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**CITY OF PROVIDENCE
RHODE ISLAND**



CITY COUNCIL

JOURNAL OF PROCEEDINGS

No. 96 City Council Regular Meeting, Thursday, August 5, 1982, 8:00 P.M. (E.D.T.)

PRESIDING

COUNCIL PRESIDENT

ROBERT F. LYNCH

IN CITY COUNCIL
SEP 2 1982

APPROVED:

ROLL CALL *Rose M. Mervin* CLERK

Present: Council President Lynch and Councilmen Almagno, Boyle, Councilwoman Brassil, Councilmen Brennan, Cirelli, Cola, Dillon, Easton, Councilwoman Fagnoli, Councilmen Flynn, Glavin, Griffin, Johnson, Mansolillo, Moise, O'Connor, Paolino, Pearlman, Pennine, Petrosinelli, Salvatore, Snowden, Stravato and Xavier—25.

Absent: Councilman Farmer-1.

INVOCATION

The Invocation is given by COUNCILMAN DAVID G. DILLON.

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

COUNCILWOMAN EVELYN V. 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.

RECESS

COUNCILMAN JOHNSON moves the Council be in Recess.

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

COUNCIL PRESIDENT LYNCH declares the Council be in Recess at 8:40 o'clock P.M. to Reconvene at the Call of the Chair.

RECONVENTION

COUNCIL PRESIDENT LYNCH Reconvenes the City Council at 9:15 o'clock P.M. and Directs the Clerk to Call the Roll to Ascertain if there is a Quorum Present.

Present: Council President Lynch and Councilmen Almagno, Boyle, Councilwoman Brassil, Councilmen Brennan, Cirelli, Cola, Dillon, Easton, Councilwoman Fagnoli, Councilmen Flynn, Glavin, Griffin, Johnson, Mansolillo, Moise, O'Connor, Paolino, Pearlman, Pennine, Petrosinelli, Salvatore, Snowden, Stravato, and Xavier—25.

Absent: Councilman Farmer—1.

APPROVAL OF RECORD

The Journal of Proceedings No. 94 of the Regular Meeting of the City Council held June 24, 1982 and Posted July 14, 1982 on that Bulletin Board located on the Ground Floor level of City Hall, is Approved as Printed, and Journal of Proceedings No. 95 of the Regular Meeting of the City Council held July 1, 1982 is laid on the Clerk's Desk, on motion of COUNCILMAN JOHNSON, seconded by COUNCILMAN GLAVIN.

APPOINTMENT BY HIS HONOR THE MAYOR

Communication, dated August 2, 1982, Informing the Honorable City Council, that pursuant to Section 5.63 of the Providence City Charter, of His Appointment of Philip A. Almagno, 289 Pocasset Avenue, Providence, Rhode Island, as a Member of the Board of Canvassers and Registration for a term to expire on the First Monday in March, 1985. Mr. Almagno succeeds Leo P. Baronian whose term has expired.

Executive Chamber, City of Providence, R.I.
Vincent A. Cianci, Jr., Mayor

August 2, 1982

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

Dear Honorable Members:

Pursuant to Section 5.63 of the Charter of the City of Providence, I hereby appoint Philip A. Almagno of 289 Pocasset Avenue, Providence, Rhode Island a member of the Board of Canvassers and Registration for a term to expire on the first Monday in March, 1985. Mr. Almagno succeeds Leo P. Baronian whose term has expired.

Respectfully submitted,

VINCENT A. CIANCI, JR.
Mayor of Providence

Communication, dated August 5, 1982 Informing the Honorable City Council that pursuant to Section 4.1 of the Providence City Charter, of His Withdrawing the Appointment of Philip A. Almagno of 289 Pocasset Avenue, Providence, as a Member of the Board of Canvassers and Registration.

Executive Chamber, City of Providence, R.I.
Vincent A. Cianci, Jr., Mayor

August 5, 1982

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

Dear Honorable Ladies and Gentlemen:

Pursuant to Section 4.1 of the Providence City Charter, I hereby withdraw the appointment of Philip A. Almagno of 289 Pocasset Avenue, Providence, as a member of the Board of Canvassers and Registration.

Respectfully,

VINCENT A. CIANCI, JR.

Severally Received, on motion of COUNCILMAN MANSOLILLO, seconded by COUNCILMAN JOHNSON and COUNCILMAN GLAVIN.

SCHEDULE OF BILLS

FROM CITY CONTROLLER:

Street Lighting Bill for June, 1982, in the amount of One Hundred Five Thousand, Eight Hundred Seventy Eight Dollars and Sixty Two Cents (\$105,878.62).

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

Ayes: Council President Lynch and Councilmen Almagno, Boyle, Councilwoman Brassil, Councilmen Cirelli, Cola, Dillon,

Easton, Councilwoman Fargnoli, Councilmen Flynn, Glavin, Griffin, Johnson, Mansolillo, Moise, O'Connor, Paolino, Pearlman, Pennine, Petrosinelli, Salvatore, Snowden, Stravato and Xavier—24.

Not Voting: Councilman Brennan—1.

Absent: Councilman Farmer—1.

The motion for Approval is Sustained.

PRESENTATION OF ORDINANCES

COUNCIL PRESIDENT LYNCH:

An Ordinance in Amendment of and in Addition to Article II of the Code of Ordinances of the City of Providence, by Adding Section 2.43 which shall Provide for the Ratification by the City Council of Any Agreement between the City of Providence and any Developer Proposing to locate a Hazardous Waste Management Treatment Facility in the City of Providence.

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

The motion to Refer is Sustained.

COUNCILMAN DILLON (By Request):

An Ordinance Amending Chapter 544 of 1951 by Changing from an M-1 General Industrial Zone to a C-2 General Commercial Zone, Lot 110, as set out and delineated on City Assessor's Plat 89 located at 143 Alger Avenue.

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

The motion to Refer is Sustained.

COUNCILMAN MANSOLILLO (By Request):

An Ordinance in Amendment of Chapter 1982-43, Approved July 7, 1982 entitled, "An Ordinance Establishing a Compensation Plan for the City of Providence and Repealing Chapter

1981-41, Effective July 20, 1982, as Amended, Relative to the Fire Department.

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

The motion to Refer is Sustained.

COUNCILMAN MOISE:

An Ordinance in Amendment of Chapter 1982-20, Approved April 30, 1982 entitled: "An Ordinance in Amendment of Chapter 1979-37, approved September 28, 1979, entitled "An Ordinance Regulating the Use of Interceptors, Public and Private Sewers and Drains; the installation and connection of Building Sewers and Garbage Disposal Units, the Discharge of Water and Wastewaters into the Public Sewerage System, and Providing for the Enforcement of these rules and regulations and cost recovery program in the City of Providence, County of Providence, State of Rhode Island and Providence Plantations, as Amended."

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

The motion to Refer is Sustained.

COUNCILMAN XAVIER and COUNCILMAN FLYNN (By Request):

An Ordinance in Amendment of and in Addition to Chapter 1977-5 of the Ordinance of the City of Providence Approved February 14, 1977 and Entitled, "An Ordinance Approving and Adopting the Official Redevelopment Plan for Downtown Providence Renewal" for the Acquisition of Portion of Lot 84 on Assessor's Plat 20 and Project improvements at the corner of Friendship and Dyer Streets.

An Ordinance in Amendment of and in Addition to Chapter 1980-27 of the Ordinance of the City of Providence approved May 3, 1980 and Entitled, "An Ordinance Approving and Adopting the Official Redevelopment Plan for the Charles Street Renewal Project" for the deletion of Lot 58 on Assessor's Plat 71 from acquisition.

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

The motion to Refer is Sustained.

PRESENTATION OF RESOLUTIONS

COUNCIL PRESIDENT LYNCH:

Resolution Requesting the Director of the Rhode Island Department of Environmental Management to notify the City Council of any

applications filed with his Department for the siting of a hazardous waste management facility in the City of Providence or an adjoining community.

Whereas, The Legislature, during the January 1982 Session, enacted certain laws relative to the citing of hazardous waste management facilities in Rhode Island cities and towns, and

Whereas, Within the provisions of these laws, the City Council has been given certain rights in the negotiating process for the citing of these facilities in the City of Providence, and

Whereas, It is in the best interest of the citizens of the City of Providence that the members of the City Council be made aware of the interests of any individual or developer proposing to locate a hazardous waste management facility in the City of Providence,

Now, Therefore, Be It Resolved, That the Director, Robert L. Bendick, Jr., of the Rhode Island Department of Environmental Management is hereby requested to notify the members of the Providence City Council, through notification to its President, of the filing of any application for the citing of a hazardous waste management facility within the City of Providence, or for locating such a facility in any adjoining community which may have an impact in the City of Providence.

**COUNCIL PRESIDENT PRO TEMPORE
STRAVATO (By Request):**

Resolution Requesting the Chief Electrical Inspector to Order the Installation of a street light on Pole No. 1, located along Elder Place.

Resolved, That the Chief Electrical Inspector is requested to cause the installation of a street light on Pole No. 1, located along Elder Place.

Resolution Requesting the Chief Electrical Inspector to order the installation of a High Pressure Sodium Vapor Light in front of 101 Whitehall Street.

Resolved, That the Chief Electrical Inspector is requested to order the installation of a High Pressure Sodium Vapor Light in front of 101 Whitehall Street.

COUNCILMAN BOYLE (By Request):

Resolution Requesting the Chief Electrical Inspector to order the Installation of a Street Light on that Pole located in front of 56 Derry Street.

Resolved, That the Chief Electrical Inspector is requested to order the installation of a Street Light on that Pole located in front of 56 Derry Street.

COUNCILMAN BRENNAN (By Request):

Resolution Requesting the Director of Public Works to cause the curbing along 151 Summit Avenue to be brought to grade.

Resolved, That the Director of Public Works is requested to cause the curbing along 151 Summit Avenue to be brought to grade.

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

The motion for Passage is Sustained.

COUNCILMAN ALMAGNO (By Request): Resolution Requesting the Traffic Engineer to

cause the installation of "Four-Way Stop Signs" at the intersections of Dana Street and Ivy Street.

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

The motion for Passage is Sustained.

Resolution Requesting the Traffic Engineer to study the feasibility of causing the installation of Traffic Signal Lights at the intersection of Hope Street and Cypress Street.

Resolved, That the Traffic Engineer is requested to study the feasibility of causing the installation of Traffic Signal Lights at the intersection of Hope Street and Cypress Street due to the additional traffic that the State Mental Health Center may cause.

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

The motion for Passage is Sustained.

Resolution Requesting the Narragansett Bay Water Quality Management District Commission to grant people up to one year to appeal their Sewer Use Bill due to the inequities in the billing system.

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

The motion to Refer is Sustained.

COUNCILMAN CIRELLI (By Request):

Resolution Requesting the Chief Electrical Inspector to Order the Installation of a High Pressure Sodium Vapor Light on Pole No. 11-S, located along Brush Hill Road.

Resolved, That the Chief Electrical Inspector is requested to cause the installation of a High Pressure Sodium Vapor Light on Pole No. 11-S, located along Brush Hill Road.

COUNCILMAN EASTON:

Resolution Requesting the Director of Public Works to cause those sewers along Melrose and Sumter Streets and in front of 217 Lenox Avenue, to be Cleaned.

Resolved, That the Director of Public Works is requested to cause those sewers along Melrose and Sumter Streets and in front of 217 Lenox Avenue, to be Cleaned.

Resolution Requesting the Chief of the Police Department to assign a Dog Officer, during the late night hours, to deal with the problems of stray dogs getting into garbage.

Resolved, That the Chief of the Police Department is requested to assign a Dog Officer, during the late night hours, to deal with the problems of stray dogs getting into garbage.

Resolution Requesting the Committee on Finance to meet with the Chief of the Fire Department to devise a solution to the problems of opening fire hydrants.

Resolved, That the Committee on Finance is requested to meet with the Chief of the Fire Department to devise a solution to the problem of opening fire hydrants.

COUNCILWOMAN FARGNOLI, COUNCILMAN MOISE, COUNCILMAN DILLON and COUNCILMAN BRENNAN.

Resolution Requesting Police Officials to use prompt and appropriate action against the culprit, or culprits, who were responsible for setting the fire where Lt. Charles E. Duggan suffered his injury.

Resolved, That Police Officials are requested to use prompt and appropriate action against the culprit, or culprits, who were responsible for setting the fire where Lt. Charles E. Duggan suffered his injury.

Resolution expressing the Best Wishes of the Members of the City Council to Lt. Charles E. Duggan for a complete and speedy recovery from his injuries received while performing his duties as a Member of the Providence Fire Department.

Resolved, That the Best Wishes of the Members of the City Council are expressed to Lt. Charles E. Duggan for a complete and speedy recovery from his recent injuries received while performing his duties as a Member of the Providence Fire Department.

COUNCILWOMAN FARGNOLI (By Request):

Resolution Requesting the Chief Electrical Inspector to Order the Installation of a Street Light on Pole No. 3½, located along 54 Jastram Street.

Resolved, That the Chief Electrical Inspector is requested to cause the installation of a street light on Pole No. 3½, located along 54 Jastram Street.

COUNCILMAN GRIFFIN and COUNCILMAN MOISE (By Request):

Resolution Requesting the Traffic Engineer to prohibit Motor Vehicle Traffic along portions of Oxford Street, Croyland Road and Gordon Avenue, on Sunday, September 26, 1982, between the hours of 8:00 o'clock A.M. to 7:00 o'clock P.M., to accommodate St. Michael's Community Festival.

Resolved, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Oxford Street, from Prairie Avenue to Gordon Avenue; Croyland Road, from Oxford Street to Sayles Street; and Gordon Avenue, from Oxford Street to Sayles Street, on Sunday, September 26, 1982, between the hours of 8:00 o'clock A.M. to 7:00 o'clock P.M., to accommodate St. Michael's Community Festival.

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

The motion for Passage is Sustained.

COUNCILMAN MANSOLILLO (By Request):

Resolution Authorizing His Honor the Mayor

to Execute a deed of Conveyance of the Summit Avenue School to the Miriam Hospital.

Referred to the Committee on City Property, on motion of COUNCILMAN JOHNSON, seconded by COUNCILMAN Glavin.

The motion to Refer is Sustained.

Resolution Providing for the Sale of \$22,500,000.00 Bonds of the City of Providence dated September 15, 1982.

Resolved, That the \$22,500,000 Public Improvement Bonds (the "Bonds") authorized by Chapters 1982-358, 1982-359, 1982-360, 1982-361 and 1982-362 of the Ordinances of the City of Providence shall be dated September 15, 1982 and shall be payable in the following principal amounts on September 15 of each of the following years:

1983	\$ 930,000	1989	\$1,840,000
1984	1,045,000	1990	2,060,000
1985	1,170,000	1991	2,310,000
1986	1,310,000	1992	2,585,000
1987	1,465,000	1993	2,895,000
1988	1,645,000	1994	3,245,000

The Bonds Maturing September 15, 1989 and thereafter shall be subject to redemption prior to their stated dates of maturity, at the option of the City, on or after September 15, 1988 upon not less than thirty days' published notice, as a whole at any time, or in part in inverse order of maturity on any interest payment date, at the respective redemption prices (expressed as percentages of the principal amount of Bonds to be redeemed) set forth in the following table, together with interest accrued and unpaid to the redemption date:

Redemption Period
(both dates inclusive)

Redemption Price

Sept. 15, 1988 to Sept. 14, 1990	102½%
Sept. 15, 1990 to Sept. 14, 1992	102
Sept. 15, 1992 to Sept. 14, 1993	101
Sept. 15, 1993 and thereafter	100

The Bonds shall be sold at not less than par and accrued interest and at a net interest cost to the City not exceeding 13%. Each proposal for the Bonds must state the amount bid for the Bonds, not less than their par value, and must state in a multiple of 1/8 or 1/20 of 1% the rate or rates of interest per annum which the Bonds shall bear but shall not state (a) more than one interest rate for any Bonds having like maturity or (b) any interest rate for any Bonds which exceeds the interest rate stated in such proposal for any other Bonds by more than 2½%. The Bonds will be sold to the bidder whose proposal offers to purchase all of the Bonds at the lowest interest cost, such cost under each proposal to be determined by computing the total amount of interest payable on the Bonds, at the rate or rates stated in such proposal, from their date until their respective maturities and deducting therefrom the premium, if any, offered in such proposal, and if there be more than one proposal making said offer at the same lowest interest cost, the Bonds will be sold to the bidder whose proposal is selected by the City Treasurer by lot from among all such proposals, and

Be It Further Resolved, That Resolution No. 363 approved June 11, 1982 is hereby rescinded.

COUNCILMAN JOHNSON moves the Resolution be Referred to Committee on Finance.

This motion is seconded by COUNCILMAN BRENNAN, COUNCILMAN FLYNN and COUNCILMAN DILLON.

COUNCILMAN SALVATORE moves the Resolution be Read and Passed.

This motion is seconded by COUNCILMAN MANSOLILLO.

The motion to Refer having precedence over the Main Motion for Passage is Put to Vote and Not Passed by the following Roll Call Vote:

Ayes: Council President Lynch and Councilwoman Brassil, Councilmen Brennan, Dillon, Easton, Flynn, Johnson, Moise, O'Connor and Paolino—10.

Noes: Councilmen Almagno, Boyle, Cirelli, Cola, Councilwoman Fagnoli, Councilmen Glavin, Griffin, Mansolillo, Pearlman, Pennine, Petrosinelli, Salvatore, Snowden, Stravato and Xavier—15.

Absent: Councilman Farmer—1.

The motion to Refer is Not Sustained.

The Resolution is thereupon Read and Passed by the following Roll Call Vote:

Ayes: Councilmen Almagno, Boyle, Councilwoman Brassil, Councilmen Cirelli, Cola, Councilwoman Fagnoli, Councilmen Glavin, Griffin, Mansolillo, O'Connor, Pearlman, Pennine, Petrosinelli, Salvatore, Snowden, Stravato and Xavier—17.

Noes: Council President Lynch and Councilmen Brennan, Dillon, Easton, Flynn, Johnson, Moise and Paolino—8.

Absent: Councilman Farmer—1.

The motion for Passage is Thereupon Sustained.

Resolution Authorizing the City Treasurer, Acting under the Direction of the Committee on Finance, to borrow such sums of money

as may be necessary, not exceeding One Million Seven Hundred Thousand Dollars, (\$1,700,000.00) for Off-Street Parking Facilities in Providence and rescinding Resolution No. 54, approved February 5, 1960.

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

The motion to Refer is Sustained.

Resolution Authorizing the Mayor to file an application with the Department of Housing and Urban Development, not later than October 31, 1982, for the Federal Urban Homestead Program.

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

The motion to Refer is Sustain.

Resolution Requesting Tax Exempt Status be maintained on that building located along 145 Oakland Avenue, occupied by the Oakland Avenue Senior Center, formerly Beth David Temple.

Referred to Committee on Finance, on motion of COUNCILMAN JOHNSON, seconded by COUNCILMAN FLYNN.

The motion to Refer is Sustained.

Resolution Requesting the Chief Electrical Inspector to cause the necessary poles and

22,000 Lumen Mercury Vapor Lights to be installed along Eddy Street, in the area of the former viaduct, as shown on Narragansett Electric Company Plan C-401, and four poles with 22,000 Lumen Mercury Vapor Lights to be installed along Point Street in the area of the former Viaduct.

Resolved, That the Chief Electrical Inspector is requested to cause the necessary poles and 22,000 Lumen Mercury Vapor Lights to be installed along Eddy Street, in the area of the former viaduct, as shown on Narragansett Electric Company Plan C-401, and four poles with 22,000 Lumen Mercury Vapor Lights to be installed along Point Street in the area of the former viaduct.

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

The motion for Passage is Sustained.

COUNCILMAN MOISE:

Resolution Requesting the Committee on Public Works to Investigate the Removal of a Parking Meter along Fulton Street and the placing of a Sign on said parking meter granting a free parking privilege.

Referred to Committee on Public Works, on motion of COUNCILMAN JOHNSON, seconded by COUNCILMAN O'CONNOR.

The motion to Refer is Sustained.

Resolution Requesting the Chief of the Providence Police Department to maintain minimum manning of the Police Force days, and

especially weekends, in all districts in the City of Providence.

Resolution Requesting the Chief of the Providence Police Department to Study the Feasibility of Implementing a Bicycle Patrol along the various streets in the City of Providence.

Resolution Requesting the Chief of the Providence Police Department to change the organized strength of the Police Department by adding approximately One Hundred Patrolmen.

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

The motion to Refer is Sustained.

COUNCILMAN MOISE (By Request):

Resolution Requesting the Director of Public Works to bait all areas of the City which are infested with rodents, especially within the South Providence and Washington Park Areas.

Resolved, That the Director of Public Works is hereby requested to review and bait all areas of the City which are infested with rodents to control and alleviate the problems throughout the City of Providence, especially within South Providence and Washington Park areas, which are heavily populated with rodents.

Resolution Requesting the Chief of the Providence Police Department to cause to be enforced, the Maximum Speed Limit on City Streets, and to use Radar Control along Broad Street, Prairie Avenue, Eddy Street and Allens Avenue.

Resolved, That the Chief of the Providence Police Department is hereby requested to cause the maximum speed limits on City Streets to be enforced, and

Be It Further Resolved, That Radar Control be utilized along Broad Street, Prairie Avenue, Eddy Street and Allens Avenue to alleviate the problem of speeding motorists and for the safety of pedestrians.

Resolution Requesting the Director of Public Works to cause all Sewers within the Tenth Ward to be Cleaned.

Resolved, That the Director of Public Works is requested to cause all sewers to be cleaned within the Tenth Ward of the City of Providence.

COUNCILMAN PETROSINELLI and
COUNCILMAN SALVATORE (By
Request):

Resolution Requesting the Director of Public Works to cause the Sewers and Catch Basins along Jasper Street, to be Cleaned.

Resolved, That the Director of Public Works is requested to cause the Sewers and Catch Basins along Jasper Street, to be Cleaned.

Resolution Requesting the Chief Electrical

Inspector to order the installation of a street light on Pole No. 1, located along Stone Street.

Resolved, That the Chief Electrical Inspector is requested to order the installation of a street light on Pole No. 1, located along Stone Street.

Resolution Requesting the Director of Public Works to cause the sewers to be cleaned along Admiral Street at its Intersections with Cataret and Hereford Streets.

Resolved, That the Director of Public Works is requested to cause the sewers to be cleaned along Admiral Street at its intersection with Cataret and Hereford Streets.

Resolution Requesting the Traffic Engineer to cause the street name signs along Windmill Street and Ledge Street to be Replaced.

Resolved, That the Traffic Engineer is requested to cause the street name signs along Windmill Street at Ledge Street to be replaced.

Resolution Requesting the Traffic Engineer to cause the Installation of "Stop" Signs on Sunbury Street and Damon Street, at its intersections with Veazie Street.

Resolved, That the Traffic Engineer is requested to cause the installation of "Stop" signs on Sunbury Street and Damon Street, at its intersections with Veazie Street.

Resolution Requesting the Traffic Engineer to cause those missing street name signs along Durham Street, Sunbury Street and Shaw Street, to be Replaced.

Resolved, That the Traffic Engineer is requested to cause those missing street name signs along Durham Street, Sunbury Street and Shaw Street, to be replaced.

Resolution Requesting the Director of Public Works to cause Messina Street, from Douglas Avenue to Grand Broadway, to be Repaved.

Resolved, That the Director of Public Works is requested to cause Messina Street, from Douglas Avenue to Grand Broadway, to be Repaved.

Resolution Requesting the Director of Public Works to cause Victor Emanuel Avenue from Langdon Street to its termination to be Repaved.

Resolved, That the Director of Public Works is requested to cause Victor Emanuel Avenue from Langdon Street to its termination, to be Repaved.

Resolution Requesting the Director of Public Works to cause that sidewalk to be replaced at Stansbury Street and Douglas Avenue, having been damaged by rubbish trucks and tree roots.

Resolved, That the Director of Public Works is requested to cause that sidewalk to be replaced at Stansbury Street and Douglas

Avenue, having been damaged by rubbish trucks and tree roots.

Resolution Requesting the Director of Public Works to cause Charles Street, from Peter Street to the North Providence Line, to be Resurfaced.

Resolved, That the Director of Public Works is requested to cause Charles Street, from Peter Street to the North Providence Line, to be Resurfaced.

Resolution Requesting the Director of Public Works to cause that sidewalk to be repaired at 52 Russo Street, having been damaged by a Garbage Truck.

Resolved, That the Director of Public Works is requested to cause that sidewalk to be repaired at 52 Russo Street, having been damaged by a Garbage Truck.

Resolution Requesting the Director of Public Works to cause that Sewer to be cleaned, in front of 47 McMillen Street.

Resolved, That the Director of Public Works is requested to cause that sewer to be cleaned, in front of 47 McMillen Street.

Resolution Requesting the City Forester to cause the tree and tree roots along 21 Chatham Street to be removed.

Resolved, That the City Forester is requested

to cause the tree and tree roots along 21 Chatham Street to be Removed.

Resolution Requesting the Director of Public Works to cause four squares of cement to be replaced along 21 Chatham Street.

Resolved, That the Director of Public Works is requested to cause four squares of cement to be replaced along 21 Chatham Street, the same being damaged by tree roots.

Resolution Requesting the Chief Electrical Inspector to order the replacement of a street light on Pole No. 7, located along Shepard Avenue.

Resolved, That the Chief Electrical Inspector is requested to order the replacement of a street light on Pole No. 7, located along Shepard Avenue.

Resolution Requesting the Director of Public Works to cause two blocks of cement to be replaced along 188 Ledge Street.

Resolved, That the Director of Public Works is requested to cause two blocks of cement to be replaced along 188 Ledge Street, the same having been damaged by tree roots.

Resolution Requesting the Director of Public Works to cause that Pothole along 188 Ledge Street to be filled.

Resolved, That the Director of Public Works

is requested to cause that Pothole along 188 Ledge Street to be filled.

COUNCILMAN SNOWDEN (By Request):

Resolution Requesting the Traffic Engineer to cause the removal of "No Parking" Signs along the Easterly Side of Benefit Street, northerly from Halsey Street to Burrs Lane and to permit parking along that area in a Northerly Direction.

Resolved, That the Traffic Engineer is hereby requested to cause the "No Parking" signs along the Easterly Side of Benefit Street stretching Northerly from Halsey Street to Burrs Lane, and

Be It Further Resolved, That parking be permitted on that portion of Benefit Street, which is one-way in a Northerly direction, from Halsey Street and Burrs Lane along the Easterly side of the street.

Severally Read and Collectively Passed, on motion of COUNCILMAN JOHNSON, seconded by COUNCILMAN O'CONNOR.

The motion for Passage is Sustained.

COUNCILMAN XAVIER:

Resolution Requesting the Committee on Finance of the City Council to conduct a Public Hearing relative to the Sewer Use Fee.

Referred to Committee on Finance, on motion of COUNCILMAN JOHNSON,

seconded by COUNCILMAN GLAVIN and COUNCILMAN O'CONNOR.

The motion to Refer is Sustained.

the intersection of Wickenden Street and Brook Street.

Resolved, That the Traffic Engineer is requested to replace the traffic signal lights at the intersection of Wickenden Street and Brook Street.

COUNCILMAN XAVIER (By Request):

Resolution Authorizing His Honor the Mayor to execute a Lease to Fox Point Soccer Hall of Fame of Premises known as Wickenden Street or Fox Point Bath House.

Referred to Committee on City Property, on motion of COUNCILMAN JOHNSON, seconded by COUNCILMAN GLAVIN.

The motion to Refer is Sustained.

Resolution Requesting the Chief Electrical Inspector to Order the Installation of High Pressure Sodium Vapor Lights along Hope Street, from Williams Street to Arnold Street.

Resolved, That the Chief Electrical Inspector is Requested to Order the Installation of High Pressure Sodium vapor Lights along Hope Street, from Williams Street to Arnold Street.

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

Resolution Requesting the Traffic Engineer to Replace the Traffic Signal Lights at

The motion for Passage is Sustained.

REPORTS FROM COMMITTEES

COUNCILWOMAN CAROLYN F. BRASSIL, Chairwoman COMMITTEE ON FINANCE

Transmits the following with Recommendation the Same be Severally Adopted:

An Ordinance Amending the Appropriation Ordinance Chapter 1981-39 Effective July 20, 1981, by Transferring Certain Sums of Money within the Department of Public Schools.

Read and Passed the First Time, on

motion of COUNCILMAN JOHNSON, seconded by COUNCILMAN GLAVIN, by the following Roll Call Vote:

Ayes: Council President Lynch and Councilmen Almagno, Boyle, Brennan, Cirelli,

Cola, Dillon, Councilwoman Fargnoli, Councilmen Flynn, Glavin, Griffin, Johnson, Mansolillo, Moise, Paolino, Pearlman, Pennine, Petrosinelli, Salvatore, Stravato and Xavier—21.

Absent: Councilwoman Brassil, Councilmen Easton, Farmer, O'Connor and Snowden—5.

The motion for Passage the First Time, is Sustained.

Resolution Requesting the City Council to Consider the Providence Water Supply Board Budget as an Entity Separate from the City Department's Budgets.

Whereas, Chapter 335 P.L. 1980 (approved 5/19/80), Section 39-1-2 General Laws of Rhode Island, 1956, was amended so as to specifically provide that the Providence Water Supply Board is a "public utility" within the meaning of that section, and

Whereas, the meaning of that section places the Providence Water Supply Board under the jurisdiction of the Rhode Island Public Utilities Commission; and

Whereas, the Providence Water Supply Board submitted a request to the Rhode Island Public Utilities Commission for an increase in the rate schedule to generate sufficient income to operate the system; and

Whereas, the Rhode Island Public Utilities Commission in its Report and Order of June 18, 1981 allowed an increase in the water rates sufficient to generate a total accrued revenue requirement of \$10,345,181; and

Whereas, the Rhode Island Public Utilities Commission has acted expeditiously in deciding

on the request for a rate increase filed by the Providence Water Supply Board; and

Whereas, given the Water Supply Board status as a public utility, it is within the authority of the Rhode Island Public Utilities Commission to define the financial relationship between the Water Supply Board and the City of Providence; and

Whereas, the Public Utilities Commission adheres to the view that an "arms length" relationship between the Water Supply Board and the City of Providence "must be absolutely and scrupulously maintained"; and

Whereas, the Public Utilities Commission has expressly conditioned the increase in rates in the Report and Order of June 18, 1981 on the establishment by the City of a "practice providing for independence and segregation of all revenues received by the Board," and "mandates that Board revenues and disbursements be separately accounted for through an "enterprise fund."

Now, Therefore, Be It Resolved:

That the Providence Water Supply Board shall submit estimates of anticipated receipts and anticipated expenditures which shall be considered separately from the receipts and expenditures of the City of Providence General Fund and that financial transactions of the Providence Water Supply Board shall be conducted through an "Enterprise Fund" with services provided by the City to the Water Supply Board properly accounted for and paid for by receipts from sales of water.

Be It Further Resolved:

That the Providence Water Supply Board shall establish practices and procedures for operating that are consistent with the requirements of a regulated utility, with full cognizance for the responsibilities of the owner of the system, the City of Providence.

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

Ayes: Council President Lynch and Councilmen Almagno, Brennan, Cirelli, Cola, Dillon, Councilwoman Fagnoli, Councilmen Flynn, Glavin, Griffin, Moise, Paolino, Pearlman, Pennine, Petrosinelli, Salvatore, Snowden, Stravato and Xavier—19.

Absent: Councilman Boyle, Councilwoman Brassil, Councilmen Easton, Farmer, Johnson, Mansolillo and O'Connor—7.

The motion for Passage is Sustained.

The following is Transmitted with Recommendation the Same be Adopted, as Amended:

Resolution Requesting the Board of Park Commissioners to Study the Feasibility of Establishing Admission Charges for the Roger Williams Park Zoo, Museum of Natural History and Other Park Facilities.

Resolved, That the Board of Park Commissioners is Requested to study the feasibility of establishing Admission Charges for the Roger Williams Park Zoo, Museum of Natural History and other Park Facilities, and

Resolution Requesting the Commissioner of Public Safety to Post Crossing Guards at the Intersections of Blackstone Street and Prairie Avenue and Eddy and Ashmont Streets.

Resolved, That the Commissioner of Public Safety is requested to post Crossing Guards at the intersections of Blackstone Street and Prairie Avenue, and Eddy and Ashmont Streets, permanently.

Be It Further Resolved, That said study should be completed and delivered to the City Council no later than November 1, 1982.

Severally Read and Collectively Passed, on motion of COUNCILMAN FLYNN, seconded by COUNCILMAN STRAVATO.

The motion for Passage 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 McNeal lane, lying between Westminster Street and Kennedy Plaza.

MAN FLYNN, seconded by COUNCILMAN GLAVIN.

Motion for Passage is Sustained.

Resolved, Decreed and Ordered:

That the following named street shown as cross-hatched area on the accompanying plan entitled, "Providence, Rhode Island, Department of Public Works — Engineering Office, Street Line Section Plan No. 064196, dated April 27, 1982,"

VIZ:

McNeal Lane, lying between Westminster Street and Kennedy Plaza, shown as cross-hatched area on accompanying plan, having ceased to be useful to the public and is proposed to be abandoned as a Public Highway, 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 of 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.

Read and Passed, on motion of COUNCIL-

Resolution Ordering the Abandonment of Fort Avenue.

Resolved, Decreed and Ordered:

That the following named street shown as cross-hatched area on the accompanying plan entitled, "Providence, Rhode Island, Department of Public Works — Engineering Office, Street Line Section Plan No. 064188, dated April 20, 1982,"

VIZ:

Fort Avenue, shown as cross-hatched area on accompanying plan and designated by the letters (A-B-C-D-E-A), having ceased to be useful to the public and is proposed to be abandoned as a Public Highway, 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 of 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.

COUNCILMAN FLYNN moves the Resolution be Read and Passed.

This motion is seconded by COUNCILMAN GLAVIN.

COUNCILMAN MOISE moves the Resolution be Referred Back to Committee on Public Works.

There is no second to the motion to Refer.

The motion for Passage is Put to Vote and Passed.

Resolution Ordering the Abandonment of a Portion of Williams Street.

Resolved, Decreed and Ordered:

That the following named street shown as cross-hatched area on the accompanying plan entitled, "Providence, Rhode Island, Department of Public Works — Engineering Office, Street Line Section Plan No. 064210, dated July 28, 1982,"

VIZ:

Williams Street, portion of, from Gano Street in an easterly direction to its termination, shown as cross-hatched area on 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 Petitioner will convey easements acceptable to The Narragansett Electric Company which will permit the retention of their facilities in existing locations on said streets, together with the right to inspect, maintain, operate and replace the same, and the damages 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 of 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.

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

The motion for Passage is Sustained.

The Following is Transmitted with Recommendation the Same be Denied:

Petition of Amica Mutual Insurance Company, by its Attorneys, Hanson, Curran and Parks to Abandon a Portion of Peck Street, between

Friendship Street and Dyer Street and that Portion of Orange Street, from Friendship Street to Clifford Street.

COUNCILMAN FLYNN moves the Petition be Denied.

This motion is seconded by **COUNCILMAN GLAVIN**.

COUNCILMAN PEARLMAN moves the Petition be Referred Back to Committee on Public Works.

This motion being seconded by **COUNCILMAN MANSOLILLO** and having precedence over the Main Motion to Deny, is put to Vote and Not Passed, by the following Roll Call Vote:

Ayes: Councilmen Almagno, Mansolillo, Pearlman and Snowden—4.

Noes: Council President Lynch and Councilmen Brennan, Cirelli, Cola, Dillon, Easton, Councilwoman Fagnoli, Councilmen Flynn, Glavin, Griffin, Johnson, O'Connor, Paolino, Petrosinelli, Salvatore and Xavier—16.

Not Voting: Councilmen Pennine and Stravato—2.

Absent: Councilman Boyle, Councilwoman Brassil, Councilmen Farmer and Moise—4.

The motion to Deny is Sustained.

COUNCILMAN HARRY A. JOHNSON, Chairman COMMITTEE ON CITY PROPERTY

Transmits the following with Recommendation the Same be Severally Adopted:

An Ordinance in Amendment of Chapter 22, Article VII of the Code of Ordinances of the City of Providence, by Adding Section 22-15, Entitled "Use of Public School Property for Election Purposes."

Read and Passed, the First Time, on motion of **COUNCILMAN GLAVIN**, seconded by **COUNCILMAN FLYNN**.

The motion for Passage is Sustained.

Agreement to New England Telephone and Telegraph Company, on a Certain Strip of Land located in the Town of Scituate, Rhode Island.

Whereas, NEW ENGLAND TELEPHONE AND TELEGRAPH COMPANY, a New York corporation, authorized to do business in the State of Rhode Island as a public utility corporation, is desirous of obtaining a perpetual easement from the CITY OF PROVIDENCE, and

Whereas, the said NEW ENGLAND TELEPHONE AND TELEGRAPH COMPANY seeks said easement for the purpose of obtaining the right to lay, construct, reconstruct, operate, maintain, replace and remove lines for the

Resolution Authorizing His Honor the Mayor to Execute an Easement Deed and Collateral

transmission of intelligence including the necessary wires, cables, pipes, conduits, fixtures, concrete pad(s) and appurtenances in, upon, under, and over a certain parcel of real estate located in the Town of Scituate, County of Providence, State of Rhode Island, comprising an area of approximately 600 square feet more or less, and is the same parcel as shown on the drawing entitled "PLAN SHOWING AN EASEMENT ON LAND OF CITY OF PROVIDENCE TO BE GRANTED TO THE NEW ENGLAND TELEPHONE AND TELEGRAPH COMPANY ON FIELD HILL ROAD IN SCITUATE, R.I. MAY 1982 — SCALE 1" = 10'" which is appended to that certain agreement between NEW ENGLAND TELEPHONE AND TELEGRAPH COMPANY and the CITY OF PROVIDENCE of an even date hereof, which is incorporated by reference and made a part of this Resolution, and

Whereas, in consideration of the grant of said perpetual easement to NEW ENGLAND TELEPHONE AND TELEGRAPH COMPANY, as hereinbefore set forth, the said NEW ENGLAND TELEPHONE AND TELEGRAPH COMPANY shall upon the execution of said Easement Deed and Collateral Agreement thereto pay to the said CITY OF PROVIDENCE the sum of Five Hundred Dollars (\$500.00), and as further consideration for said grant of easement, the said NEW ENGLAND TELEPHONE AND TELEGRAPH COMPANY agrees to pay all taxes assessed on any fixtures, lines of towers, poles, cables, and conduits and other appurtenances which may be placed on said land, and

Whereas, the said CITY OF PROVIDENCE is agreed to grant said perpetual easement, as hereinbefore set forth, under the terms and conditions and considerations hereinbefore recited and those recited in the proposed Easement Deed and Collateral Agreement thereto.

Now Therefore, be it resolved that His Honor, the Mayor, be and he hereby is authorized to execute an Easement Deed and a Collateral Agreement thereto, both of which are incorporated by reference, as set forth above, to NEW ENGLAND TELEPHONE AND TELEGRAPH COMPANY, its successors and assigns, for the purposes as set forth above on that certain strip of land located in the Town of Scituate, County of Providence, State of Rhode Island, comprising approximately 600 square feet more or less, and being the same parcel as shown on the drawing entitled "PLAN SHOWING AN EASEMENT ON LAND OF CITY OF PROVIDENCE TO BE GRANTED TO THE NEW ENGLAND TELEPHONE AND TELEGRAPH COMPANY ON FIELD HILL ROAD IN SCITUATE, R.I. MAY 1982 — SCALE 1" = 10'", which is appended to the Collateral Agreement of even date herewith.

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

Ayes: Council President Lynch and Councilmen Almagno, Brennan, Cirelli, Cola, Dillon, Councilwoman Fagnoli, Councilmen Flynn, Glavin, Griffin, Johnson, Mansolillo, Paolino, Pearlman, Pennine, Petrosinelli, Salvatore, Snowden, Stravato and Xavier—20.

Noes: Councilman O'Connor—1.

Absent: Councilman Boyle, Councilwoman Brassil, Councilmen Easton, Farmer and Moise—5.

The motion for Passage is Sustained.

The following Ordinance was in City Council July 1, 1982, Read and Passed the First Time and is Returned with Recommendation of Passage the Second Time:

An Ordinance in Amendment of Article VI of Chapter 2 of the Providence Code of Ordinances Entitled "Acquisition of Tax Reverted Properties."

Be it ordained by the City of Providence:

Section 1. Chapter 2 of the Ordinances of the City of Providence is hereby amended by addition of the following sections:

Sec. 2. The City Solicitor shall, from time to time, compile a list of parcels of property from the appropriate departments of city government meeting the following criteria:

a.) The legal ownership of said parcels shall have been vested in the City of Providence for nonpayment of taxes at a City Collector's sale held under the provisions of Rhode Island General Law.

b.) Said parcels shall contain dwelling houses which, in the opinion of the City Solicitor, have been abandoned by the holder of the equity of redemption of the tax title and which are or could be brought into compliance with the Housing Code of the City of Providence.

Sec. 3. The City Solicitor shall, at his discretion, commence petitions or Civil Actions in Superior Court of the State of Rhode Island to foreclose the equity of redemption of tax title of the said parcels in conformance with the provisions of Rhode Island General Laws, and endeavor to obtain perfected and marketable title in the City of Providence.

Sec. 4. Upon perfection of said titles, the City Solicitor shall notify the Chairman of the Properties Committee of the City Council that perfected title has been vested in the City of

Providence and the amount of legal costs incurred in perfecting each title.

Sec. 5. The Properties Committee shall then entertain offers to purchase said parcels and shall make recommendations for the sale of said parcels. Preference shall be given to persons who declare, as part of their offer, that they intend to reside on the premises, and who have an ability to keep or bring the premises into compliance with the Housing Code of the City of Providence.

Sec. 6. The Properties Committee shall recommend that the sale prices of said parcels be equal to the amount of legal costs incurred for perfecting the title plus ten (10) percent. However, the Properties Committee may recommend a lower price should it conclude that this amount exceeds the fair market value of said parcel.

Sec. 7. Upon receiving the recommendation of the Properties Committee, the City Council may authorize the sale of said parcels.

Sec. 8. All revenues obtained from the sale of said parcels shall be made available for use by the City Solicitor for the purpose of perfecting other titles under this Ordinance, and place in an appropriate account to be used for this purpose only.

Sec. 9. This Ordinance shall take effect upon its passage.

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

Ayes: Council President Lynch and Councilmen Almagno, Cirelli, Cola, Dillon, Easton, Councilwoman Fargnoli, Council-

men Flynn, Glavin, Griffin, Johnson, Mansolillo, Pearlman, Pennine, Petrosinelli, Salvatore, Snowden, Stravato and Xavier—19.

Noes: Councilmen O'Connor and Paolino—2.

Absent: Councilman Boyle, Council-

woman Brassil, Councilmen Brennan, Farmer and Moise—5.

The motion for Passage the Second Time is Sustained.

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

Transmits the following with Recommendation the Same be Severally Adopted:

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 Broadway District in Addition to the Historic College Hill District and the Historic Stimson Avenue District, as Amended.

An Ordinance Establishing a Special Development District in the City of Providence and Designating the Capital Center Commission, a Commission created by the Rhode Island General Assembly as a Public Body of the City of Providence to Adopt, Implement and Administer a Plan of Development for Such Special Development District Pursuant to Sections 45-24.4 ET SEQ. 'Rhode Island Special Development District Enabling Act.'

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

Ayes: Council President Lynch and Councilmen Almagno, Brennan, Cirelli, Cola, Easton, Councilwoman Fagnoli, Councilmen Flynn, Glavin, Griffin, Mansolillo, O'Connor, Paolino, Pearlman, Pennine, Petrosinelli, Salvatore, Snowden, Stravato and Xavier—20.

Absent: Councilman Boyle, Councilwoman Brassil, Councilmen Dillon, Farmer, Johnson and Moise—6.

COUNCILMAN FLYNN, COUNCILMAN GLAVIN and COUNCILMAN XAVIER, desire to be recorded as voting "No" relative to "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 Broadway District in Addition to the Historic College Hill District and the Historic Stimson Avenue District, as Amended."

Ayes: 17.

Noes: 3.

Absent: 6.

The motion for Passage the First Time is Sustained.

Recapitulation of Vote:

COMMUNICATIONS AND REPORTS

Collective Bargaining Agreement presented for ratification between the City of Providence and Local 799 International Association of Firefighters.

Referred to Committee on Employee Relations, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN FLYNN.

The motion to Refer is Sustained.

FROM THE STATE DEPARTMENT OF TRANSPORTATION:

Communication Informing the Honorable City Council that its Records, as of June 30, 1982, show a total of 14.74 Miles of City Maintained Road on the State Highway System in Providence entitles said City to the Sum of Ten Thousand Dollars (\$10,000.00) for the Current Year for Such Work.

Referred to Committee on Public Works,

on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN FLYNN.

The motion to Refer is Sustained.

FROM THE CITY ASSESSOR:

Certificates (1-K through 4-K inclusive and 6-K, 7-K and 8-K) Recommending 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 Referred to Committee on Claims and Pending Suits, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN FLYNN.

The motion to Refer is Sustained.

FROM THE WATER SUPPLY BOARD:**Received.**

Forty-First Annual Report for the fiscal year ended June 30, 1981.

Received.**FROM THE PORT DIRECTOR:**

Reports for the Fourth Quarter Ended June 30th and the Monthly Report for June, 1982.

FROM THE DEPARTMENT OF PLANNING AND URBAN DEVELOPMENT:**Severally Received.**

Annual Report for the period ended June 30, 1981.

PETITION

COUNCILMAN SNOWDEN (By Request):

Petition of qualified electors of the City of Providence, support the neighbors' position on the long-planned but never implemented Summit Avenue School Playground/Park as a basic minimum, declare that said land and properties have not become unsuitable and have not ceased to be used for public or municipal purposes, and call for the holding of a public hearing or hearings on all orders, resolutions, and ordinances relating to any sale, lease or rental of all

or any of the Summit Avenue School property — building and/or land — designated as Lot 374 on City Assessor's Plat 73.

Referred to Committee on City Property, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN FLYNN.

The motion to Refer is Sustained.

FROM THE CLERK'S DESK

FROM THE CLERK'S DESK:

Petition of Rhode Island Public Transit Authority to abandon a portion of Russell Street, from Elmwood Avenue running northeasterly a distance of 286.67 feet, more or less, to that portion of Russell Street which was previously abandoned.

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

The motion to Refer is Sustained.

Petition of Alan Goldstein to Grant a Change of Zoning from a C-2 General Commercial Zone to a C-4 Heavy Commercial Zone, Lot 359 on City Assessor's Plat 35, located along 1948-1954 Westminster Street.

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

The motion to Refer is Sustained.

Petition of Manning Plaza Associates to Abandon a Portion of East Manning Street.

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

The motion to Refer is Sustained.

Petitions for Compensation for injuries, Damages and Refunds for Overpayment of Parking Fines, viz:

Joaquim B. Amorim

Christine Braxton
p.p.a Carter and Ramona Braxton

Donna Caduto and Francis Caduto

Michael Caduto

Chair Fair, Inc.

Judith A. Coppola

William DiGregorio

Steven Fraielli

Jeanette Gambuto

Robert F. Gianfrancesco

Antonetta Gill

Greater Providence Deposit Corporation

Elizabeth F. Hartwell

Mrs. Jennis Hayes and James F. Hayes

Dora Johnson

Justin M. Jordan

William Lasorsd

Barbara & Charles LeClair

Jordan Leff, M.D.

James Lepore

Adam Mannarelli

Metropolitan Property & Liability Ins. Co.,
as sub. of Norman R. DiStefano

New England Telephone

John Paiva

Robert G. Plante

Mr. & Mrs. Carlo Rainone

Cecile M. Roy

Gary Showalter

St. Paul Fire & Marine Ins. Co.,
as sub. of the Blue Grotta d/b/a Grotta Azzura

Lewis I. Taylor

Joseph M. Trask

John J. Verino

Michael R. Volante

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

The motion to Refer is Sustained.

PRESENTATION OF RESOLUTIONS

"In Congratulations"

COUNCIL PRESIDENT LYNCH and THE MEMBERS OF THE CITY COUNCIL:

Resolutions Extending Congratulations to the
following:

Mr. and Mrs. Ralph Lombardi, In Recognition
of the Celebration of their Fiftieth Wedding
Anniversary.

Chris C. Antonelli, In Recognition of His
Installation as Supreme Conductor of the Order
of United States Commercial Travelers of
America.

Mr. and Mrs. Michael Barbato, In Recognition

of the Celebration of their Fiftieth Wedding
Anniversary.

Olimpio Varela, In Recognition of a Warm
Welcome to Mr. Varela and His Family from the
City of Providence and Ward 3, and Best Wishes
as he Fulfills his Duties as an Attache at the
Counselate General of the Cape Verde Islands.

Mr. and Mrs. John Miele, In Recognition of the
Celebration of their Fiftieth Wedding Anni-
versary,

Bartholomew P. Schiavo, In Recognition of
being Named Dean of Roger Williams College.

Mr. and Mrs. Fred Castronova, In Recognition of the Celebration of their Fiftieth Wedding Anniversary.

Italy, In Recognition of their victory in winning for the third time the World Cup Soccer Championship.

John Rotondi, Jr., In Recognition of being Appointed by Governor J. Joseph Garrahy as a Commissioner of the Workmen's Compensation Commission.

Mr. and Mrs. Thomas Venticinque, In Recognition of the Celebration of their Forty-Seventh Wedding Anniversary.

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

The motion for Passage is Sustained.

PRESENTATION OF RESOLUTIONS

"In Memoriam"

COUNCIL PRESIDENT LYNCH and the MEMBERS OF THE CITY COUNCIL:

Resolutions Extending the Sympathy of the Members of the City Council to the Families of the following Decedents:

Resolved, That the Sympathy of the Members of the City Council is hereby extended to the Families of the following:

Ernest E. Ricci

Anna Procaccini

Ida C. Bush

Rev. Adelard Dionne, O.P.

Esther E. Martini

Flora A. Fiore

George P. Fogarty, Sr.

Mary A. Keegan

Igino Ciancaglini

Hugh J. McGinity

Bruno J. Ambrosini

William J. Fantasia

Florence M. Diggs

James Croce

Alice H. Headley

Anna DiRaimo

Michelina Migliozi

Eugenio Todisco-Tedesco

Antonio Bucci

Mary F. Regan

Paul A. O'Rourke

Dr. Herbert Fanger

Carmella Peters

Viola Mallozzi

Sr. Barbara Egan

Lowell I. Jenkins, Sr.

Alfonso Autiello

Noah Semonoff

Joseph E. Ryder

Rudolph Cristanio

Mario Rollo

Catherine C. Truppi

Albert J. Torrey

Maria Fagnoli

Teresa Mahan

Augustine M. Ricci

Sarah Thomas

Giacomo Bosco

Michelina Gelfuso

Leonard E'Elia

Jose V. Teves

Anthony Lombardo

Rosella Granieri

Hyman Lisker

Manuel C. Lima

Frank Gagliardi

Giuseppe G. Berrillo

Matilda Andrade

Mildred F. Daniels

Concetta Boezi

Maria V. Carnovale

Pasquale Ditri

Ronald J. Coppola

Robert J. Fanella, Sr.

Charles C. Corey

Stasia R. Langlais

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

The motion for Passage is Sustained.

MATTERS NOT APPEARING ON THE PRINTED DOCKET

On motion of COUNCILMAN MANSOLILLO, seconded by COUNCILMAN ALMAGNO, COUNCILMAN GLAVIN and COUNCILMAN PEARLMAN, 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:

COUNCILMAN MANSOLILLO moves that the Committee on Finance be Discharged from Considering the following Ordinances Pending before it:

AN ORDINANCE LIMITING THE AMOUNT OF TAX ANTICIPATION NOTES ISSUED BY THE CITY.

AN ORDINANCE RELATING TO THE ISSUE OF TWENTY-TWO MILLION FIVE HUNDRED THOUSAND DOLLARS (\$22,500,000.00) BONDS DATED JULY 15, 1982.

and that said Ordinances now be taken up for Consideration.

This motion is seconded by COUNCILMAN ALMAGNO.

COUNCILMAN FLYNN, COUNCILMAN DILLON, and COUNCILMAN EASTON, desire to be recorded as voting "No."

ORDINANCES SECOND READING

COUNCILMAN MANSOLILLO moves that the following Ordinance be Read and Passed, the Second Time:

An Ordinance limiting the amount of tax anticipation notes issued by the City.

Be it ordained by the City of Providence:

Section 1. No notes may be issued by the City in anticipation of taxes unless the amount of such notes, together with the amount of any other tax anticipation notes then outstanding, shall not

exceed in the aggregate seventy per cent of the revenue receipts estimated in the appropriation ordinance for the fiscal year in which such notes are issued, other than for water bills and other earnings of the water supply board, remaining uncollected at the time said notes are issued. The limit set by this ordinance shall be in addition to the limits set forth in Section 45-12-4 of the general Laws and Section 26 of Chapter 1665 of the Public Laws of 1945, as amended.

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

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

Ayes: Councilmen Almagno, Cirelli, Cola, Councilwoman Fagnoli, Councilmen Glavin, Griffin, Mansolillo, O'Connor, Pearlman, Pennine, Petrosinelli, Salvatore, Snowden, Stravato and Xavier—15.

Noes: Council President Lynch and Councilmen Dillon and Flynn—3.

Absent: Councilman Boyle, Councilwoman Brassil, Councilmen Brennan, Easton, Farmer, Johnson, Moise and Paolino—8.

The motion for Passage the Second Time, is Sustained.

COUNCILMAN MANSOLILLO moves that the "Ordinance Relating to the Issue of Twenty-Two Million, Five Hundred Thousand Dollars (\$22,500,000.00) Bonds Dated July 15, 1982" be amended, by deleting in the third line, "July" and inserting in lieu thereof "September."

This motion is seconded by COUNCILMAN ALMAGNO.

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

An Ordinance relating to the issue of twenty-two million, five hundred thousand dollars (\$22,500,000.00) Bonds dated September 15, 1982.

Be it ordained by the City of Providence:

Section 1. In order to provide additional security for the Twenty-Two Million, Five Hundred Thousand Dollars (\$22,500,000.00) Public Improvement Bonds (the "Bonds") authorized by Chapters 1982-358, 1982-359, 1982-360, 1982-361 and 1982-362 of the Ordinances of the City of Providence, a Debt Service Fund (the "Fund") shall be established to be kept separate from the General Fund of the City, and moneys shall be deposited therein as hereinafter provided. The moneys in the Fund and any investments held as a part of the Fund shall be held in trust and may be invested at the direction of the City Treasurer in any investment permitted for Bonds proceeds under the acts authorizing the Bonds, and, with the income derived from such investments, shall be used without further authorization or appropriation by the City solely to pay principal, redemption premium if any, and interest on the Bonds. Accrued interest received upon the sale of the Bonds shall be deposited in the Fund. Commencing twelve months plus one business day before each principal installment becomes due on the Bonds and six months plus one business day before each installment of interest becomes due, there shall also be deposited in the Fund each month from the revenues and receipts of the City or transferred from other available funds, whether or not appropriated, from all sources other than those which by their terms may not be lawfully used for this purpose, an amount at least equal to one-twelfth of the amount needed to pay the principal installment and one-sixth of the amount needed to pay the interest installment; provided, however, the payments to be made under this section shall be approximately adjusted to reflect any accrued interest deposited in

the Fund, any investment earnings credited or losses charged to the Fund, any principal installments payable less than one year from the date of issuance of the Bonds or other than annually, any interest payable less than six months from the date of issuance of the Bonds or other than at six months' intervals, and any redemption of Bonds, so that there will be available in the Fund on each payment date the amount necessary to pay the interest and principal and redemption premium if any due or coming due on the Bonds.

Sec. 2. For the benefit and security of the holders of the Bonds, the City hereby covenants (i) to deposit into the Fund the amounts required under Section 1 of this Ordinance, and the City hereby covenants (ii) not to amend the Ordinance entitled "An Ordinance Limiting the Amount of Tax Anticipation Notes Issued by the City," passed at this meeting, so as to raise the limit prescribed by that Ordinance.

Sec. 3. In the event that any provision of this Ordinance shall be held invalid in any circumstance, such invalidity shall not affect any other provisions or circumstances or the validity of the Bonds.

Sec. 4. This Ordinance shall take effect upon its passage and shall terminate upon final payment of all principal of, redemption premium if any, and interest on the Bonds.

This motion being seconded by COUNCILMAN ALMAGNO is Put to Vote and Passed by the following Roll Call Vote:

Ayes: Councilmen Almagno, Cirelli, Cola, Councilwoman Fagnoli, Councilmen Glavin, Griffin, Mansolillo, O'Connor, Pearlman, Pennine, Petrosinelli, Salvatore, Stravato and Xavier—14.

Noes: Council President Lynch and Councilmen Dillon and Flynn—3.

Absent: Councilman Boyle, Councilwoman Brassil, Councilmen Brennan, Easton, Farmer, Johnson, Moise, Paolino and Snowden—9.

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

ADJOURNMENT

There being no further business, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN FLYNN, the City Council adjourns at 11:40 o'clock P.M. (E.D.T.) to meet again on THURSDAY, SEPTEMBER 2, 1982 at 8:00 o'clock P.M. (E.D.T.).

Rose M. Mandonea

City Clerk

August 5]

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