRESIDENT PRO TEMPORE FARGNOLI:

Resolution Requesting the Director of Public Works to Report to the City Council the Amount of Expenditures and the List of Trucking Firms Engaged in the Recent Snow Removals.

Whereas, Numerous complaints have been called to the attention of Council President Pro Tempore Ralph Fagnoli, sponsor of this Resolution, regarding the ineffectual removal of snow from certain City Streets, this winter season, which has caused much chagrin, and

Whereas, A public announcement, by His Honor the Mayor, reported that approximately Three Hundred Sixty-Five Thousand Dollars (\$365,000.00) had been expended for City Snow Removal this same season,

Now, Therefore, Be It Resolved, That the Director of Public Works is requested to report, in writing, to the City Council, the following:

1. Total Expenditures for Snow Removal;
2. Names and Addresses of Trucking Firms engaged in the Removal and Amount Paid to Each Firm;

3. Amount of the Overtime paid to Employees in the Highway Department for the Snow Removal, and

4. Total Cost of Salt and Sand Utilized for same.

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

COUNCIL PRESIDENT PRO TEMPORE FARGNOLI (By Request):

Resolution Requesting the Traffic Engineer to Invoke "No Parking Anytime" Signs along Both Sides of Huxley Avenue, from Admiral Street to Eaton Street.

Resolved, That the Traffic Engineer is requested to invoke "No Parking Anytime" Signs along both sides of Huxley Avenue, from Admiral Street to Eaton Street.

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

COUNCILMAN ALMAGNO and COUNCILMAN STRAVATO:

Resolution Requesting the Director of the Department of Public Property to Undertake a Study of the Feasibility of Lease Arrangement of All Municipally Owned Motor Vehicles.

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

COUNCILWOMAN BRASSIL and COUNCILMAN XAVIER (By Request):

Resolution Requesting the Traffic Engineer to Cause the Installation of "No Thru Trucking" Signs, to be Erected along Dove Street, at its Intersections with John Street and Transit Street.

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

COUNCILMAN BRADSHAW:

Resolution Requesting the Committee on Ordinances to Undertake an Indepth Study of the Zoning Ordinance Chapter 544, Approved September 21, 1951, as Amended, for the Purpose of Revising the Same, that it Reflect the Changing Character of the Residential, Commercial, and Industrial Uses within the City of Providence and to Apply for Funds to Implement the Same.

Referred to Committee on Ordinances, on motion of COUNCILMAN LYNCH, seconded by COUNCILMEN BRADSHAW, GARAN and GORODETSKY.

COUNCILMAN CIRELLI

Resolution Expressing the Best Wishes of the City Council of the City of Providence, Rhode Island, to President James Earl Carter, Jr., as the Thirty-Ninth President of the United States of America on January 20, 1977.

Whereas, Former Governor James Earl Carter, Jr., of the State of Georgia is scheduled to be sworn into Office as the Thirty-Ninth President of the United States of America, on January 20, 1977, and

Whereas, Having received the mandate of a majority of the voters of this Nation, President Carter will assume the awesome responsibilities as Head of the most prosperous and powerful government in the known civilized World, to continue the most successful Democracy in the recorded history of any Government, and

COUNCILWOMAN BRASSIL:

Resolution Requesting the Commissioner of Public Safety to Consider Providing Adequate Shelter within the Central Police Station in Providence, for any Person Who Requires and Seeks Overnight Lodging on an Emergency Basis, and Who Has Been Refused and Unable to be Accommodated Elsewhere.

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

Whereas, As leader of the American Public of more than 240 million persons, President Carter has proclaimed his concern for the common welfare, not only of this Nation, but for all Nations, so that peace and prosperity will prevail.

Now, Therefore, Be It Resolved, That the Members of the City Council of the City of Providence, Rhode Island, do hereby express their sincere best wishes to President James Earl Carter, Jr., upon his stewardship as the Thirty-Ninth President of the United States of America.

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

COUNCILMAN CIRELLI:

Resolution Extending to His Excellency J. Joseph Garrahy, the Sincere Best Wishes of the City Council of Providence, Upon the Occasion of his Commencing his First Term of Office as Governor of the State of Rhode Island and Providence Plantations.

Whereas, His Excellency, J. Joseph Garrahy, has recently assumed the Office of Governor of the State of Rhode Island and Providence Plantations, and

Whereas, Governor Garrahy, whose record of successive elections, as a State Senator and then as Lieutenant Governor, affords him an excellent governmental background, qualifying him to continue his broad knowledge of government as the State's Chief Executive,

Now, Therefore, Be It Resolved, That the City Council of the Capital City of this State, does hereby extend to Governor J. Joseph Garrahy, its sincere best wishes upon the occasion of the commencement of his first term in Office as our Governor and wish for him and our First Lady, Marguerite, his devoted and charming wife, and their well-respected family, much happiness and continued good health.

Read and Passed, on motion of COUNCILMAN LYNCH, seconded by COUNCIL PRESIDENT HAXTON and COUNCILMEN ADDISON, AHERN, ALMAGNO, BRADSHAW, COUNCILWOMAN BRASSIL, COUNCILMEN CIRELLI, FARGNOLI, FLYNN, GARAN, GLAVIN, GORODETSKY, HENRIES, MANSOLILLO, McKIERNAN, MEROLA, PETROSINELLI, SALVATORE, STRAVATO, TOMASSO and XAVIER.

COUNCILMAN FLYNN:

Resolution of Congratulations to Lieutenant Governor, Thomas R. DiLuglio, Upon the Occasion of his Assumption to the Office of Lieutenant Governor of the State of Rhode Island and Providence Plantations.

Whereas, The Electorate of the State of Rhode Island have mandated that Thomas R. DiLuglio, become Lieutenant Governor of the State of Rhode Island and Providence Plantations, and

Whereas, As a former State Senator, from the Town of Johnston, Rhode Island, the Lieutenant Governor a practicing attorney effecting much important legislation as a State Senator, thus granting himself a first hand experience in all legislative matters,

Whereas, By virtue of his proven ability and background, his position as the second highest Administrative Officer in the State, augers well for the future of the government of our State,

Now, Therefore, Be It Resolved, That the City Council of the City of Providence, expresses its congratulations to Lieutenant Governor, Thomas R. DiLuglio, upon the occasion of his assumption to that Office and express to him and his charming wife, Loretta, and family, its sincere best wishes for continued good health.

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

Resolution Congratulating Councilman Donald E. McKiernan, as City Treasurer-Elect, of the City of Providence, Rhode Island.

Whereas, Donald E. McKiernan, a Member of the City Council from Ward 11 of our City, has

been elected by his Council Colleagues, as the City Treasurer of the City of Providence, and

Whereas, During his tenure as a Member of the City Council, "Don" McKiernan gave a creditable accounting of his Stewardship, being most attentive to the affairs and concerns of his constituency in the Ward he represented, in particular, and the City in general,

Now, Therefore, Be It Resolved, That in expressing its congratulations to Councilman Donald E. McKiernan as City Treasurer-Elect of the City of Providence, his Council Colleagues express their fervent hope that he enjoy a long tenure with sage counsel as the Overseer of Funds of the Capital City of our State.

Read and Passed, on motion of **COUNCILMAN LYNCH**, seconded by **COUNCIL PRESIDENT HAXTON AND COUNCILMEN ADDISON, AHERN, ALMAGNO, BRADSHAW, COUNCILWOMAN BRASSIL, COUNCILMEN CIRELLI, FARGNOLI, FLYNN, GARAN, GORODETSKY, HENRIES, MANSOLILLO, MEROLA, PETROSINELLI, SALVATORE, STRAVATO, TOMASSO, and XAVIER.**

COUNCILMAN GARAN and COUNCILMAN STRAVATO:

Resolution Authorizing the Committee on Licenses of the City Council to Conduct Public Hearings Relative to the Motor Vehicle Inspection Law.

Referred to the Committee on Licenses, on motion of **COUNCILMAN LYNCH**, seconded by **COUNCILMAN GARAN.**

COUNCILMAN BRADSHAW, for Himself, and COUNCILMAN PEARLMAN, In Absentia (By Request):

Resolutions Reporting Receipt of Certain Gifts of Money to 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 LYNCH**, seconded by **COUNCILMAN GARAN.**

COUNCILMAN STRAVATO:

Resolution Requesting the General Assembly to Enact Legislation, at its Present Session, Whereby the State Lottery be Placed Under the Jurisdiction of such State Authority that It May Deem Advisable to Eliminate Its Autonomous Status.

Referred to the Committee on Public Welfare, on motion of **COUNCILMAN LYNCH**, seconded by **COUNCILMAN GARAN.**

COUNCILMAN STRAVATO moves that the above Immediate Resolution be Reconsidered by Deleting in the Second Paragraph thereof, line 3, the following "Prima" and also in line 4 the words "Donnas."

The Resolution is thereupon Referred to the Committee on Public Welfare, as Amended, on motion of **COUNCILMAN STRAVATO**, seconded by **COUNCILMAN LYNCH.**

Resolution Requesting the Acting City Solicitor to Prepare, Cause to be Introduced, and to Urge Passage of An Act Amending the Rhode Island Sales Tax Law to Include Advertising in All Newspapers, Magazines, and Printed Matter.

Referred to the Committee on Public Welfare, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN GARAN.

COUNCILMAN STRAVATO, COUNCIL PRESIDENT PRO TEMPORE FARGNOLI, and COUNCILMAN McKIERNAN:

Resolution of Congratulations to State Senator, Joseph R. DeStefano, Upon his Recent Election as Democratic State Chairman.

Whereas, State Senator Joseph R. DeStefano, personable and energetic young Member of that Legislative Body, has recently been elected, as Democratic State Chairman, and

Whereas, Senator DeStefano, the unanimous choice of the State Executive Committee and of the Democratic State Committee, brings to that important political office, the sageness of youthful legal and political background, and

Whereas, In heading this important Party Office, Senator DeStefano is blessed with the personality that will serve him in good stead in dealing, if necessary, with matters where diplomacy will be the rule,

Now, Therefore, Be It Resolved, That in acknowledging his election as Democratic State Chairman, the City Council of the City of Providence wishes him well in his role as Titular Political Head of the Democratic Party in the State of Rhode Island, and look with great expectation to a unified organization in those mat-

ters that will be most beneficial to the Citizens in the State of Rhode Island.

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

COUNCILMAN STRAVATO (By Request):

Resolution Requesting the Traffic Engineer to Invoke "No Parking This Side" Regulations along the Easterly Side of Pocasset Avenue, from Laurel Hill Avenue to the City of Providence-City of Cranston Line.

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

COUNCILMAN STRAVATO, COUNCIL PRESIDENT PRO TEMPORE FARGNOLI, and COUNCILMAN XAVIER, for Themselves, and COUNCILMAN JOHNSON, In Absentia (By Request):

Resolution Requesting the Committee on Employee Relations to Ascertain Whether or Not Raymond C. Morgan, Former Superintendent of Garbage Collections, Until his Involuntary Termination in January of 1975, is Entitled to Any Remuneration for Accrued Sick Leave Benefit.

Referred to the Committee on Employee Relations, on motion of COUNCILMAN LYNCH, seconded by COUNCILMEN FLYNN and GARAN.

COUNCILMAN XAVIER:

Resolution Requesting the Committee on Finance, to Which the Report of Peat, Marwick, and Mitchell & Co., Certified Accountants on Financial Statements of the Various Funds of the City of Providence, for the Year Ended, June 30, 1975, was Referred, to Give Particular Study to that Portion of the Said Report Entitled, "Competitive Bidding."

Whereas, The Report of Peat, Marwick and Mitchell & Co., Certified Public Accountants on Financial Statements of the various funds of the City of Providence for the year ended June 30, 1975, as submitted to the City Council for its consideration on January 5, 1977, was referred to the Committee on Finance, said report incorporates certain comments, and

Whereas, Said comments on Page 74 thereof, entitled "Competitive Biddings", notes that in some instances, several purchase orders of the

same date for like items from the same Vendor were encumbered, whereas one purchase order should have been used, which procedure circumvents the City policy for awarding contracts of \$1,500.00 or greater to the lowest bidder, and

Whereas, It is recommended that this procedure be prohibited and City regulations be enforced,

Now, Therefore, Be It Resolved, That the Committee on Finance is hereby requested to give particular study to that portion of the said Report as noted, in that the same is contrary to the statutory authority concerning Contract Awards in that amount.

Read and Passed, on motion of **COUNCILMAN LYNCH**, seconded by **COUNCILMEN GABAN and XAVIER**.

REPORTS FROM COMMITTEES

COUNCILMAN RALPH FARGNOLI, Chairman **COMMITTEE ON URBAN REDEVELOPMENT, RENEWAL AND** **PLANNING**

Transmits the Following with Recommendation,
the Same be Severally Adopted:

An Ordinance Approving and Adopting the Official Redevelopment Plan for Downtown Providence Renewal.

Redevelopment, Renewal and Planning, on motion of **COUNCILMAN MANSOLILLO**, seconded by **COUNCILMAN BRADSHAW**.

Referred Back to the Committee on Urban

An Ordinance in Amendment of and in Addition to Chapter 1973-52 of the Ordinances of the City of Providence, Approved December 24, 1973, and Entitled, "An Ordinance Approving and Adopting the Official Redevelopment Plan for West Broadway NDP Urban Renewal Area (1)".

Read and Passed, the First Time, on motion of COUNCILMAN LYNCH, seconded by COUNCILMEN GARAN and MEROLA, by the following Roll Call Vote:

Ayes: Council President Haxton, and Councilmen Addison, Ahern, Almagno, Bradshaw, Councilwoman Brassil, Councilmen Cirelli, Fagnoli, Flynn, Garan, Glavin, Gorodetsky, Henries, Lynch, Mansolillo, McKiernan, Merola, Petrosinelli, Salvatore, Stravato, and Xavier—21.

Absent: Councilmen Cola, Johnson, Pearlman, Tomasso, and Turchetta—5.

Resolution Authorizing the Board of Contract and Supply to Purchase for the City from the Providence Redevelopment Agency, Parcel 6-7, within the Comstock Renewal Project, for Rehabilitation as an Additional Neighborhood Facility Center; Said Parcel being Situated on the Corner of Prairie Avenue and Chester Avenue.

Be It Resolved, That

1. The Board of Contract and Supply is hereby authorized on behalf of the City of Providence to purchase from the Providence Redevelopment Agency for the sum of One Dollar (\$1.00) that parcel of land situated in the City of Providence and described in that Deed which is attached hereto and marked "Exhibit A".

2. This Resolution shall take effect upon its passage.

Resolution Authorizing the Submission of Project Proposals by the Department of Planning and Urban Development for Inclusion in the Annual Statewide Overall Economic Development Program, (OEDP).

Whereas, The Rhode Island Statewide Planning Program is responsible for the preparation of the Overall Economic Development Program which covers all qualified areas of the State and insures the eligibility for the full range of Economic Development Administration benefits under the Public Works and Economic Development Act and other Acts administered by EDA, including,

- grants to help build public facilities essential to long-range industrial and commercial growth
- financial assistance to help private enterprise expand and establish job-generating operations, and
- planning grants and technical assistance to help solve problems blocking growth, and

Whereas, The Public Works Employment Act of 1976, Section 108(g) states that "States and local governments making application under this Act should (1) relate their specific requests to existing approved plans and programs of a local community development or regional development nature . . ." and

Whereas, The State Planning Council has ruled that all projects proposed as amendments to the current OEDP and all projects proposed for inclusion in future OEDP's must be accompanied by a resolution of the sponsor's governing body authorizing submission of the proposal, and

Whereas, The Department of Planning and Urban Development has the responsibility for submitting and updating plans to the Rhode Island Statewide Planning Program for inclusion in the OEDP, on behalf of all City departments and agencies.

Now, Therefore, Be It Resolved, That the Department of Planning and Urban Development is authorized to file amendments to the 1976 OEDP and make future OEDP proposal submissions for inclusion in the annual Overall Economic Development Program that is prepared by the Rhode Island Statewide Planning Program and adopted by the State Planning Council so that the City of Providence can be assured of maintaining its eligibility for the full range of benefits under Federal programs administered by the Economic Development Administration.

Resolution Authorizing the Department of Planning and Urban Development on Behalf of the City of Providence to Prepare and Submit an Application Under Section 302 (a) of the Public Works and Economic Development Act as Amended in 1974.

Whereas, Section 302(a) of the Public Works and Economic Development Act, as Amended in 1974, authorizes the Economic Development Administration of the U.S. Department of Commerce to make planning grants to cities to strengthen city economic development planning efforts; and

Whereas, The City of Providence deems it necessary and in the public interest (1) to develop a systematic approach to analyze the local economy, (2) to define development goals, (3) to determine project opportunities and (4) to formulate and implement a development program; and

Whereas, Said Section 302(a) of the Public Works and Economic Development Act, as amended in 1974, provides for 75 percentum of the estimated cost of such activities or undertakings; and

Whereas, The City of Providence, in order to obtain said Economic Development Planning Grant, must assume the local share which is

25 per centum of the total estimated cost of \$100,000.00 to be met by \$10,000.00 in contractual services under the Downtown Economic Study funded through the Mayor's Office of Community Development and \$15,000.00 in in-kind services.

Now, Therefore, Be It Resolved, By the City Council of the City of Providence as follows:

1. It is hereby found necessary and in the public interest to make an application to the Economic Development Administration for an Economic Development Planning Grant under Section 302(a) of the Public Works and Economic Development Act of 1965 (Public Law 89-136) as last amended (Public Law 94-273) for the aforementioned study.

2. The Department of Planning and Urban Development is hereby authorized and designated as the representative of the City for the filing of an application with the Economic Development Administration, to prepare all requisitions and documents necessary for the receipt of funds from said Economic Development Administration, and to do all work necessary to carry out the terms of any contract between the City and the Economic Development Agency arising out of said application for an Economic Development Planning Grant.

3. That United States of America and the Economic Development Administration be, and they hereby are assured of full compliance by the City of Providence with all regulations of the United States Government effectuating the receipt of Federal grants under the Public Works and Economic Development Act as amended.

Resolution Approving Accompanying Plans for Redevelopment of East Side Renewal Project, R.I. R-4, Depicting Areas for Dedication as Public Rights-of-Way and to be Repaired and Maintained by the City.

Resolution approving the accompanying plans

entitled Disposition Dedication Maps of the redevelopment of the East Side Renewal Project R.I. R-4 consisting of cover sheet and fifteen (15) sheets, Stanley P. Blacher, Chairman, et al, Scale 1" = 40.0' or as indicated, depicting the areas for dedication as public rights-of-way to the City of Providence, under the provisions of Chapter 987 of the Public Laws of 191² and thereafter declared public rights-of-way to be repaired and maintained at the expense of the City of Providence.

Resolution Requesting the Committee on Urban Redevelopment, Renewal and Planning to Undertake an Investigation of the Funding of the Mayor's Office of Community Development and Its Expenditures from Its Inception to the Date of the Adoption of this Resolution.

Resolved, That the Committee on Urban Redevelopment, Renewal and Planning is requested to Undertake an Investigation of the Funding of the Mayor's Office of Community Development and Its Expenditures from Its Inception, to the date of the adoption of this Resolution.

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

Ayes: Council President Haxton and Councilmen Addison, Ahern, Bradshaw, Councilwoman Brassil, Councilmen Cirelli, Fagnoli, Flynn, Garan, Glavin, Gorodetsky, Henries, Lynch, Mansolillo, McKiernan, Merola, Petrosinelli, Salvatore, Stravato, and Xavier—20.

Noes: None.

Absent: Councilmen Almagno, Cola, Johnson, Pearlman, Tomasso, and Turchetta—6.

COUNCILMAN BRADSHAW desires to be Recorded as "Not Voting" on the above immediate Resolution relative to an Investigation of the Funding of the Mayor's Office of Community Development.

Recapitulation:

Ayes: 19

Noes: None

Not Voting: 1

Absent: 6

COUNCILMAN LAURENCE K. FLYNN, Chairman
COMMITTEE ON PUBLIC WORKS

**Transmits the Following with Recommendation,
the Same be Severally Adopted:**

Resolution Ordering the Abandonment as a Public Highway of a Portion of O'Connor Street, from Jillson Street to Broom Street.

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

Resolved, Decreed and Ordered:

That the following portion of named street as shown as cross-hatched area on the accompanying Plan entitled, "Providence, R.I. P.W. Dept.—Engineering Office, Street Line Section, Plan No. 063974, dated August 18, 1976",

viz:

to abandon as a Public Highway, that portion of O'Connor Street, from Jillson Street to Broom Street, depicted on the above noted and accompanying plan as cross-hatched area, having ceased to be useful to the public and the same is proposed to be abandoned as a public highway, subject to any easements required by the Department of Public Works and of any private utility, and the damage to the abutters is appraised at nothing and so awarded, and it is further

Ordered, That the Director of Public Works be and he is hereby directed to cause a sign to be placed on the above-named highway abandoned as aforesaid, having thereon the words, "Not a Public Highway", and it is further

Ordered, That after the entry of this order or decree, the City Clerk shall cause a notice, thereof, to be published in a newspaper published in the County of Providence at least once a week for three successive weeks, and a further and personal notice shall be served by the City Sergeant upon every owner of land abutting the above-named highway which has been abandoned, who is known to reside within the State.

Resolution Requesting the Committee on Public Works to Recommend to the City Council, that Permission be Granted to Thomas Connally, of Providence, to Connect the Sanitary Line of New Structure into the Robin Brook Sewer, So-Called, Situated on Lot 233, on City Assessor's Plat 97, Located along Dorothy Avenue.

Resolved, That the Committee on Public Works is requested to recommend to the City Council that permission be granted to Thomas Connally to connect the sanitary line of new structure into the Robin Brook Sewer, so-called, situated on Lot 233, on City Assessor's Plat 97, located along Dorothy Avenue.

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

**The Following is Returned with Recommendation,
the Same be Received:**

Notice from the State Coastal Resources Management Council, Dated December 2, 1976, Informing the City Council of the Application of the National Railroad Passenger Corp. (AMTRAK), for State Assent to Replace an Existing Deteriorating Steel Truss Railroad Bridge with

a New Steel Girder and Concrete Superstructure, Adjacent to Union Station, Providence.

Received.

COUNCILMAN ROBERT F. LYNCH, Chairman
COMMITTEE ON FINANCE

**Transmits the Following with Recommendation,
the Same be Severally Adopted:**

Resolution Refunding to Certain Taxpayers, Sums of Monies Representing Overpayment of Taxes to the City Collector, for the Years 1967 and 1972 to 1976, Inclusive.

Resolved, That the accompanying certificates, numbers 4189 thru 4494 (except nos. 4276 and 4463) representing overpayment of City Taxes for the years 1967, 1972, 1973, 1974, 1975 and 1976 are hereby refunded in the amounts overpaid. (For Certificates, see Files of City Council.)

Resolution Refunding to Certain Taxpayers, Sums of Monies Representing Overpayment of Taxes to the City Collector, for the Years 1975 and 1976.

Resolved, That the accompanying certificates, numbers 4176 thru 4188 (except nos. 4177, 4181, 4182 and 4187) representing overpayment of City Taxes for the years 1975 and 1976 are hereby refunded in the amounts overpaid. (For Certificates, see Files of City Council.)

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

Ayes: Council President Haxton and Councilmen Addison, Ahern, Bradshaw, Cirelli, Fargnoli, Flynn, Garan, Glavin, Gorodetsky, Henries, Lynch, Mansolillo, McKiernan, Merola, Petrosinelli, Salvatore, and Stravato—18.

Absent: Councilman Almagno, Councilwoman Brassil, Councilmen Cola, Johnson, Pearlman, Tomasso, Turchetta, and Xavier—8.

COMMUNICATION AND REPORTS

FROM CITY CLERK:

Communication, dated January 6, 1977, Informing the Honorable City Council of His Appointment of Rose M. Mendonca, of Providence as First Deputy City Clerk, and Michael R. Clement, of Providence as Second Deputy City Clerk, and the Designation of Grace Nobrega, of Providence, as Stenographic Reporter of the City Council.

Received.

FROM RICHARD D. WORRELL:

Communication, dated January 11, 1977, Informing the Honorable President and Members of the City Council that as of June 30, 1976, he Acquired Stock in New England Trust Company, which provides Investment Advisory Services to the City Employees' Retirement System.

Received.

FROM CITY CLERK:

Reports of All Monies Received in the Department of City Clerk, Transmitted to and Credited by the City Collector for the Fiscal Year Quarters of June 30-September 30, and October 1-December 30, 1976.

Severally Received.

FROM CITY ASSESSOR:

Certificates (38-R, 39-R, 58-R, 62-R, 63-R, 67-R, 71-R and 79-R), Recommending the Same be Severally Cancelled.

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

RECESS

On motion of COUNCILMAN LYNCH, seconded by COUNCILMAN GARAN, it is Voted that the Council be in Recess at 9:35 o'clock P.M. (EST) to Reconvene at the Call of the Chair.

RECONVENTION

COUNCIL PRESIDENT HAXTON Reconvenes the Council at 9:45 o'clock P.M. (EST) and Directs the Clerk to Call the Roll to Ascertain if there is a Quorum Present:

Present: Council President Haxton and Councilmen Addison, Ahern, Almagno, Bradshaw, Cirelli, Fagnoli, Flynn, Garan, Glavin, Gorodetsky, Henries, Lynch, Mansolillo, McKiernan, Merola, Petrosinelli, Salvatore, and Stravato—19.

Absent: Councilwoman Brassil and Councilmen Cola, Johnson, Pearlman, Tomasso, Turchetta, and Xavier—7.

COUNCILMAN LYNCH moves that the Motion to Refer that Ordinance Approving and Adopting the Official Redevelopment Plan for Downtown Providence Renewal, Back to the Committee on Urban Redevelopment, Renewal and Planning, which was Recommended for Adoption by the Said Committee, be Reconsidered.

This Motion being seconded by **COUNCILMAN GARAN**, is Put to Vote and Passed.

REPORT FROM COMMITTEE

COUNCILMAN RALPH FARGNOLI, Chairman COMMITTEE ON URBAN REDEVELOPMENT, RENEWAL AND PLANNING

Transmits the Following with Recommendation,
the Same be Adopted:

An Ordinance Approving and Adopting the Official Redevelopment Plan for Downtown Providence Renewal.

Read and Passed, the First Time, on motion of **COUNCILMAN LYNCH**, seconded by **COUNCILMAN MANSOLILLO**, by the following Roll Call Vote:

Ayes: Council President Haxton and Councilmen Addison, Ahern, Almagno, Bradshaw,

Cirelli, Fagnoli, Flynn, Garan, Glavin, Gorodetsky, Henries, Lynch, Mansolillo, McKiernan, Merola, Petrosinelli, Salvatore, and Stravato—19.

Absent: Councilwoman Brassil and Councilmen Cola, Johnson, Pearlman, Tomasso, Turchetta, and Xavier—7.

FROM THE CLERK'S DESK

Petitions for Compensation for Injuries and Damages:

Bell Electric Company, Inc.

Lucy Castaldi

Robert L. Cipollone

Grassroots Landscaping

Norman Harrod, Sr.

Bernard P. Healy

Hillside Motors, Inc.

G. Donald Jacobs

Robert L. Landi

Robert L. Lenardson

John C. Maccarone

Anthony Mastronardi p.p.a. Julie Mastronardi

Adeline Pagliarini p.p.a. Robert Pagliarini

Parkhurst Motors, Inc.

Ernest Schnitzer

Dianne A. White

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

MATTER NOT APPEARING ON THE PRINTED DOCKET

On motion of COUNCILMAN LYNCH, seconded by COUNCILMEN GARAN and MANSO-LILLO, it is Voted to Suspend Rule 16 of the Rules of the City Council in Order to Allow the introduction of the following Matter Not Appearing on the Printed Docket.

PRESENTATION OF RESOLUTION

Resolution Requesting that His Honor the Mayor Declare a Local Disaster Emergency Exists, Should be Continued for a Definite Period and that the City Council Consents to Its Continuation, Not Beyond February 8, 1977, Unless Ordained by the Said Council.

Whereas, A local disaster emergency exists within the purview of "30-15-13" of the General Laws of Rhode Island, 1956, as amended, due to the hardship caused by the present sub-zero temperatures, which have adversely affected home heating of certain residents of our City, and

Whereas, In order to maintain an adequate and healthy level of residential heating, the City of Providence proposes to provide relief for such resident citizens,

Now, Therefore, Be It Resolved, That His Honor the Mayor hereby declares that a local disaster emergency does exist, and should be continued for a definite emergency period, and

Be It Further Resolved, That the City Council does hereby consent to such continuation of an emergency period, but not beyond February 8, 1977, at 9:00 o'clock P.M. (E.S.T.) unless so ordained by the City Council.

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

ADJOURNMENT

There being no further business, on motion of COUNCILMAN LYNCH, seconded by COUNCILMEN FLYNN, GARAN, MANSOLILLO, MEROLA and STRAVATO, the City Council adjourns at 9:55 o'clock P.M. (EST) to meet again on THURSDAY, FEBRUARY 3, 1977 at 8:00 o'clock P.M. (EST).

Vincent Vespia

City Clerk

