

CITY OF PROVIDENCE
RHODE ISLAND



CITY COUNCIL
JOURNAL OF PROCEEDINGS

No. 58 City Council Special Meeting, Thursday, March 19, 1981 8:00 P.M. (E.S.T.)

IN CITY COUNCIL
APR 2 1981

PRESIDING

APPROVED:

Rose M. Mendonca

COUNCIL PRESIDENT

RALPH FARGNOLI

ROLL CALL

Present: Council President Fagnoli and
Councilmen Addison, Almagno, Boyle,
Councilwoman Brassil, Councilmen Cola,
Dillon, Easton, Farmer, Flynn, Glavin,
Griffin, Johnson, Lynch, Mansolillo, Moise,
O'Connor, Paolino, Pearlman, Pennine,
Petrosinelli, Salvatore, Snowden and
Xavier—24

Absent: Councilmen Cirelli and Stra-
vato—2.

INVOCATION

The Invocation is given by COUNCILMAN
DAVID G. DILLON.

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

1: S

COUNCILMAN KENNETH E. SNOWDEN
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. 56 of the
Regular Meeting of the City Council held
March 5, 1981 and Posted March 17, 1981 on
that Bulletin Board located on the Ground
Floor Level of City Hall, is Approved as
Printed, on motion of COUNCILMAN AD-
DISON, seconded by COUNCILMAN GLAV-
IN.

SCHEDULE OF BILLS

FROM THE ACTING PUBLIC SERVICE ENGINEER:

Street Lighting Bill for February, 1981, in the Amount of One Hundred and Nine Thousand, Seven Hundred Seventeen Dollars and Fifty Three Cents (\$109,717.53).

Approved, on motion of COUNCILMAN ADDISON, seconded by COUNCILMAN GLAVIN by the following Roll Call Vote:

Ayes: Council President Fagnoli and Councilmen Addison, Almagno, Boyle, Councilmen Cola, Dillon, Easton, Farmer, Flynn, Glavin, Johnson, Mansolillo, Moise, Paolino, Pearlman, Pennine, Petrosinelli, Salvatore and Xavier—19.

Absent: Councilwoman Brassil, Councilmen Cirelli, Griffin, Lynch, O'Connor, Snowden and Stravato—7.

The motion for Approval is Sustained.

ORDINANCES SECOND READING

The Following Ordinances were in City Council March 5, 1981 Read and Passed the First Time and are Returned for Passage the Second Time:

An Ordinance in Amendment of and In Addition to Chapter 21 of the Code of Ordinances of the City of Providence, Entitled: "Revenues and Finance" by Adding Section 21-16.

Be It Ordained By The City of Providence:

Section 1. Chapter 16 of the Code of Ordinances of the City of Providence is hereby amended and added to, by adding Section 21-16 to be entitled: "Projection of Revenues and Expenditures", as follows:

Section 21-16 Projection of Revenues and Expenditures.

The Finance Director, Mayor, or Member of the City Council submitting Appropriation Ordina-

nances and/or Amendments thereof to the City Council of the City of Providence shall be null and void unless it is in compliance with the hereinafter prescribed formula:

a. *Property and excise taxes in lieu of Machinery equipment and inventory tax, Water Fund, Sewer Rentals.* The estimated receipts of such taxes or levies shall be based on a projected collection rate to be no higher than one percent (1%) more of collection than that which was the actual collection for the last full year for which final receipts are available.

b. *Business and Non-Business Licenses,* shall be estimated at no more than the amount received in the last full year for which final receipts are available, excepting therefrom any new category

and increases of fees of licenses, said new categories to be listed separately in the first year of collection only.

c. *General Departments and Fines*, estimated receipts from General Departments and Fines shall be no higher than the amount received in the last full year for which final receipts are available excepting therefrom, any new category or receipts, which shall be listed separately in the first year of collection only.

d. *State and Federal Revenue Sharing, State and Federal Grants and Aid to Education* shall be estimated at a rate no more than the amounts actually committed to the City under existing federal and state formulas.

e. *Rents and Interest*, rents shall be estimated no higher than those amounts currently being collected from leases in effect, provided, however, any escalation in rents called for pursuant to existing leases or new leases which have been approved by the Committee on City Property shall be listed separate in the first year of collection only. Interest shall be estimated at a rate no higher than that collected.

f. *Collection of Delinquent Taxes, Rents, Sales of City Owned Real Estate, Escheats and Forfeitures*, shall not be included in any estimated collection of revenues unless said amounts have been collected or a written agreement evidencing the intent to pay said delinquent amounts or sums certain have been signed by the person or persons owing said delinquent amount or sums certain.

g. *Collection of prior years taxes* shall be estimated to be no higher than the actual collections for the last full year for which figures are available.

h. *Estimate of Expenditures* for the City of Providence shall not be based at a rate higher than one hundred and two point five percent (102.5%) of the previously approved budget for the said City.

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

An Ordinance in Amendment of Section 24-7 (a) and (b) of the Code of Ordinances of the City of Providence, Entitled: "License Fees".

Be It Ordained By The City of Providence:

Section 1. Section 24-7 (a) and (b) of the Code of Ordinances of the City of Providence is hereby amended to read as follows:

Sec. 24-7 License Fees.

(a) **VEHICLES.** For every license granted for vehicles used for the conveyance of persons or things for hire, there shall be paid the sum of ten dollars (\$10.00), provided, that for every license so granted for automobiles, motor cars or other power-driven vehicles (except railroad and railway cars and motor vehicles running only upon rails or tracks), used for the conveyance of passengers for hire, there shall be paid the sum of twenty dollars (\$20.00).

(b) **DRIVERS.** For every license so granted to persons to drive and have charge of any vehicle for hire, there shall be paid the sum of five dollars (\$5.00).

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

An Ordinance in Amendment of and in Addition to Sections 14-1, 14-110, 14-129, 14-197 and 14-206 of Article I of the Code of Ordinances of the City of Providence, Entitled: "In General".

Be It Ordained By The City of Providence:

Section 1. Sections 14-1 (c), 14-110, 14-129 (e), 14-172 (a) (b) and (c), 14-197 (2) and (4), and 14-206 (a) (b) and (c) are hereby amended and added to, as follows:

Sec. 14-1. Closing hours; license fees, regulations for commercial establishments.

(c) Fee for license. The fee for permission to operate any one of the aforesaid businesses between the aforesaid hours shall be fifty dollars (\$50.00) per annum payable to the bureau of licenses on or before the issuance thereof and annually thereafter.

Sec. 14-110. License fee.

The sum of one hundred dollars (\$100.00) shall be the annual charge for each license granted by the bureau of licenses to keep and maintain an intelligence office.

Sec. 14-129. Fees for licenses.

Add Subsection (e) Junk yard \$100.00.

Sec. 14-172. License fees.

(a) Peddling from wagons or carts . \$ 25.00

(b) Peddling from hand or push carts..... \$ 25.00

(c) Peddling on foot, without wagon or cart \$ 25.00

Sec. 14-197. Fees for designated licenses; Additional charges and costs.

(2) Show and dance; Ten dollars (\$10.00) per day.

(4) Motion pictures: Ten dollars (\$10.00) per day.

Sec. 14-206. License fees for bagatelle, billard, pool or sippio tables and amusement centers.

The annual fees for licenses to keep bagatelle,

billiard, pool or sippio tables or an amusement center shall be as follows:

(a) For one such table \$ 50.00

(b) For each additional table in the same premises 30.00

(c) For amusement centers 400.00

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

An Ordinance in Amendment of Section 10-76 (1), (2) and (3) of the Code of Ordinances of the City of Providence, Entitled: "Same — Fees Designated: Proration of Fees."

Section 1. Section 10-76 (1), (2) and (3) of the Code of Ordinances of the City of Providence, entitled; "Same — Fees designated; proration of fees", is hereby amended to read as follows:

Sec. 10-76. Same — Fees designated; proration of fees.

(1) Manufacturers, processing and pasteurization plants where the product is sold at wholesale or retail for resale off the premises: One hundred dollars (\$100.00) each.

(2) Manufacturers, processing and pasteurization plants where the product is sold only at retail for consumption on the premises: Fifty dollars (\$50.00) each.

(3) Ice cream wagons, ice cream parlors and similar places: twenty dollars (\$20.00) each, provided such fee shall not be required of holders of any type of victualling licenses except caterers.

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

An Ordinance in Amendment of Section 10-24 (b) of the Code of Ordinances of the City of Providence, Entitled: "Same — Issuance, Fee, Posting."

Be It Ordained By The City of Providence:

Section 1. Section 10-24 (b) of the Code of Ordinances of the City of Providence entitled; "Same — Issuance, fee, posting", is hereby amended to read as follows:

Sec. 10-24. Same — Issuance, fee, posting.

(b) The annual fee for Class A Restaurants shall be fifty dollars (\$50.00), for Class B Restaurants, twenty dollars (\$20.00), for lunch carts, one hundred dollars (\$100.00), for delicatessens, twenty dollars (\$20.00), for caterers, one hundred dollars (\$100.00). Restaurants operated by nonprofit organizations in public, parochial or nonprofit private schools or hospitals not operated for profit shall be required to obtain a license but shall be exempt from the payment of the fees therefor. It shall be unlawful for any person to operate any victualling house or restaurant in the city without first having obtained a license for the conduct and operation of the same from the bureau of licenses and any such place which is

operated without a license shall be closed forthwith by order of the bureau of licenses. Such licenses shall be posted in a conspicuous place on the premises.

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

Severally Read and Collectively Passed, the Second Time, on motion of COUNCILMAN ADDISON, seconded by COUNCILMAN GLAVIN, by the following Roll Call Vote:

Ayes: Council President Fagnoli and Councilmen Addison, Almagno, Boyle, Cola, Dillon, Easton, Farmer, Flynn, Glavin, Mansolillo, Paolino, Pearlman, Penine, Petrosinelli, Salvatore, Snowden and Xavier—18.

Noes: Councilmen Johnson and Moise—2.

Not Voting: Councilman O'Connor—1.

Absent: Councilwoman Brassil, Councilmen Cirelli, Griffin, Lynch and Stravato—5.

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

PRESENTATION OF ORDINANCE

COUNCILMAN BOYLE and COUNCILMAN GLAVIN (By Request):

An Ordinance to Create a Design Controlled Smith Hill Commercial District.

Referred to Committee on Ordinances, on motion of COUNCILMAN ADDISON, seconded by COUNCILMAN GLAVIN.

The motion to Refer is Sustained.

PRESENTATION OF RESOLUTIONS

COUNCIL PRESIDENT FARGNOLI:

Resolution Endorsing House Bill H-6062 and Senate Bill S-734, relative to Removing of Lines, Cables, Conduits, Ducts, Pipes and other Personal Property of the Telephone Company from Tax Exempt Status.

Resolved, That the City Council of the City of Providence endorses House Bill H-6062 and Senate Bill S-734, relative to removing of lines, cables, conduits, ducts, pipes and other personal property of the Telephone Company from tax exempt status, which would generate approximately Five to Eight Million Dollars in Taxes to the City of Providence.

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

COUNCILMAN SNOWDEN desires to be recorded as "Not Voting".

The motion for Passage is Sustained.

COUNCIL PRESIDENT FARGNOLI (By Request):

Resolution Requesting that All Department in the City of Providence, including the School Department—Administration, have Time Clocks for Employees.

Referred to Committee on Finance, on motion of COUNCILMAN ADDISON, seconded by COUNCILMAN GLAVIN.

The motion to Refer is Sustained.

COUNCILWOMAN BRASSIL and COUNCILMAN ADDISON:

Resolution Endorsing and Urging Passage of Senate Bill 81-S 458, An Act Repealing Section 44-13-13 of Chapter 44-13 of the General Laws of the State of Rhode Island entitled "Public Service Corporation Tax."

Whereas, Section 44-13-13 of Chapter 44-13 of the General Laws of the State of Rhode Island entitled "Public Service Corporation Tax" presently exempts Telegraph, Cable and Telephone Corporations from local Taxation on Tangible Personal Property, and

Whereas, The repealing of this exemption would allow the local taxation of Tangible Personal Property of these now exempt corporations, and

Whereas, Additional tax revenues exceeding One Million Dollars (\$1,000,000.00) annually would be collected by the City of Providence,

Now, Therefore, Be It Resolved, That the Members of the City Council of the City of Providence, Rhode Island, hereby endorse and urge passage of Senate Bill 81-S 458, an Act repealing Section 44-13-13 of Chapter 44-13 of the General Laws of the State of Rhode Island entitled "Public Service Corporation Tax."

COUNCILMAN DILLON and COUNCILMAN FLYNN:

Resolution Requesting the Traffic Engineer to cause the Installation of Caution Lights at the intersection of Chapin Avenue and Messer Street.

Resolved, That the Traffic Engineer is requested to cause the installation of Caution Lights at the intersection of Chapin Avenue and Messer Street.

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

The motion for Passage is Sustained.

Resolution Requesting the City Solicitor to prepare, cause to be introduced and to Urge Passage at the 1981 Session of the General Assembly of "An Act Allowing the Water Supply Board to earn a Reasonable Profit on the Sale and Distribution of Water."

Referred to Committee on Finance, on motion of COUNCILMAN ADDISON, seconded by COUNCILMAN GLAVIN.

The motion to Refer is Sustained.

COUNCILMAN FARMER:

Resolution Requesting the General Assembly of the State of Rhode Island not to enact any further laws or amendments to the 1923 Public Laws Establishing the Employees Retirement System of the City of Providence, Improving the Benefits payable to Members of said System until further Contrary Action of the Providence City Council.

Whereas, Over recent years a number of amendments to the public laws of the State of Rhode Island establishing and governing the Employees Retirement System of the City of Providence have been enacted by the General Assembly; and

Whereas, Many of said amendments have improved retirement benefits for members of said System with resulting increases in the financial burden to be borne by the taxpayers of the City of Providence; and

Whereas, The City of Providence is in dire financial circumstances and must take all reasonable measures to ease the tax burden on Providence taxpayers,

Now, Therefore Be It Resolved, That

1. The General Assembly is hereby requested by the City of Providence not to enact any further laws or amendments to the 1923 Public Laws establishing the Employees Retirement System of the City of Providence improving the benefits payable to members of said System until further contrary action of the Providence City Council, and

2. That upon passage of this Resolution the City Clerk is requested to forthwith forward copies of this Resolution to the Governor of the State of Rhode Island, the leaders of the majority and minority parties of the House of Representatives and the Senate and such other legislative leaders or members as she may in her discretion deem appropriate.

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

The motion for Passage is Sustained.

Resolution that the Democratic Members of the City Council meet and elect three Providence Qualified Electors, who May but Need not be Members of the City Council, to a Preliminary Committee on Ward Boundaries and the Republican and Independent Members of the City Council Meet and Elect Two Providence

Qualified Electors, who May but Need not be Members of the City Council, to Said Preliminary Committee, Such Elections to be Completed within Twenty (20) Days after Adoption of this Resolution by the City Council.

COUNCILMAN ADDISON moves that the Resolution be Referred to Committee on Ordinances.

This motion is seconded by COUNCILMAN GLAVIN.

COUNCILMAN JOHNSON moves that the Resolution be Passed.

This motion is seconded by COUNCILMAN LYNCH.

The motion to Refer to Committee on Ordinances, having precedence over the motion for Passage, is Put to Vote and not Passed, by the following Roll Call Vote:

Ayes: Council President Fagnoli and Councilmen Boyle, Cola, Flynn, Glavin, Moise, O'Connor, Pearlman, Petrosinelli and Salvatore—10.

Noes: Councilmen Addison, Almagno, Councilwoman Brassil, Councilmen Dillon, Easton, Farmer, Griffin, Johnson, Lynch, Mansolillo, Paolino, Pennine, Snowden and Xavier—14.

Absent: Councilmen Cirelli and Stravato—2.

The motion to Refer to Committee on Ordinances, is Not Sustained.

Whereas, The Providence Home Rule Charter provides that at its first meeting in September, 1981, this City Council shall elect a Committee on Ward Boundaries of five members, three of whom shall be elected by the majority party and two of whom shall be elected by the members of the City

Council who are not members of the majority party; and

Whereas, Said Charter provides that the Committee shall draw up a plan for establishing ward boundary lines based on the 1980 federal decennial census for presentation to the City Council for Adoption or amendment; and

Whereas, Said procedure is to be completed by March 1, 1982, and

Whereas, The Providence Board of Canvassers will need said plan in December 1981 in order to have adequate time to complete all of the work necessary to be ready for the 1982 electoral process which commences in June, 1982; and

Whereas, The 1980 census information is or will shortly be available and appropriate State officials have commenced work on preparation of new Representative and Senatorial districts; and

Whereas, There are many reasons in favor of early commencement of the extensive work necessary to prepare such new ward boundaries and a preliminary or interim committee could do much prior to September, 1981 to expedite this important process prior to establishment of the Committee on Ward Boundaries pursuant to said Charter,

Now, Therefore, Be It Resolved, That

1. The Democratic members of the City Council meet and elect three Providence qualified electors who may but need not be members of the City Council to a Preliminary Committee on Ward Boundaries and the Republican and Independent members of the City Council meet and elect two Providence qualified electors (who may but need not be members of the City Council) to said Preliminary Committee, such elections to be completed within 20 days after adoption of this Resolution by the City Council;

2. That the Preliminary Committee organize within 30 days after adoption of this Resolution

by the City Council by electing a chairperson from among their members and commence, with the assistance of the Providence Board of Canvassers, such preliminary work as the Preliminary Committee and said Board may deem appropriate to permit the Committee on Ward Boundaries to expedite its work with the goal of completing its plan prior to December, 1981;

3. Any member of the Preliminary Committee may, but need not be, elected a member of the Committee on Ward Boundaries;

4. All employees and officers of the State of Rhode Island who are working on redistricting of State Senatorial and Representative Districts are requested to cooperate with the Preliminary Committee and the Board of Canvassers to facilitate the expeditious drawing of new ward boundaries in accordance with the Providence Home Rule Charter of 1980 and applicable law.

The motion for Passage of the Resolution is thereupon Put to Vote and Passed.

COUNCILMEN FLYNN, GLAVIN and MOISE desire to be recorded as Voting "No" on the motion for Passage of the Resolution.

The motion for Passage is Sustained.

COUNCILMAN FARMER (By Request):

Resolution Requesting the Acting Public Service Engineer to cause the installation of a street light on Pole No. 14, located along Sessions Street at the entrance to the parking lot of the Jewish Community Center.

Resolved, That the Acting Public Service Engineer is requested to cause the installation of a street light on Pole No. 14, located along Sessions Street at the entrance to the parking lot of the Jewish Community Center.

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

The motion for Passage is Sustained.

COUNCILMAN JOHNSON:

Resolution authorizing His Honor the Mayor and the City Council Committee on City Property to offer for sale the so-called Valley View Housing Complex by Sealed Bids, the City Council having found that the so-called Valley View Housing Complex is no longer used for the purpose of housing veterans returning from service in World War II and has fulfilled that original purpose, pursuant to the General Laws of the State of Rhode Island, Title 45, Chapter 2, Section 5.

Whereas, The so-called Valley View Housing Complex was established and constructed for the purpose of housing veterans returning from service in World War II, and

Whereas, Pursuant to the General Laws of the State of Rhode Island, Title 45, Chapter 2, Section 5, it states:

"45-2-5. Power to use, lease or dispose of property no longer needed. — In addition to the powers heretofore granted by charter or the public laws of the state with respect to the purchase and sale of land, the city council of any city and the town council of any town, if it shall see fit so to do, is hereby authorized, from time to time, to sell, lease, convey, or use for any other public or municipal purpose or purposes, of for any purpose whatsoever, any lands or properties owned by said city or town, which have been purchased, acquired, used or dedicated in any manner for municipal or other public purposes, whenever, in the opinion of said city council or town council, said lands or properties have

become unsuitable or have ceased to be used for such purposes."

The Council of the City of Providence finds that the so-called Valley View Housing Complex is no longer used for the purpose of housing veterans returning from service in World War II and has fulfilled that original purpose,

Now, Therefore, Be It Resolved, That His Honor the Mayor and the City Council Committee on City Property is authorized to offer for sale the so-called Valley View Housing Complex by sealed bid upon such terms and conditions agreeable to His Honor the Mayor and the Committee on City Property and reserving the right to reject any and all bids. Such sale to take place in accordance with the opinion of the Supreme Court of the State of Rhode Island in *Valley View Tenants Association v. Doorley* and under the provisions of Rhode Island General Laws, 45-2-5,

Be It Further Resolved, That His Honor the Mayor is authorized to execute any deeds or other forms of conveyance approved by him and the Committee on City Property.

Be It Further Resolved, That the Committee on City Property is hereby requested to place advertisements in all major newspapers and real estate journals when offering the so-called Valley View Housing Complex for sale.

Read and Passed, on motion of COUNCILMAN JOHNSON, seconded by COUNCILMAN FLYNN.

Councilmen Addison, O'Connor and Moise desire to be recorded as voting "No".

Councilmen Glavin and Petrosinelli desire to be recorded as "Not Voting".

The motion for Passage is Sustained.

COUNCILMAN PEARLMAN (By Request):

Resolution requesting the Acting Public Service Engineer to Order the Installation of a High Pressure Sodium Vapor Light on that Pole located along Gorton Street, between Cole Avenue and Slater Avenue.

Resolved, That the Acting Public Service Engineer is requested to order the installation of a high pressure sodium vapor light on that pole located along Gorton Street, between Cole Avenue and Slater Avenue.

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

The motion for Passage is Sustained.

COUNCILMAN PEARLMAN and COUNCILMAN FARMER (By Request):

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

Resolved, That the following gifts of the following sums of money, to the Board of Park Commissioners, in trust, the income thereof to be applied, under the provisions of Chapter 367 of the Public Laws, January Session 1861, to the preservation and care of the following specified burial lots in said ground be and the same are hereby respectively accepted.

Severally Referred to Committee on Finance, on motion of COUNCILMAN ADDISON, seconded by COUNCILMAN GLAVIN.

The motion to Refer is Sustained.

REPORTS FROM COMMITTEES

COUNCILWOMAN CAROLYN F. BRASSIL, Chairwoman COMMITTEE ON FINANCE

Transmits the Following with Recommendation the same be Adopted:

An Ordinance in Amendment of Chapter 1981-8 of the Ordinances of the City of Providence, approved March 13, 1981 entitled: "An Ordinance Authorizing the Assessment and Collection of a Supplemental Tax in a Sum Not Less than \$14,399,696.00 and not more than \$16,500,000.00 being based on One Hundred Percent (100%) of the 1980-1981 Fiscal Year Tax Collection."

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

Ayes: Councilmen Addison, Almagno,

Boyle, Councilwoman Brassil, Councilmen Dillon, Easton, Farmer, Griffin, Lynch, Mansolillo, O'Connor, Paolino, Pearlman and Snowden—14.

Noes: Council President Fagnoli and Councilmen Cola, Flynn, Glavin, Moise, Pennine, Petrosinelli, Salvatore and Xavier—9.

Not Voting: Councilman Johnson—1.

Absent: Councilmen Cirelli and Stravato—2.

COUNCILMAN VINCENT J. CIRELLI, Chairman COMMITTEE ON ORDINANCES

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

An Ordinance Amending Section C of Chapter 1342, Approved August 5, 1960, Entitled: "An Ordinance Amending Chapter 544 of the Ordinances of the City of Providence, Approved September 21, 1951, as Amended, by Adding

Article VI-A, Entitled, "Historic District Zoning," Creating the Historic Stimson Avenue District in Addition to the Historic College Hill District, as Amended.

Read and Passed, the First Time, on motion of COUNCILMAN ADDISON, seconded by COUNCILMAN GLAVIN, by the following Roll Call Vote:

Ayes: Council President Fagnoli and Councilmen Addison, Almagno, Boyle, Councilwoman Brassil, Councilmen Cola, Dillon, Easton, Farmer, Flynn, Glavin, Griffin, Johnson, Lynch, Mansolillo, Moise,

O'Connor, Paolino, Pearlman, Pennine, Petrosinelli, Salvatore, Snowden and Xavier—24.

Absent: Councilmen Cirelli and Stravato—2.

The motion for Passage the First Time, is Sustained.

COUNCILMAN DAVID G. DILLON, Chairman COMMITTEE ON CLAIMS AND PENDING SUITS

Transmits the following with Recommendation the Same be Severally Approved for Cancellation:

Certificates from the City Assessor (37-H, 42-H, 44-H, 46-H, 47-H, 49-H, 50-H, 51-H, 52-H and 54-H) Recommending the Same be Severally Cancelled, Pursuant to the Provisions of Sections 14 and 15 of Title 44, Chapter 7 of the General Laws of Rhode Island, 1956, as Amended.

Severally Approved for Cancellation, on motion of COUNCILMAN ADDISON, seconded by COUNCILMAN GLAVIN, by the following Roll Call Vote:

Ayes: Council President Fagnoli and

Councilmen Addison, Almagno, Boyle, Councilwoman Brassil, Councilmen Cola, Dillon, Easton, Farmer, Flynn, Glavin, Griffin, Johnson, Lynch, Mansolillo, Moise, O'Connor, Paolino, Pearlman, Pennine, Petrosinelli, Salvatore, Snowden and Xavier—24.

Absent: Councilmen Cirelli and Stravato—2.

The motion to Approve for Cancellation, is Sustained.

COUNCILMAN LAURENCE K. FLYNN, Chairman
COMMITTEE ON PUBLIC WORKS

Transmits the following with recommendation, the same be Severally Adopted:

Resolution Ordering the Abandonment of Hanover Street, from Dexter Street to Bucklin Street.

Resolved, Decreed and Ordered, That the following named street shown as cross-hatched area on the accompanying plan entitled "Providence, Rhode Island, Section Plan No. 064125, dated December 17, 1980",

VIZ:

Hanover Street, from Dexter Street to Bucklin Street easterly shown as cross-hatched area on the accompanying plan and designated by the letters (A-B-C-D-A), having ceased to be useful to the public and is proposed to be abandoned as a Public Highway, subject to the petitioners conveying easements acceptable to the following: payments of depreciated reproduction value of water main and services in the amount of Four Thousand, Four Hundred Eighty-Two Dollars, Fifty-One Cents (\$4,482.51) as incorporated in communication from Chief Engineer Water Supply Board dated January 29, 1981; the Water Supply Board to maintain and service main; Providence Gas Company be permitted the right to install, inspect, improve and maintain their proposed facilities at all times; Narragansett Electric Company be permitted the retention of their facilities in existing locations, together with right to inspect, maintain, operate and replace the same; New England Telephone and Telegraph Company be permitted the retention of their facilities with the right to inspect, maintain, operate and replace the same; 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 have been abandoned, who is known to reside within the State.

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

Councilmen Mansolillo and O'Connor desire to be recorded as voting "No".

The motion for Passage is Sustained.

Resolution Ordering the Abandonment of Sawyer Street, from Stamford Avenue to its Easterly Termination.

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

The motion to Refer Back to Committee is Sustained.

REPORT

FROM THE PORT DIRECTOR:

Second Quarterly Report for the Three Months
ended December, 1980.

Received.

FROM THE CLERK'S DESK

Petition of Edward Furtado to change from an R-3 General Residence Zone to a C-1 Limited Commercial Zone, Lots numbered 184 and 185 on City Assessor's Plat 58, bounded by Morton, Broad, Calla and Eddy Streets.

Referred to Committee on Ordinances, on motion of COUNCILMAN ADDISON, seconded by COUNCILMAN GLAVIN.

The motion to Refer is Sustained.

Petitions for Compensation for Injuries and Damages, viz;

Amica Mutual Life Ins. Co., as subrogee of Jeffrey Sullivan

John Bucci

Sheila Cooley

Covenant Group Ins. Co., as subrogee of Emily Jo Kean

Edgar F. Gill

Catherine Ingram

New England Telephone

Vincent Scotti, Jr.

Ronald L. Turley

Tammy Rossi

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

The motion to Refer is Sustained.

PRESENTATION OF RESOLUTIONS

"In Congratulations"

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

Resolution Extending Congratulations to the
following:

South Side Boys' Club, in Recognition of
Winning the New England Biddy Basketball
Tournament.

**Read and Passed, on motion of COUNCIL-
MAN ADDISON, seconded by COUNCIL-
MAN GLAVIN.**

The motion for Passage is Sustained.

PRESENTATION OF RESOLUTIONS

"In Memoriam"

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

Resolution Extending Sympathy of the Members
of the City Council to the Families of Various
Decedents:

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

Adeline Nobile

Ralph DeMagistris

Charles E. O'Reilly

Wayne Spardello

Marjorie R. Smith

Rosebell Dore

Elizabeth Paige

Victor Lanzi

James F. O'Neil

Peter F. Matuszek

Loreto Bellucci

Margaret T. Fraile

John W. Wiggins

Mable L. Tutalo

Hannah Beaulieu-Jenkins

Pasquale DeCesare

Charles H. Bowie

Dwight H. Owen

**Severally Read and Collectively Passed,
by a Unanimous Rising Vote, on motion of
COUNCILMAN ADDISON, seconded by
COUNCILMAN GLAVIN.**

The motion for Passage is Sustained.

ADJOURNMENT

There being no further business, on motion of COUNCILMAN ADDISON, seconded by COUNCILMEN GLAVIN and MANSOLILLO, the City Council Adjourns at 9:25 o'clock P.M. (E.S.T.) to meet again on THURSDAY, APRIL 2, 1981 at 8:00 o'clock P.M. (E.S.T.).

Rose M. Mandonea

City Clerk

March 19]

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[1981

March 19]

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