

RESOLUTIONS AND ORDINANCES

OF THE

CITY COUNCIL

OF THE

CITY OF PROVIDENCE

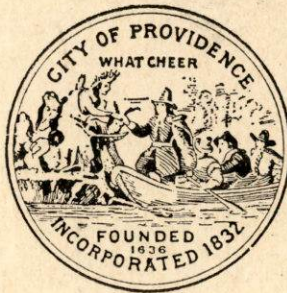
WITH

REPORTS AND FINISHED BUSINESS

IN THE

BOARD OF ALDERMEN AND COMMON COUNCIL

JANUARY, 1938, TO JANUARY, 1939



PROVIDENCE
THE OXFORD PRESS
1939

NO. 8. RESOLUTION RELATIVE TO PRINTING, INDEXING
AND BINDING THE CITY COUNCIL RESOLUTIONS
OF 1937 AND 1938.

(Approved January 8, 1937)

RESOLVED, That the City Clerk, acting under the direction of the Joint Standing Committee on Printing, is hereby instructed to cause the resolutions and finished business of the City Council for the Municipal years 1937-1938 to be printed and indexed and the said resolutions and finished business for the years named to be respectively bound for the use of the City Government; and arrange for such public distribution as said Committee on Printing may direct.

A true copy,

Witness:

Joseph E. Maguire
City Clerk

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RESOLUTIONS AND ORDINANCES
OF THE
CITY COUNCIL
OF THE
CITY OF PROVIDENCE
WITH
REPORTS AND FINISHED BUSINESS
IN THE
BOARD OF ALDERMEN AND COMMON COUNCIL
1938

IN CONVENTION.

JANUARY 3, 1938.

Michael N. Cardarelli is elected a member of the Board of Tax Assessors for the term of three years ending on the first Monday in January, A. D. 1941.

Michael N. Cardarelli is designated as chairman of the Board of Tax Assessors for the term of one year ending on the first Monday in January, A. D. 1939.

Michael J. Nestor, M. D. is elected Superintendent of Health, Ex-Officio City Registrar and Ex-Officio Inspector of Milk for the term of three years ending on the first Monday in January, A. D. 1941.

John M. Peters, M. D. is elected a member of the Board of Hospital Commissioners for the term of three years ending on the first Monday in January, A. D. 1941.

William R. McGuirk, M. D. is elected a member of the Board of Hospital Commissioners for the unexpired term ending on the first Monday in January, A. D. 1939, caused by the death of William C. McLaughlin, M. D.

IN BOARD OF ALDERMEN.

JANUARY 3, 1938.

From the Inspector of Milk is received a communication recommending that, due to unsatisfactory conditions, the application of Augustas Martin, 9 Harris street, Pawtucket, R. I. for a City of Providence milk license, be denied for a period of at least six months from date, and the same is read and the application denied.

1937

Edenton Cotton Mills.....\$24.50
Edenton, N. C.

1936

John Keenan\$17.15
Formerly of 193 California ave.

1936

Albert Nardi\$ 2.45
976 Chalkstone ave.

1936

Nicholas Picchione\$ 2.80
523 Pleasant Valley parkway.

1937

Nicholas Picchione\$ 2.80
523 Pleasant Valley parkway.

Alderman Shawcross presents the following Resolution, which is read and passed, viz.:

RESOLVED, That James A. Kinghorn be and he is hereby elected, on the part of the Board of Aldermen, Commissioner of Sinking Funds for the term of three years ending on the first Monday in January, A. D. 1941.

Subsequently notice is received from the Common Council of the election of James A. Kinghorn as Commissioner of Sinking Funds on the part of the Common Council.

Alderman Shawcross also presents the reports of the Dexter Asylum for the weeks ending December 18 and 25, 1937 and January 1, 1938, and upon his motion the same are read and received.

Alderman Sturges presents the following Resolution, which is read and passed, viz.:

RESOLVED, That permission be and it is hereby granted to Krikor S. Dulgarian to erect a marquee on the building at 260 Thayer street, in accordance with the plans submitted herewith and under the direction of the Inspector of Buildings.

IN COMMON COUNCIL.

JANUARY 3, 1938.

Councilman Tarro presents the following Resolution, which is read and passed, viz.:

RESOLVED, That James A. Kinghorn be and he is hereby elected, on the part of the Common Council, Commissioner of Sinking Funds for the term of three years ending on the first Monday in January, A. D. 1941.

Subsequently notice is received from the Board of Aldermen of the election of James A. Kinghorn as Commissioner of Sinking Funds on the part of the Board of Aldermen.

IN CITY COUNCIL.

(City Council File, January 3, 1938.)

No. 1. Fifty-Fourth Annual Report of the Superintendent of Health.

No. 2. Report of the City Treasurer for the Month of November, 1937.

No. 3. Resolution to Refund to John Keenan the Sum of \$17.15 for Taxes Erroneously Assessed.

(Approved January 5, 1938.)

RESOLVED, That to the following named person, the sum set opposite his name be abated, or if already paid be refunded whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for same, said sum representing personal property taxes erroneously assessed and cancelled by the Board of Aldermen:

1936

John Keenan\$17.15
Formerly of 193 California ave.

Said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 4. Resolution to Refund to Albert J. Nardi the Sum of \$2.45 for Taxes Erroneously Assessed.

(Approved January 5, 1938.)

RESOLVED, That to the following named person the sum set opposite his name be abated, or if already paid be refunded, whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for same, said sum representing personal property taxes erroneously assessed and cancelled by the Board of Aldermen.

1936

Albert J. Nardi.....\$ 2.45
976 Chalkstone avenue.

Said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 5. Resolution to Refund to Nicholas Picchione
the Sum of \$5.60 for Taxes Erroneously Assessed.

(Approved January 5, 1938.)

RESOLVED, That to the following named person the sum set opposite his name be abated, or if already paid be refunded, whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for same, said sum representing personal property taxes erroneously assessed and cancelled by the Board of Aldermen.

1936

Nicholas Picchione\$ 2.80
523 Pleasant Valley parkway.

1937

Nicholas Picchione\$ 2.80
523 Pleasant Valley parkway.

Said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 6. Resolution Approving a State Unemployment Relief Program for the Month Ending January 31, 1938, in Accordance with "The State Unemployment Relief Act of 1934."

(Approved January 5, 1938.)

RESOLVED, That the City Council of the City of Providence hereby approves the accompanying program for the City of Providence for the month ending January 31, 1938, in accordance with the requirements of "The State Unemployment Relief Act of 1934."

No. 7. Resolution Authorizing His Honor the Mayor to Convey to the Superior Oil Company Inc., a Deed of Certain Land at the Corner of Rugby and Aldrich Streets.

(Approved January 5, 1938.)

RESOLVED, That His Honor the Mayor is hereby authorized to sign a deed conveying to Superior Oil Co. Inc. the lot of land at the northeast corner of Aldrich street and Rugby street, known as lot 164 on Assessors Plat 57, as said plat stands December 30, 1937, containing approximately nine thousand three hundred forty-one (9341) square feet of land, for the sum of Seven Hundred (\$700.00) Dollars; reserving to the City of Providence, however, an easement for a storm sewer and a sanitary sewer under and across said premises, together with the right to enter upon the premises for the purpose of repairing and maintaining said sewers.

No. 8. Resolution Authorizing His Honor the Mayor to Convey to Gaspare Lucchetti a Deed of Certain Land at Bismark and Silver Spring Streets.

(Approved January 5, 1938.)

RESOLVED, That His Honor the Mayor is hereby authorized to sign a deed conveying to Gaspare Lucchetti the lot of land situated at the northeast corner of Bismark street and Silver

Spring street, known as lot number 225 on Assessors Plat 77, as said plat stands December 30, 1937, containing approximately 1632 square feet of land, for the sum of Two Hundred (\$200.00) Dollars.

No. 9. Resolution to Refund to the Edenton Cotton Mills to Sum of \$49.00 for Taxes Erroneously Assessed.

(Approved January 5, 1938.)

RESOLVED, That to the following named firm or corporation the sum set opposite its name be abated, or if already paid be refunded, whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for same, said sum representing personal property taxes erroneously assessed and cancelled by the Board of Aldermen.

1936

Edenton Cotton Mills.....	\$24.50
Edenton, N. C.	

1937

Edenton Cotton Mills.....	\$24.50
Edenton, N. C.	

Said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 10. Resolution Authorizing the City Treasurer to Hire the Sum of \$200,000.00 in Anticipation of Taxes for Expenses on Projects Carried on Under the Works Progress Administration.

(Approved January 6, 1938.)

RESOLVED, That the City Treasurer, acting under the direction of the Joint Standing Committee on Finance, be and he is here-

by authorized and directed to borrow under the authority of and in compliance with the provisions of Chapter 47 of the General Laws of the State of Rhode Island, as amended by Chapter 1617 of the Public Laws of 1930 and Chapter 1861 of the Public Laws of 1932, during the present financial year, in anticipation of the receipt of the proceeds of the annual tax to be assessed in said present financial year, from time to time and in such amounts as he may be directed to borrow by the Joint Standing Committee on Finance, a sum not to exceed two hundred thousand dollars (\$200,000.00) and to issue and sell at private sale the City's negotiable notes original and in renewal therefor, bearing interest at a rate not exceeding six per centum (6%) per annum, payable not later than one year from the date of the original notes so issued or renewed or paid and carrying on their face the designation "Note in Anticipation of Taxes", said original and renewal notes to be signed by the City Treasurer and countersigned by the Mayor and the Chairman of the Joint Standing Committee on Finance.

The money thus authorized is hereby appropriated for the purpose of paying for materials, supplies, supervision, transportation and all other necessary expenses on projects carried on under the Works Progress Administration.

No. 11. Resolution Requesting the City Solicitor to Give an Opinion to the City Council Relative to the Application of Chapter 801 of the City Ordinances Entitled "Qualifications for Employment" to Employees of the School Department.

(Approved January 6, 1938.)

RESOLVED, That the City Solicitor be and he is hereby requested to give an opinion to the City Council relative to the application of Chapter 801, of the Revised Ordinances of the City of Providence, entitled "Qualifications for Employment"

to employees of the School Department of the City of Providence.

IN BOARD OF ALDERMEN.

JANUARY 6, 1938.

From the Superintendent of Health is received a communication appointing Maurice W. Clare as Inspector of Provisions for the term of one year ending on the first Monday in January, A. D. 1939, and the same is read and the appointment approved.

Also from the Superintendent of Health is received a communication appointing Joseph P. O'Neill as Chief Sanitary Inspector and Robert L. Maiello as Sanitary Inspector, respectively, for the term ending on the first Monday in January, A. D. 1939, and the same is read and the appointments approved.

Upon recommendation of the Superintendent of Health, Salvatore Di Martino is granted a license to remove swill and offal in accordance with his petition.

From the Board of Tax Assessors are received various communications relative to changes in the 1937 City Tax List to correct clerical errors in assessments in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same are approved.

(See Files of the Board of Aldermen.)

Alderman Luongo presents the report of the Director of Public Welfare for the month of December, 1937, and upon his motion the same is read and received.

Alderman Rao presents the report of the City Clerk for the quarter ending December 31, 1937, and upon his motion the same is read and received.

IN CITY COUNCIL.

(City Council File, January 6, 1938.)

No. 12. Ninety-First Annual Report of the City Auditor for the Year Ending September 30, 1937.

No. 13. Annual Report of the City Treasurer for the Financial Year 1936-1937.

No. 14. Sixty-Fourth Annual Report of the Board of Commissioners of Sinking Funds.

No. 15. Thirteenth Annual Report of the Retirement Board for the Period Ending September 30, 1937.

No. 16. Bonded Indebtedness of the City of Providence to September 30, 1937.

No. 17. Report of the City Messenger for the Month of December, 1937.

No. 18. Report of the North Burial Ground Commission Relative to Recommendations in Regard to Conditions at the North Burial Ground.

No. 19. Annual Report of the Clerk of the Police Court.

No. 20. Twenty-Fourth Annual Report of the City Plan Commission.

No. 21. Report of the Joint Special Committee on Armistice Day Celebration.

No. 22. Resolution Authorizing His Honor the Mayor to Deliver a Deed Reconveying to Arestides L. Pantaleakis, for the Sum of \$4,000.00, Certain Land Condemned in Connection with the Extension of Winter Street.

(Approved January 8, 1938.)

RESOLVED, That His Honor the Mayor, in order to complete a settlement made by the Board of Contract and Supply for land condemned for the extension of Winter street, is hereby authorized and directed to deliver a deed reconveying to Arestides L. Pantaleakis for the sum of four thousand dollars the westerly portion of Lot 136 as shown on City Engineer's plan

dated July 31, 1937 numbered 057312, said westerly portion containing an area of 1627 square feet of land.

No. 23. Resolution Directing the City Solicitor to Apply for Legislation Relative to the Use of Certain Parcels of Land on Admiral Hopkins Square for Highway Purposes.

(Approved January 8, 1938.)

RESOLVED, That the City Solicitor is hereby directed to apply to the General Assembly for the passage of an act authorizing the City of Providence to use for highway purposes two parcels of land on Admiral Hopkins Square, the same having been condemned and dedicated for park purposes in accordance with the provisions of Chapter 946 of the Public Laws, passed at the March Session of the General Assembly A. D. 1891, entitled "An Act granting the City of Providence the power to condemn 'Hopkins Burial Ground' for park purposes," substantially in accordance with the accompanying draft act.

STATE OF RHODE ISLAND & C.

IN GENERAL ASSEMBLY

JANUARY SESSION, A. D. 1938.

AN ACT

AUTHORIZING THE CITY OF PROVIDENCE TO REDEDICATE AND USE FOR HIGHWAY PURPOSES PARTS OF ADMIRAL HOPKINS SQUARE, HERETOFORE DEDICATED FOR PARK PURPOSES.

It is enacted by the General Assembly as follows:

SECTION 1. The City of Providence is hereby authorized to rededicate and use for highway purposes such parts of Admiral

Hopkins Square, bounding on Charles street, Branch avenue and Hawkins street, in said city, as in the opinion of the City Council of said city may be required for highway purposes, said land having been condemned and dedicated for park purposes by the City of Providence in accordance with the provisions of Chapter 946 of the Public Laws, passed at the March Session of the General Assembly A. D. 1891, entitled "An Act granting the City of Providence the power to condemn 'Hopkins Burial Ground' for park purposes."

SEC. 2. This act shall take effect upon its passage.

██████████

No. 24. Resolution Adopting a Minute on the Life and Character of the Late Hospital Commissioner William C. McLaughlin, M. D.

(Approved January 8, 1938.)

RESOLVED, That the following minute on the life and character of the late Hospital Commissioner William C. McLaughlin, M. D., who died December 6, 1937, be and the same is hereby adopted and ordered inscribed on the records of the City Council and a copy transmitted to the family of the deceased:

M I N U T E

William C. McLaughlin, M. D., was born in Providence, R. I., January 19, 1880. Educated in the city schools, he was graduated from Brown University in 1901 with an A. B. degree. There he was a member of the Phi Kappa fraternity. He subsequently attended Harvard Medical School, graduating in 1905. Serving his internship at Carney Hospital, Boston, through 1906, he then went to the Massachusetts Eye and Ear Infirmary for two years. He served a term at the Massachusetts General Hospital, ending in 1909, when he came to this city and took up general practice, becoming surgeon-in-chief of the nose and throat department of the Charles V. Chapin Hospital. In

addition to this position, he was also consulting aurist at St. Joseph's Hospital and oto-laryngologist at the Rhode Island Hospital. During the war, he served as a consulting officer on the United States Draft Board.

Winning great distinction in his medical career, Dr. McLaughlin was a member of the American Board of Ophthalmology, the New England Ophthalmological Society, the New England Otological and Laryngological Society, the American College of Surgeons, the Rhode Island Medical Society and the Providence and American Medical Associations.

On May 2, 1932, Dr. McLaughlin was elected by the City Council in Joint Convention as a member of the Board of Hospital Commissioners to fill the unexpired term of Dr. Antonio C. Ventrone. On January 6, 1936, he was re-elected for a term of three years, serving in that capacity until his death. He was also a prominent member of the Providence Lodge of Elks and various other fraternal organizations. His life was one of devotion and service to the people of this city in whose behalf he had labored for so many years; in his passing the City has lost a faithful and conscientious servant. The members of the City Council deplore the death of Dr. McLaughlin and extend to his family this expression of profound sympathy.

IN BOARD OF ALDERMEN.

JANUARY 18, 1938.

Pursuant to a Warrant issued by His Honor the Mayor, the Board of Aldermen meets this day in Special Session at 12 o'clock noon.

The following message of His Honor the Mayor is read, viz.:

CITY OF PROVIDENCE,
EXECUTIVE DEPARTMENT,
CITY HALL.

January 18, 1938.

To the Honorable the Board of Aldermen of the City of Providence.

GENTLEMEN :

I have called Your Honorable Body together today in special session to take action on the following :

Resolution appropriating the sum of \$150,000.00 for furnishing and equipping the Mount Pleasant avenue and Hope Street Regional Senior High Schools.

Resolution appropriating \$200,000.00 for the City's cost of W. P. A. Projects.

Resolution appropriating the sum of \$25,000.00 for snow removal and for any other business which may legally come before you for consideration.

/s/

JAMES E. DUNNE,
Mayor.

IN COMON COUNCIL.

JANUARY 18, 1938.

Pursuant to a Warrant issued by His Honor the Mayor, the Common Council meets this day in Special Session at 12 o'clock noon.

The following message of His Honor the Mayor is read, viz. :

CITY OF PROVIDENCE,
EXECUTIVE DEPARTMENT,
CITY HALL.

January 18, 1938.

To the Honorable the Common Council of the City of Providence:

GENTLEMEN:

I have called Your Honorable Body together today in special session to take action on the following:

Resolution appropriating \$200,000 for the City's cost of W. P. A. Projects.

Resolution appropriating the sum of \$25,000 for snow removal.

and for any other business which may legally come before you for consideration.

/s/

JAMES E. DUNNE,
Mayor.

IN CITY COUNCIL.

(City Council File, January 18, 1938.)

No. 25. Resolution Appropriating the Sum of \$150,000.00 for Furnishings and Equipment of the Mount Pleasant Avenue and the Hope Street Senior High Schools.

(Approved January 18, 1938.)

RESOLVED, That the City Treasurer acting under the direction of the Joint Standing Committee on Finance is hereby authorized

and directed to borrow from time to time and in such amounts as may be necessary the sum of one hundred and fifty thousand dollars in accordance with the provisions of Chapter 510 of the Public Laws passed by the General Assembly at its May Session, A. D. 1897, entitled "An Act authorizing the City of Providence to hire money for the purpose of building and furnishing new school houses and for the purchase and improvement of land for school purposes"; and to issue the city's notes therefor bearing interest at a rate not exceeding six per centum per annum, signed by him and countersigned by the Mayor and Chairman of said Joint Standing Committee on Finance, and to renew any such notes from time to time as the same become due. The money thus obtained is hereby appropriated for the purpose of completing the furnishing of the Mount Pleasant avenue and Senior High School and the Hope Street Senior High School building (P.W.A. Docket No. 6579).

No. 26. Resolution Appropriating the Sum of \$200,000.00 in Anticipation of Taxes for Expenses on Projects Carried on Under the Works' Progress Administration.

(Approved January 20, 1938.)

RESOLVED, That the City Treasurer, acting under the direction of the Joint Standing Committee on Finance, be and he is hereby authorized and directed to borrow under the authority of and in compliance with the provisions of Chapter 47 of the General Laws of the State of Rhode Island, as amended by Chapter 1617 of the Public Laws of 1930 and Chapter 1861 of the Public Laws of 1932, during the present financial year, in anticipation of the receipt of the proceeds of the annual tax to be assessed in said present financial year, from time to time and in such amounts as he may be directed to borrow by the Joint Standing Committee on Finance, a sum not to exceed two hundred thousand dollars (\$200,000.00) and to issue and sell at

private sale the City's negotiable notes original and in renewal therefor, bearing interest at a rate not exceeding six per centum (6%) per annum, payable not later than one year from the date of the original notes so issued or renewed or paid and carrying on their face the designation "Note in Anticipation of Taxes", said original and renewal notes to be signed by the City Treasurer and countersigned by the Mayor and the Chairman of the Joint Standing Committee on Finance.

The money thus authorized is hereby appropriated for the purpose of paying for materials, supplies, supervision, transportation and all other necessary expenses on projects carried on under the Works Progress Administration.

No. 27. Resolution Authorizing the City Treasurer to Hire the Sum of \$25,000.00 in Anticipation of Taxes for Snow Removal.

(Approved January 20, 1938.)

RESOLVED, That the City Treasurer, acting under the direction of the Joint Standing Committee on Finance, be and he is hereby authorized and directed to borrow under the authority of and in compliance with the provisions of Chapter 47 of the General Laws of the State of Rhode Island, as amended by Chapter 1617 of the Public Laws of 1930 and Chapter 1861 of the Public Laws of 1932, during the present financial year, in anticipation of the receipt of the proceeds of the annual tax to be assessed in said present financial year, from time to time and in such amounts as he may be directed to borrow by the Joint Standing Committee on Finance, a sum not to exceed twenty-five thousand dollars (\$25,000.00) and to issue and sell at private sale the City's negotiable notes original and in renewal therefor, bearing interest at a rate not exceeding six per centum (6%) per annum, payable not later than one year from the date of the original notes so issued or renewed or paid and carrying

on their face the designation "Note in Anticipation of Taxes", said original and renewal notes to be signed by the City Treasurer and countersigned by the Mayor and the Chairman of the Joint Standing Committee on Finance.

The money thus authorized is hereby appropriated for the purpose of paying the costs of snow removal in the City of Providence and is in addition to any amount previously appropriated for that purpose for the fiscal year ending September 30, 1938.

No. 28. Resolution Requesting the Commissioner of Public Works to Grant Licenses for the Location of Pushcart Stands on Balbo Avenue and Acorn Street.

(Approved January 20, 1938.)

Whereas, for a period of over forty years, the City of Providence has permitted the use of Balbo avenue as an Open Air Market place, and

Whereas, the establishment of said Market Place has proved an asset to the business men of the Federal Hill section, and

Whereas, the location of said Open Air Market Place has permitted the housewives of all sections of Providence to effect economies in the purchase of fruits and vegetables, and

Whereas, the Bureau of Police and Fire have found it necessary to enforce a law regulating the use of highways for the sale of merchandise, and

Whereas, the enforcement of said law will create a hardship on the merchants engaged in the sale of merchandise on said Balbo avenue by causing their removal to other sections thus destroying the business that they have built up and seriously interfering with their attempt to earn an honest livelihood, and

Whereas, steps are now being taken for the location of an Open Air Municipal Market Place in the Federal Hill section,

THEREFORE BE IT RESOLVED, that the City Council of the City of Providence hereby approves of the use of Balbo avenue from Atwells avenue to Spruce street and Acorn street from Atwells avenue to Spruce street as an Open Air Market Place, and

BE IT FURTHER RESOLVED, that in accordance with the provisions of Chapter 468 of the Public Laws of Rhode Island 1909, that the Commissioner of Public Works be and he is hereby requested to grant licenses for the location of pushcart stands on said streets at the earliest possible moment, and

BE IT FURTHER RESOLVED, that in the granting of said licenses that the Commissioner of Public Works be and he is hereby requested to permit the operators of said pushcart stands to re-occupy the same locations which they formerly held.

No. 29. Report of the Harbor Master for the Quarter Ending December 31, 1937.

IN BOARD OF ALDERMEN.

JANUARY 20, 1938.

Alderman McCabe, for the Committee on Streets, presents the following Resolution, which is read and passed, viz.:

✓ RESOLVED, DECREED AND ORDERED, That the portion of Burnett street from Dexter street to Sherry street, defined by the shaded area and designated by the letters ABCDA on the accompanying plat entitled "Providence, R. I., City Engineer's

Office, City Property Dep't. December 8, 1937, 057427" has ceased to be useful to the public and the same is abandoned as a highway and the damage to the abutters is appraised at nothing and so awarded; and

IT IS FURTHER ORDERED, That the Superintendent of Street Signs and Numbers be and he is hereby directed to cause a sign to be placed at each end of said Burnett street, as aforesaid having thereon the words, "Not a Public Highway", and

IT IS FURTHER ORDERED, That after 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 each week for three successive weeks and a further and personal notice shall be served by the City Sergeant upon every owner of land abutting upon that part of Burnett street which has been abandoned, who is known to reside within this State.

From the Commissioner of Public Works are received lists of curbing and grading assessments, respectively, prepared by him and certified to the Board of Aldermen for approval and the same are read and received.

(See Files of the Board of Aldermen.)

From the Board of Tax Assessors are received various communications relative to changes in the 1937 City Tax List to correct clerical errors in assessments in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same are approved.

(See Files of the Board of Aldermen.)

Alderman Shawcross presents the report of the Dexter Asylum for the week ending January 8, 1938, and upon his motion the same is read and received.

IN BOARD OF ALDERMEN.

FEBRUARY 3, 1938.

Upon recommendation of the Inspector of Milk, certain persons, firms and corporations are severally granted licenses to sell, exchange and deliver milk, cream and skimmed milk in the City of Providence.

(See Files of the Board of Aldermen.)

The Accounts for

Dexter Asylum Maintenance.....	\$3,214.80
Dexter Asylum Payroll.....	398.70
Asylum Walls and Buildings	18.43

are severally presented, examined and allowed and the Clerk is authorized to certify to the same.

From the Board of Tax Assessors are received various communications relative to changes in the 1932-1933-1934-1935-1936-1937 City Tax Lists to correct clerical errors in assessments in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same are approved.

(See Files of the Board of Aldermen.)

Alderman Luongo presents the report of the Director of Public Welfare for the month of January, 1938 and upon his motion the same is read and received.

Alderman Shawcross presents the following Resolutions, which are read and passed, viz.:

RESOLVED, That permission be and it is hereby granted to Brown Realty Company, Inc. to erect a marquee over the entrance of the Narragansett Hotel at 97 Dorrance street, subject to the following condition: "that on the under surface of said marquee, at all times when street lights are burning, there be left lighted not less than 500 watts of incandescent lamps, to the satisfaction of the Public Service Engineer," in accord-

ance with the plans submitted herewith and under the direction of the Inspector of Buildings.

RESOLVED, That permission be and it is hereby granted to J. A. Foster Company to erect a marquee over the entrance to the building located at 104 Eddy street, in accordance with the plans submitted herewith and under the direction of the Inspector of Buildings.

Alderman Shawcross also presents the reports of the Dexter Asylum for the weeks ending January 15, 22 and 29, 1938, and upon his motion the same are read and received.

IN COMON COUNCIL.

FEBRUARY 7, 1938.

The Committee on Claims reporting adversely thereon, it is voted that the following petitioners be granted leave to withdraw, viz.: American Holding Corporation, Rose Flint, Dutee W. Flint, Donald Roberge, Antonio E. Notta and Nicholas Catino, for compensation for injuries and damages; Rebecca Limmer and Francesco Caligiuri, for remission of taxes; and Vincent J. Baggott, administrator of the estate of William A. Baggott, for partial refund of Auctioneer's license fee.

Upon motion of Councilman Tarro, the Resolution authorizing the City Solicitor to appear before the General Assembly and urge the passage of legislation providing for a direct primary law is indefinitely postponed.

IN CITY COUNCIL.

(City Council File, February 3, 1938.)

No. 30. Statement of the City Auditor for the Month of December, 1937.

No. 31. Report of the City Treasurer for the Month of December, 1937.

No. 32. Report of the City Messenger for the Month of January, 1938.

No. 33. Report of the Bureau of Police and Fire for the Quarter Ending January 8, 1938.

No. 34. Annual Report of the Inspector of Buildings.

Nos. 35-39 Inc. Resolutions Permitting Certain Persons, Firms or Corporations to Erect Gasoline Stations.

(Approved February 8, 1938.)

RESOLVED, That the following named person, firm or corporation is hereby granted permission to erect, alter or use a building or structure at the location named herein for the sale of petroleum, kerosene, gasoline, coal oil and their products, compounds and components as described and shown in and on the application therefor and accompanying plat, all on file in the office of the Inspector of Buildings subject to the conditions that said person, firm or corporation shall not violate any of the laws of the State of Rhode Island or any of the Ordinances of the City of Providence relative to the erection, use or occupation of said structure and that said person, firm or corporation shall not allow petroleum, kerosene, gasoline,

coal oil or their products, compounds or components, to be conveyed over or across any sidewalk by means of any pipe or hose, and upon such special conditions as are hereby enumerated, viz.:

No. 35. Margaret A. O'Connor, 228-234 Meeting street, Lots 30 and 247, Plat 13, 7 pumps.

No. 36. Vitalina Galluccio, 405 Harris avenue, Lot 12, Plat 27; 2 additional tanks (below ground); capacity of tanks, 1-6,090 gallons, and 1-4,050 gallons.

No. 37. Shell Union Oil Corp., 840 Allens avenue, Lot 172, Plat 101, 1 additional 1,000 gallon tank.

No. 38. Shell Union Oil Corp., 683 Atwells avenue, Lot 23, Plat 65; 1 additional 1,000 gallon tank.

No. 39. Shell Union Oil Corp., 820 Hope street, Lot 106, Plat 73; 1 new pump making 3 in all.

The erection or location of any buildings or structures not shown on the original plat on file with the Inspector of Buildings or any change in the location of buildings or structures from that shown on said plat shall be deemed a violation of this permit.

No. 40. Resolution Directing the Board of Contract and Supply to Purchase Certain Land on Congdon Street for Park and Playground Purposes.

(Approved February 9, 1938.)

RESOLVED, That the Board of Contract and Supply is hereby directed to purchase for public park purposes that certain parcel of land with all the improvements thereon, located at 70 Congdon street, being lot numbered 221 on plat 10, from Ella Kirby, for the sum of seven thousand (\$7,000.00) dollars.

For the purpose of purchasing said land and improvements for public park and playground purposes, the City Treasurer, acting under the direction of the Joint Standing Committee on Finance, is hereby authorized and directed to hire from time to time such sums of money as may be necessary therefor and to issue the City's notes therefor bearing interest at a rate not exceeding six per centum per annum, signed by him and countersigned by the mayor and the chairman of said Committee on Finance, and such sums are hereby appropriated therefor, pursuant to the provisions of Chapter 2300 of the Public Laws passed at the January Session A. D. 1936, entitled "An Act authorizing the City of Providence to hire the sum of fifty thousand dollars (\$50,000.00) for the purchase and improvement of land for park purposes."

No. 41. Resolution Transferring the Sum of \$135,000.00 from the Reserved Fund to the Loans Appropriation Account.

(Approved February 9, 1938.)

RESOLVED, That the sum of one hundred thirty-five thousand dollars (\$135,000.00) be and the same is hereby transferred from the Reserved Fund to the appropriation for Loans Appropriation Account as made by City Council Resolution No. 263, approved September 30, 1937; said sum to be used for the payment and cancellation of notes issued in anticipation of taxes.

No. 42. Resolution Allowing the Payment of the Sum of \$100.00 for Anti-rabic Treatment.

(Approved February 9, 1938.)

RESOLVED, That the following bill for the full course of anti-

abric treatment be allowed for payment to the Charles V. Chapin Hospital:

Edgar Alden, 502 Public Street.....	\$ 50.00
William Chatterly, 111 Pocasset Ave.....	50.00
	\$100.00

The above payment is authorized under the authority of Chapter 800 of the Public Laws of 1912, and Chapter 136 of the General Laws of 1923, Section 32.

No. 43. Resolution Approving a State Unemployment Relief Program for the Month Ending February 28, 1938 in Accordance with "The State Unemployment Relief Act of 1934."

(Approved February 9, 1938.)

RESOLVED, That the City Council of the City of Providence hereby approved the accompanying program for the City of Providence for the month ending February 28, 1938, in accordance with the requirements of "The State Unemployment Relief Act of 1934."

No. 44. Resolution Directing the City Solicitor to Apply for Legislation Relative to the Police and Firemen's Pension Fund.

(Approved February 9, 1938.)

RESOLVED, That the City Solicitor is hereby directed to apply to the General Assembly for the passage of an act relative to the police pension fund of the city of Providence and the firemen's pension fund of the city of Providence, authorizing the

Bureau of Police and Fire to certify the pensions of policemen and firemen at the basic rate of pay as of October 1, 1937, substantially in accordance with the accompanying draft act.

STATE OF RHODE ISLAND, &C.
IN GENERAL ASSEMBLY,
JANUARY SESSION, A. D. 1938.

AN ACT

RELATIVE TO THE POLICE PENSION FUND OF THE CITY OF PROVIDENCE AND THE FIREMEN'S PENSION FUND OF THE CITY OF PROVIDENCE, AND IN AMENDMENT OF CHAPTER 930 OF THE PUBLIC LAWS, PASSED AT THE NOVEMBER SESSION, A. D. 1901, ENTITLED "AN ACT TO ESTABLISH A BOARD OF POLICE COMMISSIONERS FOR THE CITY OF PROVIDENCE," AS HERETOFORE AMENDED BY CHAPTER 2107 OF THE PUBLIC LAWS OF 1921; AND IN AMENDMENT OF CHAPTER 977 OF THE PUBLIC LAWS PASSED AT THE JANUARY SESSION, A. D. 1913, ENTITLED "AN ACT TO PROVIDE FOR THE RETIREMENT OF THE MEMBERS OF THE FIRE DEPARTMENT OF THE CITY OF PROVIDENCE," AS HERETOFORE AMENDED BY CHAPTER 1551 OF THE PUBLIC LAWS OF 1917.

It is enacted by the General Assembly as follows:

SECTION 1. Section 12 of Chapter 930 of the Public Laws as amended by Chapter 864 of the Public Laws passed at the January Session, A. D. 1912, as amended by Chapter 2107 of the Public Laws of 1921, is hereby further amended to read as follows:

"Sec. 12. The said Bureau of Police and Fire in establishing a uniform rate of pension, in accordance with the provisions of section 3 of this chapter, shall at no time fix such rate at less than fifty per centum of the salary last paid to the member of the police department placed on the pension list, before the time such member was placed on the said pension list, and if ever the fund established by said board of police commissioners for the purpose of paying pensions to the members of the said police department, shall become insufficient for the purpose of paying the pensions of all the members of the police department placed on said pension list, at the above mentioned minimum rate, then the city of Providence shall pay in from time to time, into the said pension fund, such sum or sums as may be needed to enable the said Bureau of Police and Fire to pay the pensions of all members of the police department on the pension list, at the above mentioned minimum rate. The Bureau of Police and Fire of the city of Providence shall certify to the city treasurer a list with the names of all members of the police department who have been placed on the pension list between October 1, 1932 and October 1, 1937, and shall certify to the city treasurer in accordance with the provisions of section 12, that each person on pension shall be entitled to a pension based on one-half of the basic pay rate in effect as of October 1, 1937, notwithstanding the ten percent reduction in wages in effect prior to that date, and the city of Providence is hereby authorized to make such restoration of pension retroactive to October 1, 1937 and henceforth to pay said pensions at the basic rate of pay as of October 1, 1937.

SEC. 2. Section 1 of Chapter 977 of the Public Laws passed at the January Session, A. D. 1913 as heretofore amended by Chapter 1551 of the Public Laws of 1917, entitled "An Act to provide for the retirement of the members of the fire department of the city of Providence" is hereby amended to read as follows :

"Section 1. Any member of the fire department of the city of Providence who may be permanently disabled while in the performance of his duty as a fireman, or who shall have com-

pleted twenty-five years active service as a member of said fire department, and who has attained the age of fifty years or more, may retire from said department and receive thereafter at least fifty percent of the compensation he received at the time of said disability, or at the time of retirement, said sum to be paid in equal monthly installments. The Bureau of Police and Fire of the city of Providence is hereby directed to certify to the city treasurer a list with the names of all members of the fire department who have been placed on the pension list between October 1, 1932 and October 1, 1937, and shall certify to the city treasurer in accordance with the provisions of section 12, that each person on pension shall be entitled to a pension based on one-half of the basic pay rate in effect as of October 1, 1937, notwithstanding the ten percent reduction in wages in effect prior to that date, and the city of Providence is hereby authorized to make such restoration of pension retroactive to October 1, 1937 and henceforth to pay said pension at the basic rate of pay as of October 1, 1937."

SEC. 3. This act shall take effect upon its passage and all acts or parts of acts inconsistent herewith are hereby repealed.

No. 45. Resolution Endorsing the Providence College Building Campaign.

(Approved February 9, 1938.)

WHEREAS, For a period of nearly twenty years Providence College, under the direction of the Dominican Fathers, has been caring for the educational needs of the young men of this community without regard to race, creed or color, and

WHEREAS, Providence College is operated on a non-profit making basis; the Dominican Fathers serving as professors without compensation, and

WHEREAS, Over eight hundred students at the present time are attending this institution, resulting in an over crowding and inadequate facilities afforded for the proposed education of the student body, and

WHEREAS, The Very Reverend John J. Dillon, O. P., President of Providence College has called attention to the people of our City and State to the great need for the erection of a dormitory for professors and students, and

WHEREAS, Leaders in the civic and professional life in our City and State have been organized to carry on a campaign to raise \$350,000.00 for the erection of a new dormitory building;

THEREFORE, BE IT RESOLVED, That the City Council of the City of Providence, deeply realizing the great educational opportunities afforded by Providence College to the young men of this community, and appreciating the sacrifices made by the Dominican Fathers for the spiritual and educational welfare of their students, hereby endorses the building campaign to be carried on in the City of Providence and State of Rhode Island, beginning Wednesday, February 9, 1938, and urges cooperation and generous support by the people of the City of Providence in showing its appreciation for the service rendered by Providence College in the education of the youth of our City, in order to make possible the success of this building campaign, and

BE IT FURTHER RESOLVED, That a copy of this resolution be forwarded to the Very Reverend John J. Dillon, O. P., President of Providence College, and the same be inscribed on the records of the City Council of the City of Providence.

No. 46. Resolution Directing the City Solicitor to Apply for Legislation Relative to the Payment of the Sum of \$2,500.00 to Helen Connell as Compensation for the Death of Her Husband.

(Approved February 11, 1938.)

RESOLVED, That the City Solicitor be and he is hereby authorized and directed to appear before the next session of the General Assembly of the State of Rhode Island to obtain permission for the City of Providence to pay the sum of Twenty-Five Hundred Dollars (\$2,500.00) to Helen Connell, widow of Joseph W. Connell, the latter formerly a Policeman of the City of Providence who died November 23, 1937 as a result of having been knocked down and fatally injured by an automobile while returning to his home from a tour of duty.

IN BOARD OF ALDERMEN.

FEBRUARY 17, 1938.

Upon recommendation of the Superintendent of Health, Henry O'Neil of 199 Friendship street is granted permission to remove swill and offal in accordance with his petition.

Alderman McCabe, for the Committee on Streets, presents the following Resolution, which is read and passed, viz.:

RESOLVED, That the grade of Marietta street (north side), from the west curb line of Carnac street 222 feet easterly, and on the (south side), from a point 435.34 feet east of the east curb of Charles street, 228 feet easterly, be and is hereby changed, as delineated in green lines and figures on plan and profile numbered 035547 on file in the office of the City Engineer and this day presented to the Board of Aldermen.

From the Board of Tax Assessors are received various communications relative to changes in the 1934-1936-1937 City Tax Lists to correct clerical errors in assessments in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same are approved.

(See Files of the Board of Aldermen.)

Alderman Humes presents the petitions of Phil Crown and Max Fruchtmann for permission to keep and sell fireworks, the same bearing the approval of the Bureau of Police and Fire, and upon his motion the same are severally read and granted.

Alderman Shawcross presents the reports of the Dexter Asylum for the weeks ending February 5 and 12, 1938, and upon his motion the same are read and received.

IN CITY COUNCIL.

(City Council File, February 17, 1938.)

No. 47. Statement of the City Auditor for the Month of January, 1938.

No. 48. Resolution Transferring the Sum of \$150,000.00 from the Reserved Fund to the Appropriation for Loans Appropriation Account.

(Approved February 18, 1938.)

RESOLVED, That the sum of one hundred fifty thousand dollars (\$150,000.00) be and the same is hereby transferred from the Reserved Fund to the appropriation for Loans Appropriation Account as made by City Council Resolution No. 263, approved September 30, 1937; said sum to be used for the payment and cancellation of notes issued in anticipation of taxes.

No. 49. Resolution Authorizing the City Treasurer to Hire the Sum of \$17,600.00 in Anticipation of Taxes for Snow Removal.

(Approved February 18, 1938.)

RESOLVED, That the City Treasurer, acting under the direction of the Joint Standing Committee on Finance, be and he is hereby authorized and directed to borrow under the authority of and in compliance with the provisions of Chapter 47 of the General Laws of the State of Rhode Island, as amended by Chapter 1617 of the Public Laws of 1930 and Chapter 1861 of the Public Laws of 1932, during the present financial year, in anticipation of the receipt of the proceeds of the annual tax to be assessed in said present financial year, from time to time and in such amounts as he may be directed to borrow by the Joint Standing Committee on Finance, a sum not to exceed seventeen thousand six hundred dollars (\$17,600.00) and to issue and sell at private sale the City's negotiable notes original and in renewal therefor, bearing interest at a rate not exceeding six per centum (6%) per annum, payable not later than one year from the date of the original notes so issued or renewed or paid and carrying on their face the designation "Note in Anticipation of Taxes", said original and renewal notes to be signed by the City Treasurer and countersigned by the Mayor and the Chairman of the Joint Standing Committee on Finances.

The money thus authorized is hereby appropriated for the purpose of paying the costs of snow removal in the City of Providence and is in addition to any amount previously appropriated for that purpose for the fiscal year ending September 30, 1938.

No. 50. Resolution to Pay to Joseph Ciccone the Sum of \$2.25 for Refund of Poll Tax Erroneously Assessed.

(Approved February 18, 1938.)

RESOLVED, That to Joseph Ciccone the sum of Two Dollars and Twenty-Five Cents (\$2.25) be refunded, the same representing Poll tax and charges paid for 1936. The petitioner being assessed for the same period under the name of Giuseppe F. Ciccone; said sum to be paid in the ordinary course of payments by the City of Providence, according to the ordinances governing such payments.

No. 51. Resolution to Pay to Lillian Sutcliffe the Sum of \$1.30 for Refund of Dog License Fee.

(Approved February 18, 1938.)

RESOLVED, That to Lillian Sutcliffe, the sum of One Dollar and Thirty Cents (\$1.30) be refunded, the same representing fee paid for dog license, said license being issued April 27, 1937, and the dog having died on May 1, 1937, before said license became effective, said sum to be paid in the ordinary course of payments by the City of Providence, according to the ordinances governing such payments.

No. 52. Resolution to Pay to Everett B. Thurston the Sum of \$1.00 for Refund of Poll Tax Erroneously Assessed.

(Approved February 18, 1938.)

RESOLVED, That to Everett B. Thurston the sum of One Dollar (\$1.00) be refunded, the same representing poll tax for 1936 assessed against the petitioner by reason of him being assessed on personal property during the same period; said sum to be paid in the ordinary course of payments by the City of Providence, according to the ordinances governing such payments.

No. 53. Resolution Instructing the City Solicitor to Appear before the State Bureau of Relief or Other Proper Committees Relative to the Application of the Widow of the Late Policeman Joseph W. Connell.

(Approved February 18, 1938.)

RESOLVED, That the City Solicitor be instructed to appear before state bureau of relief for policemen and urge favorable action on the application of the widow of Joseph W. Connell on the ground that a policeman killed in an accident without fault of his own comes within the provisions of Chapter 2326 of the Public Laws of 1936 and be it FURTHER RESOLVED that if said board refuses said application the City Solicitor be and is hereby instructed to prepare and urge the passage before the proper committees of the General Assembly of such amendments to said Chapter 2326 as will make the provisions of said chapter cover said Connell case and any other similar cases hereafter.

IN BOARD OF ALDERMEN.

M A R C H 3, 1 9 3 8.

The Accounts for

Dexter Asylum Maintenance.....	\$3,177.26
Dexter Asylum Payroll.....	397.21
Asylum Walls and Buildings.....	35.40

are severally presented, examined and allowed and the Clerk is authorized to certify to the same.

From the Board of Tax Assessors are received various communications relative to changes in the 1937 City Tax List to correct clerical errors in assessments in pursuance to an

amendment to Chapter 62 of the General Laws, approved April 14, 1931 and the same are approved.

(See Files of the Board of Aldermen.)

Alderman Humes presents the petition of the Southern New England Supply Company for permission to keep and sell fire-works, the same bearing the recommendation of the Bureau of Police and Fire, and upon his motion the same is read and granted.

Alderman Luongo presents the following reports and upon his motion the same are severally read and received, viz.:

Reports of the Dexter Asylum for the weeks ending February 19 and 26, 1938;

Report of the Director of Public Welfare for the month of February, 1938.

Alderman Luongo also presents the following Resolution, which is read and passed, viz.:

RESOLVED, That permission be and it is hereby granted to Al Zura Company, Inc. to erect and maintain a marquee over the entrance to the store occupied as the Astor Millinery at 256 Westminster street, in accordance with the plans submitted herewith and under the direction of the Inspector of Buildings.

IN COMMON COUNCIL.

M A R C H 7, 1 9 3 8.

The Committee on Claims reporting adversely thereon, it is voted that the following petitioners be severally granted leave to withdraw, viz.: Anthony Carani and Earle F. Kinnecom, for compensation for damages.

Upon motion of Councilman Falk, the Resolution directing the City Solicitor to apply to the General Assembly for an amendment to Section 1 of Chapter 2553 of the Public Laws of 1937, authorizing the City Council to appoint commissioners of the Estate of Charles H. Smith, and providing for a commission composed of the Mayor, the City Treasurer and three other persons to be appointed by the Mayor, is indefinitely postponed.

Upon motion of Councilman Tarro, the Resolution creating a Special Committee of the Common Council for the purpose of making a survey of all City purchases during the fiscal years 1936 and 1937 is indefinitely postponed.

IN CITY COUNCIL.

(City Council File, March 7, 1938.)

No. 54. Report of the City Treasurer for the Month of January, 1938.

No. 55. Report of the City Messenger for the Month of February, 1938.

No. 56. Annual Report of the Public Service Engineer.

No. 57. Annual Report of the Board of Park Commissioners.

No. 58. Annual Reports of the Local, Federal and State Relief Administrator; the Director of Public Welfare; the Local Director of Aid to Dependent Children.

CHAPTER 951

No. 59. An Ordinance Relative to the Police Pension Fund of the City of Providence and the Firemen's Pension Fund of the City of Providence.

(Approved March 9, 1938.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. The City Auditor and the City Treasurer shall pay to the policemen and firemen placed on the pension list between October 1, 1932 and October 1, 1937, whenever the names of said policemen and firemen are certified to the City Treasurer by the Bureau of Police and Fire a sum based upon one-half of the pay rate in effect as of October 1, 1937, notwithstanding the ten per cent. reduction in wages in effect prior to that date, and shall make such restoration of pension retroactive to October 1, 1937, and henceforth shall pay said pensions at the rate of pay as of October 1, 1937, all in accordance with the provisions of an act passed by the General Assembly and approved February 15, A. D. 1938, relative to the police pension fund of the City of Providence and the firemen's pension fund of the City of Providence.

SEC. 2. This act shall take effect upon its passage.

“Section 1. Whenever the owners of two-thirds or more of the total linear frontage of all the lots of land on both sides of and adjacent to any land in the city of Providence which has been surveyed and platted as a street or highway or part thereof, and the plat thereof recorded in the land records of said city, shall present to the board of aldermen of said city their petition praying that such street or highway or part thereof may be established as a public highway, and accompanied by a copy of so much of such plat as shows such street or highway or part thereof and the lots abutting thereon, it shall be lawful for said board of aldermen to proceed and cause notice to be given to all owners of land abutting on such street or highway or part thereof, who have not joined in such petition, to appear before them, if they see fit, at a time to be fixed in such notice, and be heard for and against establishing such street or highway or part thereof as a public highway. Such notice shall be served by the city sergeant of said city on all such owners residing in this state in the manner prescribed for serving a writ of summons by Section 4 of Chapter 300 of the General Laws; and such notice shall be given to all such owners living without the state by advertisement, once a week for three successive weeks, in some newspaper published in said city, and where their residence is known also by letter postpaid, duly mailed to them by said city sergeant. The board of aldermen of said city, after hearing the persons appearing to be heard, may by its order or decree establish such street or highway or part thereof as a public highway and shall cause such order or decree and a plat of such street or highway or part thereof so established to be recorded, and upon the passage of such order or decree it shall be a public highway to all intents and purposes: *Provided, however,* that any interested person aggrieved thereby may appeal therefrom to the superior court in the manner provided and required in Section 11 of Chapter 82 of the General Laws, whereupon like proceedings shall be had as is provided in Sections 11 and 12 of said Chapter 82. On such appeal, if it is determined that the land included in such platted street or highway or part thereof was duly dedicated by the owners thereof as and for a public high-

way by the making and recording of such plat, and continued to be so dedicated that said city by the establishment of such public highway would not be liable for any damages therefor, such order or decree of said board of aldermen shall be confirmed, or if it is determined otherwise shall be reversed, by decree of said court, and if confirmed the appellant shall pay said city's costs, and if reversed said city shall pay the appellant's costs, and said court shall enter judgment and issue execution therefor.

"Sec. 2. This act shall take effect upon its passage, and it shall not be construed to affect any of the provisions of Chapter 987 of the Public Laws, entitled 'An act to regulate the dedication of private lands by the owners thereof as or for streets or other ways for public travel in the city of Providence,' passed at the January session, A. D. 1913."

SEC. 2. This act shall take effect upon its passage.

No. 61. Resolution Directing the City Solicitor to Apply for Legislation Relative to Newspaper Advertising.

(Approved March 9, 1938.)

RESOLVED, That the City Solicitor is hereby directed to apply to the General Assembly for the enactment of legislation relative to newspaper advertising, to the end that notice shall be given by advertisement once a week for three weeks, prior to the date of order of notice, and one notice shall be given by advertisement after the passage of said abandonment by the Board of Aldermen.

STATE OF RHODE ISLAND, &C.
IN GENERAL ASSEMBLY,
JANUARY SESSION, A. D. 1938.

AN ACT

IN AMENDMENT OF SECTION 30 OF CHAPTER 95 OF THE GENERAL LAWS OF 1923, ENTITLED "OF LAYING OUT AND MAKING HIGHWAYS AND DRIFTWAYS."

It is enacted by the General Assembly as follows:

Section 30 of Chapter 95 of the General Laws of 1923, entitled "Of laying out and making highways and driftways," is hereby amended so as to read as follows:

"Sec. 30. Whenever, by the judgment of the town council of any town, a highway or driftway in said town, or any part of either, has ceased to be useful to the public, the town council of said town is authorized so to declare it by an order or decree which shall be final and conclusive; and thereupon the title of the land upon which such highway or driftway or part thereof existed shall revert to its owner, and the town shall be no longer liable to repair the same: *Provided, however,* that the said town council shall cause a sign to be placed at each end of such highway or driftway, having thereon the words 'Not a public highway,' and after the entry of the said order or decree shall also cause one notice thereof to be published in a newspaper published in the county in which the said land lies, and a further and personal notice shall be served upon every owner of land abutting upon that part of the highway or driftway which has been abandoned who is known to reside within this state; but nothing herein contained shall in any manner affect any private right of way over the land so adjudged to be useless as a highway or driftway, if such right had been acquired before the taking of such land for a highway or driftway."

SEC. 2. This act shall take effect upon its passage.

No. 62. Resolution Directing the City Solicitor to Apply for Legislation Relative to Newspaper Advertising.

(Approved March 9, 1938.)

RESOLVED, That the City Solicitor is hereby directed to apply to the General Assembly for the enactment of legislation relative to newspaper advertising substantially in accordance with the accompanying draft act entitled, "An Act in amendment of Section 6 of Chapter 95 of the General Laws of 1923, entitled 'Of Laying out and making highways and driftways.'"

STATE OF RHODE ISLAND, &C.
IN GENERAL ASSEMBLY,
JANUARY SESSION, A. D. 1938.

AN ACT

IN AMENDMENT OF SECTION 6 OF CHAPTER 95 OF THE GENERAL LAWS OF 1923, ENTITLED "OF LAYING OUT AND MAKING HIGHWAYS AND DRIFTWAYS."

It is enacted by the General Assembly as follows:

SECTION 1. Section 6 of Chapter 95 of the General Laws of 1923, entitled "Of Laying out and Making Highways and Driftways," is hereby amended so as to read as follows:

"Sec. 6. The town council thereupon shall cause notice to be given to all persons interested in the land through which such highway is laid, to appear before them, if they see fit, and be heard for and against receiving the report; notice to persons interested as aforesaid living without the state shall be given by advertisement, once a week for three successive weeks, in some newspaper published within the state, and where their residence

is known, also by letter, post-paid, duly mailed to them by the council clerk."

SEC. 2. This act shall take effect upon its passage.

No. 63. Resolution Directing the City Solicitor to Apply for Legislation Providing that the Members of the Board of Vote Tabulation Shall not hold any Elective or Appointive Office within the Gift of the State or Town.

(Approved March 9, 1938.)

RESOLVED, That the City Solicitor be and he hereby is directed to apply to the General Assembly for an amendment to Section 19 of Chapter 2195, entitled "An act authorizing the use of voting machines in State, City and Town elections, and regulating the use of same", providing that members of the Board of Vote Tabulation shall not hold any elective or appointive office within the gift of the State or Town.

STATE OF RHODE ISLAND, &C.

IN GENERAL ASSEMBLY

JANUARY SESSION, A. D. 1938.

AN ACT

IN AMENDMENT OF SECTION 19 OF CHAPTER 2195, ENTITLED "AN ACT AUTHORIZING THE USE OF VOTING-MACHINES AT STATE, CITY, AND TOWN ELECTIONS, AND REGULATING THE USE OF THE SAME."

It is enacted by the General Assembly as follows:

SECTION 1. Section 19 of Chapter 2195, entitled "An Act authorizing the use of voting-machines at state, city, and town elections, and regulating the use of the same," is hereby amended to read as follows :

"Sec. 19. When the machines used in any voting-place have been finally locked and sealed by the moderator after the close of the polls, the town clerk shall resume custody of such machines, either in person or through a police officer delegated for that purpose, and shall take all necessary measures to prevent such machines from being opened, tampered with, injured, or damaged, or the counters thereof changed until such time as said clerk is notified by the proper officers that the election has in all respects been completed: Provided, however, that in the cities of Providence, Pawtucket, Central Falls, Newport, Warwick, Woonsocket and Cranston such custody shall be resumed by the boards of canvassers and registration of said cities; and provided further, that such machines may be opened, unlocked, and examined at any time by order of the special committee, hereafter created, after the polls are closed. Said special committee may issue such order whenever it deems such action necessary for the proper discharge of its duty in counting, tabulating, and declaring the votes cast at state elections, and such special committee may in its discretion, issue an order upon the petition of any town council, board of aldermen, or of the board of canvassers and registration, or any candidate at the said election; but no machine shall be opened, upon any such order except in the presence of a member of the special committee, who shall see that such machine is securely relocked and resealed after the investigation for which it was opened has been completed. The secretary of state who is the sole custodian of master keys for all election machines shall have the right to open any and all machines either before or after an election in the presence of the proper election official of the city or town in which an election is held, for the purpose of examining the said machine or machines.

From a list of ten names submitted to the secretary of state biennially in the election year by the state chairman of each ma-

for party for the state election, and by the chairman of the town or city committee of any political party for that town or city, five (5) men shall be appointed by the secretary of state, or the boards of canvassers of the cities and towns as the case may be, not more than three of whom shall be of the same political party, and no one of whom shall hold any other elective or appointive office within the gift of the state or town, to act as a special committee for receiving, reviewing and tabulating for final totals the returns and tabulations from the respective voting-machines used at the respective election. The secretary of state shall be ex-officio a member of this special committee, with no vote except in the case of a tie; provided, however, if the tie involved the office of the secretary of state, said officer shall not have the right to vote, but the governor shall be empowered to pick a qualified elector of the state to serve instead of the secretary of state in order to break any tie wherein the office of the secretary of state is involved. The secretary of state shall issue certificates of election to the officers declared elected by the special committee for "vote tabulation" as is now required by law. Appeal from the decision of said special committee, when dispute arises, may be taken to the supreme court and the secretary of state shall be the special officer summoned to produce books, papers and other materials necessary to conduct due process of law with regard to said appeal.

SEC. 2. This act shall take effect upon its passage.

No. 64. Resolution Directing the City Solicitor to Apply for Legislation Relative to the Sale of Land Near the Junction of Pleasant Valley Parkway and Nelson Street.

(Approved March 9, 1938.)

RESOLVED, That the City Solicitor is hereby directed to apply to the General Assembly for legislation authorizing the City of

Providence to sell five lots of land near the junction of Pleasant Valley Parkway and Nelson street, in the City of Providence, said land having been purchased by the City for park purposes under the provisions of Chapter 1439 of 1929.

No. 65. Resolution Authorizing the Superintendent of Parks to Request the Trustees of the Charles H. Smith Estate to Pay Certain Sums of Money for Use in Roger Williams Park.

(Approved March 9, 1938.)

RESOLVED, That the City Council hereby authorizes the Superintendent of Parks subject to the approval of the Board of Park Commissioners to request the Trustees of the Smith Estate to pay over to the City Treasurer for use in Roger Williams Park in the City of Providence, such sums of money as said Superintendent of Parks may determine to be necessary in carrying out the provisions of the will of Charles H. Smith.

No. 66. Resolution Approving a State Unemployment Relief Program for the Month Ending March 31, 1938 in Accordance with "The State Unemployment Relief Act of 1934."

(Approved March 9, 1938.)

RESOLVED, That the City Council of the City of Providence hereby approves the accompanying program for the City of Providence for the month ending March 31, 1938, in accordance with the requirements of "The State Unemployment Relief Act of 1934."

No. 67. Resolution Relative to an Amendment to Swan Point Cemetery Charter to Enable the City of Providence to Tax Property not Actually Used for Cemetery Purposes.

(Approved March 9, 1938.)

Whereas, The Swan Point Cemetery Corporation has during recent years come into the possession of considerable real estate by virtue of mortgage foreclosures, by purchase and otherwise, and

Whereas, Said real estate coming into the possession of this cemetery corporation is by its charter exempt from all taxes, and enters into direct competition with the real estate of tax paying corporations and individuals, and

Whereas, The Swan Point Cemetery Corporation is strictly speaking neither an educational nor religious corporation and enjoys tax exemption privileges which no other cemetery corporation enjoys or should enjoy,

NOW THEREFORE, BE IT RESOLVED, That the Board of Tax Assessors and the City Solicitor are hereby requested to confer with representatives of Swan Point Cemetery Corporation relative to securing at the present session of the State legislature such amendment to the charter of Swan Point Cemetery Corporation as may be necessary to enable the City of Providence to tax the property of the cemetery corporation not actually used for cemetery purposes.

No. 68. Resolution Declining to Accept a Bequest from the Horace F. Carpenter Estate for an Addition to the Museum Building at Roger Williams Park.

(Approved March 9, 1938.)

RESOLVED, That the City Council of the City of Providence hereby declines to accept in behalf of the City of Providence a bequest of mortgages under the will of Horace F. Carpenter, late of the City of Cranston, because it appears to be inadvisable for the City of Providence to assume the burden of erecting an addition to the museum building at Roger Williams Park as required by the terms of the will; and further because the acceptance of the mortgages offered by the executor under the will of Horace F. Carpenter would probably involve the City of Providence in foreclosure proceedings and eventually in the ownership and management of real estate in adjoining towns, and would not provide the fund contemplated by the testator for the purposes named in his will. While placing upon the record its appreciation of the intention of said Horace F. Carpenter, late of the City of Cranston, to provide a fund of ten thousand dollars toward an addition to the museum building at Roger Williams Park, the City Council believes that the proposed gift of certain mortgages would not accomplish this purpose and that it would be for the best interests of the city that the gift should not be accepted in behalf of the City of Providence but should be allowed to fall into the residue or trust estate created by said Horace F. Carpenter for the benefit of his son, Horace F. Carpenter, Jr.

No. 69. Resolution Adopting a Minute on the Life and Character of the Former Alderman John F. Conaty.

(Approved March 9, 1938.)

RESOLVED, That the following minute on the life and character of the former Alderman John F. Conaty, who died Monday, February 14, 1938, be and the same is hereby adopted and ordered inscribed on the records of the City Council and a copy transmitted to the family of the deceased:

M I N U T E

John F. Conaty was born in Providence, Rhode Island, August 15, 1874. Educated in the public schools, he attended La Salle Academy and Boston University Law School, from which he graduated in 1901. Since his graduation he became a successful practicing attorney.

Mr. Conaty served as Councilman from the old Tenth Ward from January 4, 1909 to January 6, 1919. Subsequently winning his election as Alderman, he performed his duties in that capacity from January 6, 1919 to January 5, 1931. In 1930, when the ward lines were changed and the old Tenth Ward became the Sixth, Mr. Conaty still served as Alderman from Ward Six.

His continued service in the City Government gave Alderman Conaty an exceptional opportunity, equalled by few men in Providence, to become familiar with civic affairs, and because of his deep interest and faithfulness in such matters, he received appointments on many of the most important committees, taking an active part in all debates in both bodies of the City Government. The City Council deplores the passing of such a prominent figure.

No. 70. Resolution Requesting the Providence Chamber of Commerce to Terminate its Occupancy of the old "City Building" to Provide Space for Certain City Departments.

(Approved March 9, 1938.)

RESOLVED, That the City Council decides that the old "City Building" on Market Square leased to the Providence Chamber of Commerce is required to be used for public purposes and directs the City Clerk to give to the Providence Chamber of Commerce three months previous notice in writing for the termination of said tenancy on the first day of July, A. D. 1938, and

directs the Committee on City Property to make such arrangements as may be necessary to provide space in said building for the City Plan Commission and other departments of the City government.

IN BOARD OF ALDERMEN.

MARCH 15, 1938.

Pursuant to a Warrant issued by His Honor the Mayor, the Board of Aldermen meets this day in Special Session at 12:00 o'clock noon.

Upon recommendation of the Superintendent of Health, Louis Dias of Riverside, R. I., and Joseph M. Oliver of Seekonk, Mass., are severally granted licenses to remove swill and offal in accordance with their petitions.

(See Files of the Board of Aldermen.)

Upon recommendation of the Inspector of Milk, various persons, firms and corporations are severally granted licenses to sell, exchange and deliver milk, cream and skimmed milk in the City of Providence.

(See Files of the Board of Aldermen.)

Alderman Luongo, for the Committee on City Property, presents the following Resolutions, which are read and passed, viz.:

Resolved, That His Honor the Mayor is hereby authorized and directed to execute a lease with Providence Fruit and Produce Building, Inc., of two tracts or parcels of land situated on the northerly side of Harris Avenue, in the City of Providence, for the term of one year beginning the first day of April, A. D. 1938, at an annual rental of One thousand dollars (\$1,000.00), payable in equal monthly installments in advance, substantially in accordance with the accompanying draft lease.

LEASE

THIS INDENTURE OF LEASE, made and entered into this day of April, in the year of our Lord one thousand nine hundred and thirty-eight, by and between the City of Providence, a municipal corporation created by the General Assembly of the State of Rhode Island, of the first part, lessor, and Providence Fruit and Produce Building, Inc., a corporation organized and existing under the laws of the State of Rhode Island, of the second part, lessee,

WITNESSETH, that the said lessor for and in consideration of the rents and covenants hereinafter specified and contained, on the part of the said lessee, its successors and assigns, to be kept and performed, does hereby demise and lease unto the said lessee, its successors and assigns, for the term of one year beginning on the first day of April, A. D. 1938, those two certain tracts or parcels of land situated on the northerly side of Harris avenue, in said City of Providence, bounded and described as follows:

PARCEL NO. 1.

Beginning at a point marked "A" in the northerly set-back line of Harris avenue (said set-back line being twenty (20.00) feet northerly and parallel with the present northerly street line of Harris avenue) as shown on that certain accompanying plat entitled, "Providence, R. I., City Engineer's Office, City Property Dep't., March 3, 1938, 057539", thence northerly bounding westerly on land now or formerly of Merchants Cold Storage and Warehouse Company, one hundred two and seventy-eight one hundredths (102.78) feet to a corner, at point marked "B" on said plat, thence easterly making an interior angle of 103°-21'-12" and bounding northerly on other land of this lessor, to be leased to Arthur Joseph Iadevaia, one hundred thirty-five and seventy-two one hundredths (135.72) feet to point marked "C" on said plat at a twenty-one foot right of way, thence southerly at a right angle and bounding easterly on said right of way, one hundred (100.00) feet to point marked "D" on said plat to the northerly set-back line of Harris avenue, thence westerly along

said set-back line and bounding southerly on a twenty (20.00) foot strip of land reserved for future highway widening, one hundred fifty-nine and forty-five one hundredths (159.45) feet to point marked "A" on said plat to land now or formerly of Merchants Cold Storage and Warehouse Company, and the point and place of beginning. Said parcel is designated by the letters A-B-C-D-A and contains approximately 14,758 square feet of land.

PARCEL NO. 2.

Beginning at a point marked "G" in the said northerly set-back line of Harris avenue, as shown on said plat hereinbefore referred to, thence northerly bounding westerly on said right of way forty (40.00) feet to point marked "H" on said plat, thence easterly at a right angle and bounding northerly on other land of this lessor, to be leased to said Iadevaia, ninety-eight and eight one hundredths (98.08) feet to a corner at point marked "I" on said plat, thence southwesterly making an interior angle of $73^{\circ}-39'-28''$ and bounding southeasterly on other land of this lessor, and now occupied by Dorothy Katz, a month to month tenant of this lessor, forty-one and sixty-eight one hundredths (41.68) feet to point marked "J" on said plat, to the northerly set-back line of Harris avenue, thence westerly along said set-back line and bounding southerly on said twenty (20.00) foot strip of land reserved for future highway widening, eighty-six and thirty-five one hundredths (86.35) feet to point marked "G" on said plat and the point and place of beginning. Said parcel is designated by the letters G-H-I-J-G and contains approximately 3,689 square feet of land.

Together with the right on the part of the said lessee to use and occupy the two adjoining parcels of land, marked "Strip 20' wide Reserved" and designated by the letters E-F-A-D and L-G-J-K on said accompanying plat, until such time as the City of Providence may decide to use said reserved parcels for the widening of Harris avenue.

Together with the right to use in common with Arthur Joseph Iadevaia, lessee of adjoining land, his successors and assigns, or

any other tenants of adjoining city land, the twenty-one (21.00) foot right of way, extending from Harris avenue to Kinsley avenue as shown on said accompanying plat and designated by the letters E-M-N-L.

TO HAVE AND TO HOLD, the same with all the rights and privileges thereof to said lessee, its successors and assigns, for and during the term of one year from the first day of April, A. D. 1938, they yielding and paying therefor as a yearly rent the sum of One Thousand (\$1,000.00) Dollars, payable in equal monthly installments in advance.

PROVIDED ALWAYS, and this lease is made upon the following express conditions: That said lessee, its successors and assigns, shall during the continuance of this lease use and occupy the aforescribed premises for the purpose of parking automobiles; that they shall observe and abide by all statutes, laws, ordinances, rules and regulations which are now in force or which may be hereafter in force relative to the parking of automobiles in the City of Providence; that they shall not use or occupy or suffer said premises, or any part thereof, to be used or occupied for any unlawful business or any unlawful or immoral purposes whatsoever; that they will preserve the peace and maintain good order on said premises at all times; that they will not assign, underlet or part with the possession of the whole or any part of the demised premises without first obtaining the written consent of the lessor, acting by and through the Joint Standing Committee on City Property.

It is further understood and agreed by and between the parties that the lessee may use for the parking of automobiles a strip of land twenty (20) feet wide along Harris avenue reserved for the future widening of the public highway, between said leased premises and said Harris avenue, marked A-B-C-D-A on said accompanying plat.

It is further understood and agreed by and between the parties that the lessee may cross and recross the leased property and the twenty (20) foot reserved strip to and from Harris avenue and

may build suitable driveways along Harris avenue as an entrance or outlet to or from said leased premises to Harris avenue in addition to the present entrance to said premises and may use said driveways to enter or leave said premises.

It is also understood and agreed by and between the parties that there shall be a driveway between Kinsley avenue and Harris avenue, marked E-M-N-L on said accompanying plat, and that said space shall be kept free and clear from automobiles of any other obstruction whatsoever for the use of this lessee and the lessee of the adjoining land owned by the City of Providence.

It is further understood and agreed by and between the parties hereto that any buildings or other improvements now or hereafter erected on said leased premises are and shall be held at the sole risk of the said lessee, its successors and assigns.

And it is further understood and agreed that upon any violation of any of the foregoing conditions or covenants, the said lessor, by any agent duly authorized, shall be at liberty to terminate this lease after ten days notice in writing to said lessee of said violation, provided said violation has not ceased within said ten day period, and may thereupon lawfully and without further notice or demand, enter into and upon said premises and repossess the same as of their former estate.

And it is further understood and agreed by and between the parties hereto that if the said lessee, its successors and assigns, shall not within one month from and after the expiration or other termination of this lease remove any and all buildings, structures and other improvements now or hereafter erected on said premises by said lessee, the same shall become and be the sole and lawful property of the said lessor.

It is further understood and agreed by and between the parties hereto that all buildings and improvements erected or placed upon said land are and shall be pledged for the payment of all rents accruing or owing under this lease. And at any time after default in the payment of any rent or sum of money accruing or owing under this lease, and such default shall have continued for

the space of thirty (30) days from and after written notice as hereinafter provided is served upon the lessee, it shall be lawful for the lessor to enforce said pledge by selling the buildings and improvements, or any of them on said premises at public auction, first giving notice once a week at least for three successive weeks of the time and place of such sale by advertisement in some newspaper published in said City of Providence; and in its or their own name or names, or as the attorney or attorneys of the lessee, (for that purpose by these presents duly authorized and appointed with full power of substitution and revocation) to make, execute and deliver to the purchaser or purchasers thereof good and sufficient transfers or bills of sale thereof; and to receive the proceeds of such sale or sales, and from such proceeds to retain the amount of rent then due from the lessee and all other sums of money accruing or owing under this lease, together with the expenses incident to such sale or sales, rendering and paying the surplus of said proceeds, if any there be, to the lessee; said notice may be served by leaving the same at any office of any officer of said corporation on the premises hereby leased with any person there employed, or by posting the same on any outer door of any building of any such officer now or hereafter on said premises.

It is furthermore agreed by and between the parties that if the City Council of the City of Providence shall determine that the premises hereby leased are needed for public or municipal purposes, the lessor acting by and through said City Council may terminate this lease upon giving the lessee at least four months notice in writing.

IN TESTIMONY WHEREOF, the said parties have caused these presents to be executed and their corporate seals to be hereunto affixed, the City of Providence by James E. Dunne, its Mayor, thereunto duly authorized, and Providence Fruit and Produce Building Inc. by

its
thereunto duly authorized.

Signed, sealed and delivered }
in presence of }

.....
.....

CITY OF PROVIDENCE

By
Mayor.

PROVIDENCE FRUIT AND PRO-
DUCE BUILDING, INC.

By

STATE OF RHODE ISLAND,
COUNTY OF PROVIDENCE.

In the City of Providence, on the _____ day of
April, A. D. 1938, then personally appeared before me the above
named James E. Dunne, Mayor of the City of Providence, to
me known and known by me to be the party executing the fore-
going instrument, and acknowledged said instrument by him
executed in the name and behalf of said City of Providence to
be his free and voluntary act and deed and the free and volun-
tary act and deed of said City of Providence.

STATE OF RHODE ISLAND,
COUNTY OF PROVIDENCE.

In the City of Providence, on the _____ day of
April, A. D. 1938, then personally appeared before me the above
named _____ of Providence Fruit
and Produce Building, Inc., to me known and known by me to
be the party executing the foregoing instrument, and acknowl-
edged said instrument by him executed in the name and behalf
of said Providence Fruit and Produce Building, Inc., to be his

free and voluntary act and deed and the free and voluntary act and deed of the Providence Fruit and Produce Building, Inc.

The Joint Standing Committee on City Property hereby approves the within lease.

.....
Chairman.

Authorized by Joint Resolution of the City Council No.
 approved 1938.

The within description is satisfactory to me.

.....
City Engineer.

Correct in form and satisfactory to me.

.....
Assistant City Solicitor.

RESOLVED, That His Honor the Mayor is hereby authorized and directed to execute a lease with Arthur Joseph Iadevaia of two tracts or parcels of land situated on the southwesterly side of Kinsley avenue, in the City of Providence, for the term of one year beginning the first day of April, A. D. 1938, at an annual rental of four hundred dollars (\$400.00), payable in equal monthly installments in advance, substantially in accordance with the accompanying draft lease.

LEASE

THIS INDENTURE OF LEASE, made and entered into this day of April, in the year of our Lord one thousand nine hundred and thirty-eight, by and between the City of Providence, a municipal corporation created by the General Assembly of the State of Rhode Island, of the first part, lessor, and Arthur Joseph Iadevaia, of Providence, Rhode Island, of the second part, lessee,

WITNESSETH, that the said lessor for and in consideration of the rents and covenants hereinafter specified and contained, on the part of the said lessee, his heirs, administrators and assigns, to be kept and performed, does hereby demise and lease unto the said lessee, his heirs, administrators and assigns, for the term of one year beginning on the first day of April, A. D. 1938, those two certain tracts or parcels of land situated on the southwest-erly side of Kinsley avenue, in said City of Providence, bounded and described as follows:

PARCEL NO. 1.

Beginning at a point marked "T" in the southwesterly line of Kinsley avenue, as shown on that certain accompanying plat entitled, "Providence, R. I., City Engineer's Office, City Prop-erty Dep't., March 3, 1938, 057540", and at the northeasterly corner of land now or formerly of Merchants Cold Storage and Warehouse Company, thence southeasterly and bounding north-easterly on Kinsley avenue, one hundred ninety-three and forty-five one hundredths (193.45) feet to point marked "M" on said plat, at a twenty-one foot right of way, thence southerly making an interior angle of $116^{\circ}-03'-23''$ and bounding easterly on said right of way, one hundred one and sixteen one hundredths (101.16) feet to point marked "C" on said plat, thence westerly at a right angle and bounding southerly on other land of this lessor, to be leased to Providence Fruit and Produce Building, Inc., one hundred thirty-five and seventy-two one hundredths (135.72) feet to point marked "B" on said plat, thence north-erly making an interior angle of $76^{\circ}-38'-48''$ and bounding west-erly on land now or formerly of Merchants Cold Storage and Warehouse Company, thirty-five and forty-two one hundredths (35.42) feet to a corner at point marked "R" on said plat, thence westerly at a right angle and bounding southerly on land now or formerly of said Storage Company, eighty (80.00) feet to a cor-ner, at point marked "S" on said plat, thence northerly at a right angle and bounding westerly on land now or formerly of said Storage Company one hundred thirty-six and eighty-six one hundredths (136.86) feet to the southwesterly line of Kinsley avenue at point marked "T" on said plat and the point and place

of beginning. Said parcel is designated by the letters T-M-C-B-R-S-T and contains approximately 25,481 square feet of land.

PARCEL NO. 2.

Beginning at a point marked "N" in the southwesterly line of Kinsley avenue at the northeasterly corner of said right of way as shown on said plat hereinbefore referred to, thence southeasterly bounding northeasterly on Kinsley avenue, two hundred two and ten one hundredths (202.10) feet to point marked "O" on said plat, thence southwesterly making an interior angle of $106^{\circ}-20'-32''$ and bounding southeasterly on other land of this grantor under lease to Socony-Vacuum Oil Co., Inc., twenty-four and forty-one one hundredths (24.41) feet to point marked "P" on said plat, thence westerly making an interior angle of $106^{\circ}-20'-32''$ and bounding southerly on other land of this grantor, and now occupied by Dorothy Katz, a month to month tenant, sixty (60.00) feet to point marked "Q" on said plat, thence southwesterly making an exterior angle of $106^{\circ}-20'-32''$ and bounding southeasterly on land occupied by said Katz, eighteen and thirty-two one hundredths (18.32) feet to point marked "I" on said plat, thence westerly making an interior angle of $106^{\circ}-20'-32''$ and bounding southerly on land of this lessor, to be leased to Providence Fruit and Produce Building, Inc., ninety-eight and eight one hundredths (98.08) feet to point marked "H" on said plat at said right of way, thence northerly at a right angle and bounding westerly on said right of way, one hundred fifty and fourteen one hundredths (150.14) feet to point marked "N" on said plat at the southwesterly line of Kinsley avenue and the point and place of beginning. Said parcel is designated by the letters N-O-P-Q-I-H-N and contains approximately 14,955 square feet of land.

Together with the right to use in common with Providence Fruit and Produce Building, Inc., lessee of adjoining land, their successors or assigns, or any other tenants of adjoining city land, the twenty-one (21.00) foot right of way, extending from Harris avenue to Kinsley avenue, as shown on said accompanying plat and designated by the letters E-M-N-L.

TO HAVE AND TO HOLD, the same with all the rights and privileges thereof to said lessee, his heirs, administrators and assigns, for and during the term of one year from the first day of April, A. D. 1938, he yielding and paying therefor as a yearly rent the sum of four hundred dollars (\$400.00), payable in equal monthly installments, in advance.

PROVIDED ALWAYS, and this lease is made upon the following express conditions: That said lessee, his heirs, administrators and assigns, shall during the continuance of this lease use and occupy the aforescribed premises for the business of parking automobiles, and charging for space by the hour, day or week; for the sale of Christmas trees during the Christmas season, and for the sale and storage of used cars, and for no other purpose; that he shall observe and abide by all statutes, laws, ordinances, rules and regulations which are now in force or which may hereafter be in force relative to the parking of automobiles in the City of Providence; that he shall not use or occupy or suffer said premises, or any part thereof, to be used or occupied for any unlawful business or any unlawful or immoral purposes whatsoever; that he will preserve the peace and maintain good order on said premises at all times; that he will not assign, underlet or part with the possession of the whole or any part of the demised premises without first obtaining the written consent of the lessor, acting by and through the Joint Standing Committee on City Property.

It is understood and agreed by and between the parties that the right of way between Kinsley avenue and Harris avenue shall be kept free and clear from automobiles or any other obstruction whatsoever for the use of this lessee and the lessee of the adjoining land owned by the City of Providence.

It is further understood and agreed by and between the parties hereto that any building or other improvements now or hereafter erected on said premises are and shall be held at the sole risk of the said lessee, his heirs, administrators and assigns.

And it is further understood and agreed that upon any violation of any of the foregoing conditions or covenants, the said

lessor, by any agent duly authorized, shall be at liberty to terminate this lease, and may thereupon lawfully, immediately or at any time thereafter, and without notice or demand, enter into and upon said premises and repossess the same as of its former estate.

And it is further understood and agreed by and between the parties hereto that if the said lessee, his heirs, administrators and assigns, shall not within one month from and after the expiration or other termination of this lease remove any and all buildings, structures and other improvements now or hereafter erected on said premises by said lessee, the same shall become and be the sole and lawful property of the said lessor.

It is further understood and agreed by and between the parties hereto that all buildings and improvements erected or placed upon said land are and shall be pledged for the payment of all rents accruing or owing under this lease. And at any time after default in the payment of any rent or sum of money accruing or owing under this lease, and such default shall have continued for the space of thirty (30) days from and after written notice as hereinafter provided is served upon the lessee, it shall be lawful for the lessor to enforce said pledge by selling the buildings and improvements, or any of them on said premises, at public auction, first giving notice once a week at least for three successive weeks of the time and place of such sale by advertisement in some newspaper published in said City of Providence; and in its or their own name or names, or as the attorney or attorneys of the lessee, (for that purpose by these presents duly authorized and appointed with full power of substitution and revocation) to make, execute and deliver to the purchaser or purchasers thereof good and sufficient transfers or bills of sale thereof; and to receive the proceeds of such sale or sales, and from such proceeds to retain the amount of rent then due from the lessee and all other sums of money accruing or owing under this lease, together with the expenses incident to such sale or sales, rendering and paying the surplus of said proceeds, if any there be, to the lessee; said notice may be served by leaving the same at any office on the premises hereby leased with any person there em-

ployed, or by posting the same on any outer door of any building now or hereafter on said premises.

It is furthermore agreed by and between the parties that if the City Council of the City of Providence shall determine that the premises hereby leased are needed for public or municipal purposes, the lessor acting by and through said City Council may terminate this lease upon giving the lessee at least four months' notice in writing.

IN TESTIMONY WHEREOF, the parties hereto have hereunto and to a duplicate original hereof, signed and executed these presents, the City of Providence by James E. Dunne, the Mayor thereof, thereunto duly authorized, at said Providence, on the day and year first above written.

Signed in presence of }
}

.....
.....

CITY OF PROVIDENCE

By
Mayor.

.....

STATE OF RHODE ISLAND,
COUNTY OF PROVIDENCE.

In the City of Providence, on the _____ day of April, A. D. 1938, then personally appeared before me the above named James E. Dunne, Mayor of the City of Providence, to me known and known by me to be the party executing the foregoing instrument and acknowledged said instrument by him executed in the name and behalf of said City of Providence to be his free

and voluntary act and deed and the free and voluntary act and deed of said City of Providence.

STATE OF RHODE ISLAND,
COUNTY OF PROVIDENCE.

In the City of Providence, on the _____ day of April, A. D. 1938, then personally appeared before me the above named Arthur Joseph Iadevaia, to me known and known by me to be the party executing the foregoing instrument, and acknowledges said instrument, by him executed, to be his free act and deed.

The Joint Standing Committee on City Property hereby approves the within lease.

.....
Chairman.

Authorized by Joint Resolution of the City Council No. _____ approved _____ 1938.

The within description is satisfactory to me.

.....
City Engineer.

Correct in form and satisfactory to me.

.....
Assistant City Solicitor.

Alderman Lynch, for the Committee on Highways, presents the following Resolution, which is read and passed, viz.:

RESOLVED, That the Commissioner of Public Works be and he is hereby authorized and directed to lay open and take possession of the extension of Winter Street from Westminster

Street to Fountain street, laid out as a public highway under the provisions of Chapter 2118 of the Public Laws passed at the January Session, A. D. 1931.

Alderman Lynch also presents the petitions of Thomas W. Dunne and Aaron Norman to be appointed as Weighers of Coal and Other Merchandise for the remainder of the term ending on the first Monday in January, A. D. 1939 and upon his motion the same are read and granted.

Alderman Shawcross presents the report of the Dexter Asylum for the week ending March 5, 1938 and upon his motion the same is read and received.

IN COMMON COUNCIL.

MARCH 15, 1938.

Pursuant to a Warrant issued by His Honor the Mayor, the Common Council meets this day in Special Session at 12:00 o'clock noon.

Councilman Oden presents a Resolution directing the City Solicitor to apply for legislation relative to an amendment to the present election laws providing for the mandatory opening of voting machines upon the written request of a candidate and upon his motion the same is read and not passed.

IN CITY COUNCIL.

(City Council File, March 15, 1938.)

No. 70-A. Message of His Honor the Mayor Relative to Certain Matters Concerning Finance and the City Charter.

CITY OF PROVIDENCE,
EXECUTIVE DEPARTMENT,
CITY HALL.

March 15, 1938.

To the Honorable the City Council of the City of Providence,

GENTLEMEN :

As tomorrow, Wednesday, March 16, 1938, is the last day for the entering of new business at the State Legislature during the present session without unanimous consent, I have called Your Honorable Body together today to take action on certain Resolutions to be presented by the Finance Committee and also by the Committee on Charter Revision, in order that if passed upon favorably they may be presented to the Legislature for action.

This meeting has been called for the foregoing purpose and for any other business which may legally come before you for consideration.

/s/ JAMES E. DUNNE,
Mayor.

No. 71. Resolution Directing the City Solicitor to Apply for Legislation Relative to Establishing a System of Civil Service for Municipal Officers and Employees.

(Approved March 16, 1938.)

RESOLVED, That the City Solicitor be and he hereby is authorized, empowered and directed to appear before the General Assembly of the State of Rhode Island at its January Session, A. D. 1938, and before any committee thereof, and urge the passage of legislation authorizing the City of Providence to establish a system of Civil Service, substantially and in accordance with the accompanying draft act.

STATE OF RHODE ISLAND, &C.
IN GENERAL ASSEMBLY,
JANUARY SESSION, A. D. 1938.

AN ACT

AUTHORIZING THE CITY OF PROVIDENCE TO ESTABLISH A SYSTEM OF CIVIL SERVICE FOR THE SELECTION AND REGULATION OF CERTAIN OFFICERS AND EMPLOYEES OF THE CITY.

It is enacted by the General Assembly as follows :

SECTION 1. The City of Providence is hereby authorized and empowered to establish by ordinance, a system for the selection, advancement, and employment, of any or all appointive officers and employees of the City ; except that nothing herein contained shall affect or include any of the officers or employees provided for by CHAPTER 680, PUBLIC LAWS, 1925, or of such law as amended. Said system shall provide for the selection, appointment and employment of certain persons in the City's service on the basis of merit and qualification for the position or occupation to be performed, for a plan of grading and classifying employees within the system, for establishing a plan of promoting employees within the system ; and for transferring, suspending, demoting, or discharging employees within the system.

SECTION 2. Said ordinance shall designate the departments, appointive officers, and employees, in said City of Providence, which shall be placed under the system, and said ordinance may from time to time be amended so as to add additional departments, appointive officers, or employees, to the list originally designated ; but said ordinance shall not be amended so as to withdraw any departments, appointive officers, or employees, from the operation of such system, except by an approving vote of ten-thirteenths of the Common Council, and of the Board of Aldermen.

SECTION 3. Said ordinance shall include such other provisions as the City Council of the City of Providence may deem expedient and necessary for the establishment of an effective civil service system.

SECTION 4. For the purpose of performing the function and service herein authorized, the City Council shall authorize such expenditures as it deems necessary.

SECTION 5. This act shall take effect upon its passage.

No. 72. Resolution Directing the City Solicitor to Apply for Legislation Relative to Hiring the Sum of \$750,000.00 for Highway Purposes.

(Approved March 15, 1938.)

RESOLVED, That the City Solicitor be and he is hereby authorized to appear before the General Assembly of the State of Rhode Island and request legislation authorizing the City of Providence to hire the sum of \$750,000.00; said sum to be expended for highway purposes, as per the accompanying draft act.

STATE OF RHODE ISLAND, &C.

IN GENERAL ASSEMBLY,

JANUARY SESSION, A. D. 1938.

AN ACT

AUTHORIZING THE CITY OF PROVIDENCE TO ISSUE BONDS IN THE AMOUNT OF SEVEN HUNDRED AND FIFTY THOUSAND DOLLARS FOR HIGHWAY PURPOSES.

It is enacted by the General Assembly as follows:

SECTION 1. The city of Providence is hereby authorized and empowered, in addition to and not in substitution for authority previously granted, to issue, in addition to the bonds heretofore issued and now outstanding, under its corporate name and seal, bonds in serial form to an amount not exceeding seven hundred and fifty thousand dollars. Said bonds shall be of any denomination not exceeding twenty thousand dollars each, shall bear interest at a rate not exceeding four and one-half per centum per annum, payable semi-annually; the principal thereof and the interest thereon shall be payable in any coin or currency of the United States of America which, at the time of payment, is legal tender for public and private debts, and the debts secured by said bonds shall be obligatory on said city in the same manner and to the same extent as other debts lawfully contracted by said city. The dates of maturity of said bonds shall in no case be more than fifteen years after date of issue and not more than fifty thousand dollars shall become due and payable in any one year: Provided, however, that no bonds issued under the provisions of this act shall mature later than the year 1957.

SEC. 2. Said bonds shall be signed by the city treasurer and countersigned by the mayor of the city of Providence, and shall be issued and sold at such times and in such amounts as the city council shall determine: Provided, however, that the premiums, if any, arising from the sale of said bonds shall be applied to the payment of the principal of said bonds in the order of their maturity. The proceeds arising from the sale of the bonds authorized by this act shall be delivered to the city treasurer, and such proceeds, except as hereinbefore provided in respect to the premiums arising from the sale thereof, shall be expended for the purpose of paving and repaving such highways in the city of Providence as said city council may determine and/or for the purpose of acquiring land in said city of Providence for highway purposes. No purchaser of any of said bonds, however, shall be in any way responsible for the proper application of the proceeds derived from the sale thereof.

SEC. 3. The city of Providence shall annually appropriate a sum sufficient to pay the interest upon the bonds issued and outstanding under the authority of this act, and also to pay the principal of the bonds maturing in any such year, until said bonds are paid in full. All obligations of said city which are incurred under authority of this act shall be excepted from the operation of section 22 of chapter 47 of the general laws, as amended.

SEC. 4. This act shall take effect upon its passage.

No. 73. Resolution Directing the City Solicitor to Apply for Legislation Relative to "Where and to Whom Property Shall Be Taxable."

(Approved March 15, 1938.)

RESOLVED, That the City Solicitor be and he is hereby authorized and directed to appear before the General Assembly, or any committee thereof, and urge the passage of legislation amending paragraph 12 of section 9 of Chapter 59 of the General Laws of 1923, entitled "Where and to whom property is taxable" providing that ratable intangible personal property shall be taxed in the City or Town where the owner thereof has his residence for the greater part of the six months preceding the first day of April in any year.

STATE OF RHODE ISLAND, &C.

IN GENERAL ASSEMBLY,

JANUARY SESSION, A. D. 1938.

AN ACT

IN AMENDMENT OF CHAPTER 59 OF THE GENERAL LAWS OF 1923, ENTITLED "WHERE AND TO WHOM PROPERTY SHALL BE TAXABLE."

It is enacted by the General Assembly as follows:

SECTION 1. The Twelfth paragraph of Section 9 of Chapter 59 of the General Laws of 1923, entitled "Where and to whom property shall be taxable", is hereby amended to read as follows:

"Sec. 9. *Twelfth.* Except as otherwise provided by this section, or by any other law, all ratable personal property, both tangible and intangible, shall be taxed to the owner thereof in the town in which such owner shall have had his actual place of abode for the larger portion of the six months next preceding the first day of April in each year."

SEC. 2. This act shall take effect upon its passage, and all acts or parts of acts inconsistent herewith are hereby repealed.

No. 74. Resolution Endorsing "House Bill H-606"
Relative to the Closing of Stores, Factories and
Industrial Plants on Columbus Day.

(Approved March 15, 1938.)

RESOLVED, That whereas a bill has been presented in the State Legislature with relation to the closing of stores, factories and industrial plants on Columbus Day, and

Whereas, said bill has the endorsement of the Rhode Island Grand Lodge of the Order of Sons of Italy in America, the Columbian Central Committee and the Federation of Italian World War Veterans in the United States of America, and thousands of other citizens of the City of Providence and State of Rhode Island;

NOW THEREFORE BE IT RESOLVED, that this City Council does hereby go on record as endorsing "House Bill H-606", relating to the closing of stores, factories and industrial plants on Columbus Day.

No. 75. Resolution Authorizing the City Treasurer to Hire the Sum of \$300,000.00 in Anticipation of Taxes for Expenses on Projects Carried on Under the Works Progress Administration.

(Approved March 16, 1938.)

RESOLVED, That the City Treasurer, acting under the direction of the Joint Standing Committee on Finance, be and he is hereby authorized and directed to borrow under the authority of and in compliance with the provisions of Chapter 47 of the General Laws of the State of Rhode Island, as amended by Chapter 1617 of the Public Laws of 1930 and Chapter 1861 of the Public Laws of 1932, during the present financial year, in anticipation of the receipt of the proceeds of the annual tax to be assessed in said present financial year, from time to time and in such amounts as he may be directed to borrow by the Joint Standing Committee on Finance, a sum not to exceed three hundred thousand dollars (\$300,000.00) and to issue and sell at private sale the City's negotiable notes original and in renewal therefor, bearing interest at a rate not exceeding six per centum (6%) per annum, payable not later than one year from the date of the original notes so issued or renewed or paid and carrying on their face the designation "Note in Anticipation of Taxes", said original and renewal notes to be signed by the City Treasurer and countersigned by the Mayor and the Chairman of the Joint Standing Committee on Finance.

The money thus authorized is hereby appropriated for the purpose of paying for materials, supplies, supervision, transportation and all other necessary expenses on projects carried on under the Works Progress Administration.

No. 76. Resolution Transferring the Sum of \$600.00 from the Appropriation for Contingencies to the Appropriation for City Hall, Item (5) for New Furnishings and Equipment.

(Approved March 16, 1938.)

RESOLVED, That the sum of six hundred dollars (\$600.00) be and the same is hereby transferred from the appropriation for Contingencies to the appropriation for City Hall, Item (5), for new furnishings and equipment for departments in city hall, as made by City Council Resolution No. 263, approved September 30, 1937.

No. 77. Resolution to Pay to Arthur S. and Charlotte F. Doodson the Sum of \$145.00 for Compensation for Damages.

(Approved March 16, 1938.)

RESOLVED, That to Arthur S. & Charlotte F. Doodson, the sum of One Hundred and Forty-Five (\$145.00) Dollars be allowed, whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for damages to 1936 Chevrolet automobile incurred December 28, 1937, while parked in front of No. 243 Weybosset street, by reason of machine being struck by fire engine, said amount to be charged to appropriation for fire department, item 2.

No. 78. Resolution to Pay to Wimpy Grills, Inc. the Sum of \$10.00 for Refund of Sunday Sales License Fee.

(Approved March 16, 1938.)

RESOLVED, That to Wimpy Grills, Inc., the sum of Ten Dollars (\$10.00) be refunded, the same representing fee paid for a Sunday sales license expiring December 31, 1937, said license being a duplicate of one taken out in error covering the same period, said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 79. Resolution to Pay to Anna M. O Connor the Sum of \$5.30 for Refund of Dog License Fee.

(Approved March 16, 1938.)

RESOLVED, That to Anna M. O'Connor the sum of Five Dollars and Thirty Cents, (\$5.30) be refunded, the same representing fee paid for dog license, said license being issued April 28, 1937, and the dog having died May 10, 1937, before said license became effective, said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 80. Resolution Remitting Certain Poll Taxes Erroneously Assessed.

(Approved March 16, 1938.)

RESOLVED, That to the following named persons the sum set opposite their names be refunded, the same representing poll taxes erroneously assessed:

1935

Anthony DiGuglio.....	\$2.25
Lewis LaFlamme.....	1.00
Alfred Giroux.....	1.00

1936

John B. Angell.....	\$1.00
William E. Bradley.....	1.00
Susan E. Bradley.....	1.00

Said sums to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 81. Resolution Allowing the Sum of \$120.00 to the State Health Department for the Examination of Dogs Heads.

(Approved March 16, 1938.)

RESOLVED, That the following bill for examination of Dogs' Heads for Rabic symptoms be allowed for payment to the State of Rhode Island, Health Department:

<i>Owner</i>	<i>Person Bitten</i>	
Anna Girard	Edgar Allen.....	\$ 15.00
Frank DiAndrea	William Chatterly.....	15.00
M. McNerny	M. McNerny.....	15.00
Joseph Zajac	Nellie Green.....	15.00
Zaroooy Nardigian	Zaroooy Nardigian.....	15.00
?	T. Hennessey.....	15.00
Mrs. Brenan	Mrs. Brenan.....	15.00
Frank Corras	Frank Corras.....	15.00
		\$120.00

The above payment is authorized under the authority, section thirty (30), Chapter 1936 of the General Laws of the State of Rhode Island of 1923.

No. 82. Resolution Creating a Joint Special Committee for the Proper Observance of Fourth of July, 1938.

(Approved March 16, 1938.)

RESOLVED, That the Joint Special Committee of the City Council, consisting of five members of the Common Council to be appointed by the President thereof and two aldermen to be appointed by the Mayor is hereby created for the purpose of arranging a proper celebration of the Fourth of July 1938; and

BE IT FURTHER RESOLVED, That the sum of \$1,000.00 or so much thereof as may be necessary therefor be and the same is hereby appropriated for the purpose of defraying the expenses of said Joint Special Committee, said sum to be charged to the appropriation for contingencies.

No. 83. Resolution Authorizing the Board of Contract and Supply to Contract for the Demolition of Certain Buildings on the Extension of Winter Street.

(Approved March 16, 1938.)

RESOLVED, That the Board of Contract and Supply is hereby authorized and directed to contract for the demolition of the buildings located on land condemned by the City of Providence for the extension of Winter street from Westminster street to Fountain street.

The Inspector of Buildings is requested to supervise said work in the interest of public safety.

No. 84. Resolution Authorizing the Board of Contract and Supply to Contract for the Demolition of the Abandoned School Building at East Manning and Gano Streets.

(Approved March 16, 1938.)

RESOLVED, That the Board of Contract and Supply is hereby authorized and directed to contract for the demolition of the vacant abandoned school building located at East Manning and Gano streets, the same having ceased to be useful for school purposes, the cost thereof to be charged to the appropriation for Public Buildings.

The Inspector of Buildings is requested to supervise said work in the interest of public safety.

No. 85. Resolution to Establish Rowley Street as a Public Highway.

(Approved March 16, 1938.)

RESOLVED, That in accordance with the provisions of Chapter 1549 of the Public Laws of 1917, the Mayor and Aldermen are hereby requested to establish all those parts of Rowley street from Chalkstone avenue to Gerardi avenue, not already conveyed for highway purposes and further that the Mayor and Aldermen be and they are hereby requested to declare that certain two foot strip crossing said Rowley street and marked "2 Ft. Reserved" on the "Florence Park" plat recorded on Card 893 in the office of the Recorder of Deeds, a public highway to be repaired at the expense of the City, the same having been quietly, peaceably and actually used and improved as a Public Highway for the space of twenty years.

No. 86. Resolution to Define the Grade of Rowley Street.

(Approved March 16, 1938.)

RESOLVED, That the Board of Aldermen is hereby requested to define the grade of Rowley street from Chalkstone avenue to Gerardi avenue, as delineated on plan and profile 054506 on file in the office of the City Engineer.

No. 87. Resolution to Establish Rowley Street as a Public Highway.

(Approved March 16, 1938.)

RESOLVED, That in accordance with the provisions of Chapter 1549 of the Public Laws of 1917, the Mayor and Aldermen are hereby requested to establish as a public highway all those parts of Rowley street, from the southerly line of Gerardi avenue to the northerly line of Batterson street.

No. 88. Resolution to Define the Grade of Rowley Street.

(Approved March 16, 1938.)

RESOLVED, That the Board of Aldermen is hereby requested to define the grade of Rowley street from the southerly line of Gerardi avenue to the northerly line of Batterson street as delineated on plan and profile 057559 on file in the office of the City Engineer.

No. 89. Resolution to Establish Belknap Street as a Public Highway.

(Approved March 16, 1938.)

RESOLVED, That in accordance with the provisions of Chapter 1549 of the Public Laws of 1917, the Mayor and Aldermen are hereby requested to establish as a public highway all those parts of Belknap street from Carpenter street to its southerly termination.

No. 90. Resolution to Define the Grade of Belknap Street.

(Approved March 16, 1938.)

RESOLVED, That the Board of Aldermen is hereby requested to define the grade of Belknap street from Carpenter street to its southerly termination as delineated on plan and profile 057558 on file in the office of the City Engineer.

Nos. 91-94 Inc. Resolutions Permitting Certain Persons, Firms or Corporations to Erect Gasoline Stations.

(Approved March 16, 1938.)

RESOLVED, That the following named person, firm or corporation is hereby granted permission to erect, alter or use a building or structure at the location named herein for the sale of petroleum, kerosene, gasoline, coal oil and their products, compounds and components as described and shown in and on the application therefor and accompanying plat, all on file in the office of the Inspector of Buildings subject to the conditions that said person, firm or corporation shall not violate any of the laws of the State of Rhode Island or any of the Ordinances of the City of Providence relative to the erection, use or occupation of said structure and that said person, firm or corporation shall not allow petroleum, kerosene, gasoline, coal oil or their products, compounds or components, to be conveyed over or across any sidewalk by means of any pipe or hose, and upon such special conditions as are hereby enumerated, viz. :

No. 91. Joseph Aceto, (Edward Aceto, Lessee), 634 Charles street, Plat 98, Lot 347; 3 pumps.

No. 92. Mrs. Rose Goldman, 302-306 Charles street, Plat 2, Lot 540; 6 pumps.

No. 93. Edward P. Jenison, 301 Reservoir avenue, Plat 126, Lot 410, replacing 1-1000-gallon tank by 1-2000-gallon tank, making 4,000 gallons in all.

No. 94. Flora Rustigian (Colonial Beacon Oil Co., Lessee), 394-400 New York avenue, Plat 87, Lot 1; one new 2,000-gallon storage tank, making total storage 4,000 gallons.

The erection or location of any buildings or structures not shown on the original plat on file with the Inspector of Buildings or any change in the location of buildings or structures from that shown on said plat shall be deemed a violation of this permit.

No. 95. Resolution Accepting Certain Gifts to the
North Burial Ground Fund.

(Approved March 16, 1938.)

RESOLVED, That the following gifts of the following sums of money, to the Commissioners of the North Burial Ground, in trust, the income thereof to be applied, under the provisions of Chapter 367 of the Public Laws, to the preservation and care of the following specified lots in said ground be and the same are hereby respectively accepted as follows, viz.:

From Hamparsoom Bedrosian, the sum of \$50.00 for lot standing in the name of Hamparsoom Bedrosian; Fund accepted under the name of Hamparsoom Bedrosian;

From Estate of Emma J. Beehler (Alias) Estate Emma J. Denton, the sum of \$80.00 for lot standing in the name of Henry R. Beehler; Fund accepted under the name of Henry R. Beehler;

From Eugaper DerHagopian, the sum of \$50.00 for lot standing in the name of Eugaper DerHagopian; Fund accepted under the name of Eugaper DerHagopian;

From Michael Mikolajewski, the sum of \$50.00 for lot standing in the name of Michael Mikolajewski; Fund accepted under the name of Michael Mikolajewski;

From Bessie Sogigian and Rose Daradoorian, the sum of \$50.00 for lot standing in the name of Bessie Sogigian and Rose Daradoorian; Fund accepted under the name of Bessie Sogigian and Rose Daradoorian;

From Johanna P. Aronson, the sum of \$50.00 for lot standing in the name of Johanna P. Aronson; Fund accepted under the name of Johanna P. Aronson.

No. 96. Resolution Accepting Certain Gifts to the
North Burial Ground Fund.

(Approved March 16, 1938.)

RESOLVED, That the following gifts of the following sums of money, to the Commissioners of the North Burial Ground, in trust, the income thereof to be applied, under the provisions of Chapter 367 of the Public Laws, to the preservation and care of the following specified burial lots in said ground be and the same are hereby respectively accepted as follows, viz.:

From Fannie E. Slade, the sum of \$50.00 for lot standing in the name of Fannie E. Slade; Fund accepted under the name of Fannie E. Slade;

From Magdalena Herman, the sum of \$155.00 for lot standing in the name of Magdalena Herman; Fund accepted under the name of Magdalena Herman;

From Charles Crotsley, the sum of \$50.00 for lot standing in the name of Charles Crotsley; Fund accepted under the name of Charles Crotsley;

From Margaret Shackleton and George Lanz, the sum of \$50.00 for lot standing in the name of Margaret Shackleton and George Lanz; Fund accepted under the name of Margaret Shackleton and George Lanz;

From Pamela E. Kerhulas, the sum of \$62.00 for lot standing in the name of Pamela E. Kerhulas; Fund accepted under the name of Pamela E. Kerhulas.

No. 97. Statement of the City Auditor for the Month of February, 1938.

No. 98. Annual Report of the Commissioners of the North Burial Ground.

No. 99. Report of the Bureau of Police and Fire
Relative to the Advisability of Attaching No Fine
for Overtime Parking Under Certain Conditions.

No. 100. Twenty-Eighth Annual Report of the
Charles V. Chapin Hospital.

IN COMMON COUNCIL.

A P R I L 4, 1938.

The Committee on Claims reporting adversely thereon, it is voted that the following petitioners be granted leave to withdraw, viz.: Jennie and Frank Carno, Russell E. Curry, Maria Moio and Esther L. Johnson, for compensation for injuries and damages.

Upon motion of Councilman Tarro, the Resolution creating a special committee for the purpose of making a thorough study of the complex situation of taxation and the expenditures of the State Government is indefinitely postponed.

Also upon motion of Councilman Tarro, the Resolution directing the City Solicitor to apply to the General Assembly for legislation terminating the present Board of Commissioners of the North Burial Ground and creating a new Board of Commissioners is indefinitely postponed.

Councilman Rider presents a Resolution extending the congratulations of the Common Council to Councilman and Mrs. Olaf G. H. Oden upon the birth of a son and upon his motion the same is read and passed.

Councilman Viola presents a Resolution directing the City Solicitor to apply to the General Assembly for legislation authorizing the City of Providence to hire the sum of \$75,000.00 for Bath House purposes and the same is read and not passed.

IN CITY COUNCIL.

(City Council File, April 4, 1938.)

No. 101. Report of the City Treasurer for the Month of February, 1938.

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No. 102. Resolution Adopting a Minute on the Life and Character of the Late Park Commissioner Patrick A. Cunningham.

(Approved April 6, 1938.)

RESOLVED, That the following minute on the life and character of the late Col. Patrick A. Cunningham, former Park Commissioner of the City of Providence, who died Saturday, March 5, 1938, be and the same is hereby adopted and ordered inscribed on the records of the City Council and a copy transmitted to the family of the deceased.

MINUTE

Col. Patrick A. Cunningham was born in Cork, Ireland, September 22, 1878. He was well known as a sign painter serving for a long period as President of the Associated Sign Crafts of North America and received special honors for his achievements

at the annual convention in Boston, Mass., in 1924. He was particularly active in Democratic City politics and served on the Board of Park Commissioners from May 4, 1931 until his resignation from that office on April 24, 1934.

Enlisting in the State Militia in 1907, he was commissioned Captain in January, 1909, became Adjutant in the Coast Artillery Corps, resigning in 1911. Col. Cunningham was prominently connected with the First Light Infantry Veterans Association of the Old Guard Alliance, of which he was recently named First Commander, the Benevolent Protective Order of Elks of Providence, the Local Sign Painters Union and the Sons of Irish Freedom.

The members of the City Council deplore the death of the former Park Commissioner and also the loss of a conscientious and faithful servant to the community.

Said Resolution is read and concurred by an unanimous rising vote.

IN BOARD OF ALDERMEN.

APRIL 7, 1938.

Upon recommendation of the Superintendent of Health, several Nuisance Orders in accordance with Form C are issued to Lincoln Clark, Lillian Lewis and Paul Logan, respectively, all of 26 Garrison street.

Also upon recommendation of the Superintendent of Health, the following persons are granted licenses to remove swill and offal in accordance with their several petitions, viz.:

Adolph Adamonis,
Manuel Amaral,
Hector Blais,

William M. S. Brown,
Onoroto Coletti,
Henry DiCenzo,

Salvatore DiMartino,	Henry O'Neil,
George Drummond,	Manuel Perry,
Stephen J. Duell,	Manuel Rose,
Winifred A. Elderkin,	George M. Ryan,
David E. Goggin,	Arthur Soullier,
Andrew N. Johnson,	John A. Souto,
Manuel Mello,	Joseph Viara,
Tony Merrill,	Manuel Vjerra,
John Oliver,	Joseph W. H. Walker.

The Accounts for

Dexter Asylum Maintenance.....	\$3,094.25
Dexter Asylum Payroll.....	397.21
Asylum Walls and Buildings.....	21.02

are severally presented, examined and allowed and the Clerk is authorized to certify to the same.

From the Board of Tax Assessors are received various communications relative to changes in the 1931-1932-1933-1934-1935-1936 and 1937 City Tax Lists to correct clerical errors in assessments in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same are approved.

The Board of Tax Assessors reporting no errors in the 1937 assessments of taxes against Marie Cozzens Bodell and Joseph J. Bodell, Trustees, and Louis C. Gerry, respectively, it is voted that the petitioners be severally granted leave to withdraw.

Also from the Board of Tax Assessors are received certain Resolutions, which are read and passed, cancelling in whole or in part various personal property taxes, respectively, as follows, viz.:

1936.

John Morrell & Company.....	\$ 9.80
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1937.

Rhode Island Hospital Trust Co., Trustee u/d of Helen H. Bacon.....	457.60
Rhode Island Hospital Trust Co., Trustee u/d of Florence B. Gregg.....	339.20
Rhode Island Hospital Trust Co. and Pierce Hill Brereton, Trustees u/d of Percy H. Brereton.....	81.20

Alderman Finnegan presents the following Resolution, which is read and passed, viz.:

Whereas, the City Council of the City of Providence on the date of April 6, 1935, respectfully requested the State Director of Education, James F. Rockett, to cause a survey of the Providence School System to be made, and

Whereas, the City of Providence has been advised on several occasions that said survey was being carried on, and

Whereas, it has come to the attention of the Board of Aldermen of the City of Providence that said survey has been discontinued without official notice having been served on the City of Providence,

THEREFORE BE IT RESOLVED that the Board of Aldermen of the City of Providence hereby respectfully requests Director of Education, James F. Rockett, to submit to the Board of Aldermen of the City of Providence such data and information as was compiled prior to the discontinuance of said survey.

Alderman Humes presents the petitions of various persons for permission to keep and sell fireworks, the same bearing the recommendation of the Bureau of Police and Fire, and upon his motion the same are read and granted.

(See Files of the Board of Aldermen.)

Alderman Lynch presents the petition of Harold W. Horton to be appointed an Auctioneer for the remainder of the term end-

ing on the first Monday in January, A. D. 1939, and upon his motion the same is read and granted, the fee being fixed at \$50.00.

Alderman Lynch also presents the following Resolution, which is read and passed, viz.:

RESOLVED, That the Justices of the Police Court of the City of Providence be and they are hereby requested to consider and report relative to the advisability of a reduction in fees charged for traffic violations for which a so-called blue ticket is issued; said reduction to provide for a fee of \$1.00, \$2.00 and \$3.00, instead of the present system of \$2.00, \$3.00 and \$5.00.

Alderman Shawcross presents the reports of the Dexter Asylum for the weeks ending March 12, 19 and 26, 1938, and upon his motion the same are severally read and received.

Alderman Sturges presents the following Resolutions, which are read and passed, viz.:

Whereas, the City of Providence is deeply interested in the development of aviation in the State of Rhode Island both on land and water; and

Whereas, Pan American Airways and others are expected shortly to inaugurate regular transoceanic air service to Europe via Bermuda and the Azores; and also the North Atlantic; and

Whereas, the State of Rhode Island has been endowed by nature not only with ideal natural terminal facilities for the accommodation of such an operation, but is, in addition, geographically located midway between both routes; and

Whereas, our natural facilities and logical geographic position are coupled with an unusually good meteorological history; and

Whereas, the development of our natural facilities, adjacent as they are to an important Naval Base, would constitute such a unit of immeasurable value to the Navy in time of war, and to the State in time of peace,

NOW BE IT THEREFORE RESOLVED, That the duly elected Senators and Representatives of the City of Providence be and they are hereby respectfully urged to recommend to the General Assembly the appointment of a non-partisan Committee consisting of the State's proper Aviation Representative and five men, whose purpose it shall be to study said facilities within the State, and confer with authorities of Pan American Airways and others with a view to their utilizing said facilities as a terminus for Trans-Atlantic Aircraft Operations.

Whereas, the City Solicitor under date of March 3, 1938, reported to the Board of Aldermen that in his opinion Chapter 2553 of the Public Laws of 1937 authorizing the City of Providence to appoint commissioners to the Estate of Charles H. Smith is valid; and

Whereas, such opinion is opposed to the opinion obtained from other counsel and the matter cannot be definitely determined without an adjudication by the Supreme Court; and

Whereas, the interests of the City of Providence in said gift may be imperilled by any action taken under a statute which later may be declared invalid.

NOW THEREFORE BE IT RESOLVED, That the Governor and the General Assembly be and they hereby are requested to obtain from the Supreme Court an opinion relative to the validity of Chapter 2553 of the Public Laws of 1937 in that it provides for the management of the property bequeathed to said City by the late Charles H. Smith by a committee, the majority of whom are not duly elected members of the City government and further whether said Act is in contradiction to the expressed terms of said will.

From the Desk is received a communication from the Rhode Island Chapter of the Associated General Contractors of America, Inc., endorsing the re-appointment of Alexander Addeo to the office of the Inspector of Buildings, and the same is read and received.

Alderman Luongo presents the report of the Director of Public Welfare for the month of March, 1938, and upon his motion the same is read and received.

IN CITY COUNCIL.

(City Council File, April 7, 1938.)

No. 103. Eighty-Third Annual Report Upon the Births, Marriages and Deaths in the City of Providence for the Year 1937.

No. 104. Report of the City Messenger for the Month of March, 1938.

No. 105. Budget of the School Committee for the Fiscal Year Ending September 30, 1939.

CHAPTER 952.

No. 106. An Ordinance Providing for the Issue of Emergency Unemployment Relief Bonds.

(Approved April 9, 1938.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. The City of Providence will issue the bonds of said city to the amount of one million (\$1,000,000.00) dollars, designated as "Emergency Unemployment Relief Loan" under and by virtue of the authority granted by Chapter 2011 of the Public Laws of Rhode Island, approved February 15, 1933.

SEC. 2. The City Treasurer, with the advice and consent of the Joint Standing Committee on Finance, shall sell and dispose of such bonds at not less than par and accrued interest, if any, and shall receive the proceeds arising from such sale, and said proceeds shall be applied for the purpose named in said Chapter 2011 of said Public Laws, or for payment and cancellation of any notes issued thereunder as provided in Chapter 1017 of said Public Laws, passed at the January Session, A. D. 1902, and for no other purpose.

SEC. 3. Said bonds shall be issued in serial form and fifty thousand dollars (\$50,000.00) of such issue shall be payable each year on the first day of May, beginning with the first day of May, 1939, until final payment is made on the first day of May, 1958.

SEC. 4. All bidders for said bonds shall be required to name the rate of interest that said bonds shall bear, but not in multiples of less than one quarter of one per centum. Such rate of interest when bid, shall apply to the entire issue of said bonds. Said interest shall be payable on the first days of November and May in each year.

SEC. 5. Said bonds shall bear date as of May 1, 1938, and shall be payable yearly as provided in Section 3, and both principal and interest shall be payable in any coin or currency of the United States of America, which at the time of payment is legal tender for public and private debts, at the fiscal agency of the City of Providence in New York City, and all premiums received from the sale of said bonds, if any, shall be applied to the payment of the principal of said bonds in the order of their maturity. Said bonds shall be signed by the City Treasurer, countersigned by the Mayor and registered by the City Auditor,

who shall certify the registry of each bond, and the certificate of the City Auditor that said bonds have been registered by him shall be conclusive evidence that said bonds have been issued as hereinbefore provided. The holders of said coupon bonds may at any time exchange the same for registered bonds payable at the office of the City Treasurer.

SEC. 6. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed.

CHAPTER 953.

No. 107. An Ordinance Providing for the Issue of Highway Bonds.

(Approved April 9, 1938.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. The City of Providence will issue the bonds of said city to the amount of five hundred thousand (\$500,000.00) dollars, designated as "Highway Loan" under and by virtue of the authority granted by Chapter 2491 of the Public Laws of Rhode Island, approved April 12, 1937.

SEC. 2. The City Treasurer, with the advice and consent of the Joint Standing Committee on Finance, shall sell and dispose of such bonds at not less than par and accrued interest, if any, and shall receive the proceeds arising from such sale, and said proceeds shall be applied for the purposes named in said Chapter 2491 of said Public Laws, or for payment and cancellation of any notes issued thereunder as provided in Chapter 1017 of said Public Laws, passed at the January Session, A. D. 1902, and for no other purpose.

SEC. 3. Said bonds shall be issued in serial form and twenty-five thousand (\$25,000.00) dollars of such issue shall be payable each year on the first day of May, beginning with the first day of May, 1939, until final payment is made on the first day of May, 1958.

SEC. 4. All bidders for said bonds shall be required to name the rate of interest that said bonds shall bear, but not in multiples of less than one quarter of one per centum. Such rate of interest, when bid, shall apply to the entire issue of said bonds. Said interest shall be payable on the first days of November and May in each year.

SEC. 5. Said bonds shall bear date as of May 1, 1938 and shall be payable yearly as provided in Section 3, and both principal and interest shall be payable in any coin or currency of the United States of America, which at the time of payment is legal tender for public and private debts, at the fiscal agency of the City of Providence in New York City, and all premiums received from the sale of said bonds, if any, shall be applied to the payment of the principal of said bonds in the order of their maturity. Said bonds shall be signed by the City Treasurer, countersigned by the Mayor and registered by the City Auditor, who shall certify the registry of each bond, and the certificate of the City Auditor that said bonds have been registered by him shall be conclusive evidence that said bonds have been issued as hereinbefore provided. The holders of said coupon bonds may at any time exchange the same for registered bonds payable at the office of the City Treasurer.

SEC. 6. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed.

No. 108. Resolution Authorizing the City Treasurer to Hire the Sum of \$1,000,000.00 in Anticipation of Taxes for the Ordinary Current Obligations of the City.

(Approved April 9, 1938.)

RESOLVED, That the City Treasurer, acting under the direction of the Joint Standing Committee on Finance, be and he is hereby authorized and directed to borrow under the authority of and in compliance with the provisions of Chapter 47 of the General Laws of the State of Rhode Island, as amended by Chapter 1617 of the Public Laws of 1930, and further amended by Chapter 1861 of the Public Laws of 1932, during the present financial year in anticipation of the receipt of the proceeds of the annual tax assessed or to be assessed in said present financial year, from time to time and in such amounts as he may be directed to borrow by the Joint Standing Committee on Finance, a sum not to exceed One Million (\$1,000,000.00) Dollars, and to issue and sell at private sale the City's negotiable notes original or in renewal therefor, bearing interest at a rate not exceeding four per centum (4%) per annum, payable not later than one year from the date of the original notes so issued or renewed or paid and carrying on their face the designation "Note in Anticipation of Taxes", said original and renewal notes to be signed by the City Treasurer and countersigned by the Mayor and Chairman of the Joint Standing Committee on Finance.

The money thus authorized is hereby appropriated for and shall be used and expended, if necessary, for the ordinary current obligations of the City.

No. 109. Resolution Authorizing the City Treasurer to Hire the Sum of \$27,630.50 in Anticipation of Taxes for Snow Removal.

(Approved April 9, 1938.)

RESOLVED, That the City Treasurer, acting under the direction of the Joint Standing Committee on Finance, be and he is hereby authorized and directed to borrow under the authority of and in compliance with the provisions of Chapter 47 of the General Laws of the State of Rhode Island, as amended by Chapter 1617 of the Public Laws of 1930 and Chapter 1861 of the Public

Laws of 1932, during the present financial year, in anticipation of the receipts of the proceeds of the annual tax to be assessed in said present financial year, from time to time and in such amounts as he may be directed to borrow by the Joint Standing Committee on Finance, a sum not to exceed twenty-seven thousand six hundred thirty-two dollars and fifty cents (\$27,632.50) and to issue and sell at private sale the City's negotiable notes original and in renewal therefor, bearing interest at a rate not exceeding six per centum (6%) per annum, payable not later than one year from the date of the original notes so issued or renewed or paid and carrying on their face the designation "Note in Anticipation of Taxes", said original and renewal notes to be signed by the City Treasurer and countersigned by the Mayor and the Chairman of the Joint Standing Committee on Finance.

The money thus authorized is hereby appropriated for the purpose of paying the costs of snow removal in the City of Providence and is in addition to any amount previously appropriated for that purpose for the fiscal year ending September 30, 1938.

No. 110. Resolution Approving a State Unemployment Relief Program for the Month Ending April 30, 1938, in Accordance with "The State Unemployment Relief Act of 1934."

(Approved April 9, 1938.)

RESOLVED, That the City Council of the City of Providence hereby approves the accompanying program for the City of Providence for the month ending April 30, 1938, in accordance with the requirements of "The State Unemployment Relief Act of 1934."

No. 111. Resolution to Pay to Thomas F. Moran the Sum of \$5.30 for Refund of Dog License Fee.

(Approved April 9, 1938.)

RESOLVED, That to Thomas F. Moran, the sum of Five Dollars and Thirty Cents (\$5.30) be refunded, the same representing fee paid for dog license, said license being issued April 29, 1935, and the dog having died on May 27, 1935 before said license became effective; said sum to be paid in the ordinary course of payments by the City of Providence, according to the ordinances governing such payments.

No. 112. Resolution Determining the Amount of Rent to be Paid by Armour & Company for Certain Property on Canal Street.

(Approved April 9, 1938.)

RESOLVED, That His Honor, the Mayor, is hereby authorized and empowered to execute an agreement with Armour & Company of Delaware, relative to the rental on the present lease between the City of Providence and said company for the term beginning on April 1st, A. D. 1938 and ending on May 1st, A. D. 1943, fixing the rental for the second five year term from April 1st, A. D. 1938 to the end of said term at the same annual rent as for the first five years of said lease, namely, an annual rent of two hundred and fifty dollars payable quarterly in advance, until the first day of April, A. D. 1943, and in all other respects said lease to remain subject to the present terms and conditions.

No. 113. Resolution Directing the City Solicitor to Apply for Authority to Sell Certain Land at the Intersection of Ormsbee Avenue and Charles Street, Near Smith Street.

(Approved April 9, 1938.)

RESOLVED, That the City Solicitor is hereby directed to apply to the General Assembly at the present session for authority to

sell a small parcel of land located at the intersection of Ormsbee avenue and Charles street, near Smith street, being part of the area formerly known as the Workhouse Lands, and dedicated for certain public purposes.

No. 114. Resolution Permitting the Rocco Bagaglia Post No. 172, Veterans of Foreign Wars, to Use the Site of the Former Ring Street School for Carnival Purposes.

(Approved April 9, 1938.)

RESOLVED, That permission be and it is hereby granted to the Rocco Bagaglia Post No. 172, Veterans of Foreign Wars, to use the site of the former Ring street school building during the month of June for carnival purposes.

No. 115. Resolution Permitting the Seventh Ward Republican Club to Complete a Field Stone Monument at the Junction of Plainfield Street and Pocasset Avenue.

(Approved April 9, 1938.)

RESOLVED, That Seventh Ward Republican Club is hereby granted permission to complete a field stone monument surmounted by a bronze plaque located on the city land at the junction of Plainfield street and Pocasset avenue, now rented to McKenna McAllister Post No. 592, Veterans of Foreign Wars, by placing a bronze statue on said stone and otherwise bringing the monument to completion, the McKenna McAllister Post No. 592, Veterans of Foreign Wars, Mendes-Hobson Post No. 41, American Legion and Frank Cerbo Post No. 787, Veterans of Foreign Wars, collaborating with said Seventh Ward Republican Club in the completion and dedication thereof.

No. 116. Resolution to Construct Sewers in Ascham and McMillen Streets.

(Approved April 9, 1938.)

RESOLVED, That the Commissioner of Public Works be and he is hereby directed to cause a main drain or common sewer to be constructed in Ascham street from near Hawkins street to near Luna street and in McMillan street from Ascham street to present sewer approximately 260 feet east of Ascham street, in accordance with the plans and specifications of the City Engineer.

No. 117. Resolution to Construct a Sewer in Canton Street.

(Approved April 9, 1938.)

RESOLVED, That the Commissioner of Public Works be and he is hereby directed to cause a main drain or common sewer to be constructed in Canton street from its southerly termination to Regent avenue, in accordance with the plans and specifications of the City Engineer.

No. 118. Resolution to Construct a Sewer in Edgeworth Avenue.

(Approved April 9, 1938.)

RESOLVED, That the Commissioner of Public Works be and he is hereby directed to cause a main drain or common sewer to be constructed in Edgeworth avenue from Argol street to Smithfield avenue, in accordance with the plans and specifications of the City Engineer.

No. 119. Resolution to Construct a Sewer in Freese Street.

(Approved April 9, 1938.)

RESOLVED, That the Commissioner of Public Works be and he is hereby directed to cause a main drain or common sewer to be constructed in Freese street from Metropolitan road to Whitford avenue, in accordance with the plans and specifications of the City Engineer.

No. 120. Resolution to Construct a Sewer in Kimball Street.

(Approved April 9, 1938.)

RESOLVED, That the Commissioner of Public Works be and he is hereby directed to cause a main drain or common sewer to be constructed in Kimball street from near Whitford avenue to Metropolitan road, in accordance with the plans and specifications of the City Engineer.

No. 121. Resolution to Construct a Sewer in Prospect Street.

(Approved April 9, 1938.)

RESOLVED, That the Commissioner of Public Works be and he is hereby directed to cause a main drain or common sewer to be constructed in Prospect street from approximately 100 feet north of Olive street to Olive street, in accordance with the plans and specifications of the City Engineer.

No. 122. Resolution to Construct a Sewer in Rankin Avenue.

(Approved April 9, 1938.)

RESOLVED, That the Commissioner of Public Works be and he is hereby directed to cause a main drain or common sewer to be constructed in Rankin avenue from Moorland avenue to Pleasant Valley parkway, in accordance with the plans and specifications of the City Engineer.

No. 123. Resolution to Construct a Sewer in Rowley Street.

(Approved April 9, 1938.)

RESOLVED, That the Commissioner of Public Works be and he is hereby directed to cause a main drain or common sewer to be constructed in Rowley street from near Batterson street to present sewer approximately 130 feet south of Gerardi avenue, in accordance with the plans and specifications of the City Engineer.

Nos. 124-127 Inc. Resolutions Permitting Certain Persons, Firms or Corporations to Erect Gasoline Stations.

(Approved April 9, 1938.)

RESOLVED, That the following named person, firm or corporation is hereby granted permission to erect, alter or use a building or structure at the location named herein for the sale of petroleum, kerosene, gasoline, coal oil and their products, compounds and components as described and shown in and on the application therefor and accompanying plat, all on file in the office of the Inspector of Buildings subject to the conditions that said person, firm or corporation shall not violate any of the laws of the State of

Rhode Island or any of the Ordinances of the City of Providence relative to the erection, use or occupation of said structure and that said person, firm or corporation shall not allow petroleum, kerosene, gasoline, coal oil or their products, compounds or components, to be conveyed over or across any sidewalk by means of any pipe or hose, and upon such special conditions as are hereby enumerated, viz.:

No. 124. Abe Abrich (Allens Ave. Oil Co., Lessee), 215 Allens avenue, Plat 46, Lot 488; 3-10,000 gallon tanks and 1-9,000 gallon tank, making total storage 57,000 gallons.

No. 125. The Columbus Exchange and Trust Company, 543 Charles street, Plat 71, Lot 57; 3 pumps.

No. 126. Louis Germani, 387 Wadsworth street, (corner Huntington avenue), Plat 42, Lots 376 and 377; 3 pumps.

No. 127. Shell Union Oil Corp., 683 Atwells avenue, Plat 65, Lot 23; 1 additional pump, making 6 in all.

The erection or location of any buildings or structures not shown on the original plat on file with the Inspector of Buildings or any change in the location of buildings or structures from that shown on said plat shall be deemed a violation of this permit.

IN BOARD OF ALDERMEN.

APRIL 21, 1938.

Alderman McCabe, for the Committee on Streets, presents the following Resolutions and Orders, and upon his motion the same are read and passed, viz.:

✓ RESOLVED, That the portion of Rowley street from Chalkstone avenue to Gerardi avenue, which has been conveyed to the City of Providence for highway purposes by deeds duly acknowledged and recorded is hereby declared a public highway to be repaired

at the expense of the City, and that certain two foot strip crossing said Rowley street and marked "2 Ft. Reserved" on the "Florence Park" plat recorded on Card 893 in the office of the Recorder of Deeds, which has been quietly, peaceably and actually used and improved and considered a public highway for the space of twenty years be and the same is hereby declared a public highway to be repaired at the expense of the City and the remaining portion of said street is hereby established as a public highway pursuant to the provisions of Chapter 1549 of the Public Laws of 1917.

RESOLVED, DECREED AND ORDERED, That Rowley street from the southerly line of Gerardi avenue to the northerly line of Batterson street is hereby established as a public highway pursuant to the provisions of Chapter 1549 of the public laws of 1917.

ORDERED, That the grade of Rowley street from Chalkstone avenue to Gerardi avenue be defined as delineated upon the plan and profile 054506 on file in the office of the City Engineer and this day presented to the Board of Aldermen.

ORDERED, That the grade of Rowley street from the southerly line of Gerardi avenue to the northerly line of Batterson street be defined as delineated upon the plan and profile 057559 on file in the office of the City Engineer and this day presented to the Board of Aldermen.

ORDERED, That the Commissioner of Public Works is hereby directed to cause Rowley street from Chalkstone avenue to Gerardi avenue to be brought to the established or defined grade at the expense of the abutting owners thereof.

ORDERED, That the Commissioner of Public Works is hereby directed to cause Rowley street from the southerly line of Gerardi avenue to the northerly line of Batterson street to be brought to the established or defined grade at the expense of the abutting owners thereof.

ORDERED, That the curbstones be set and the gutters be paved on Rowley street from Chalkstone avenue to Gerardi avenue.

ORDERED, That the curbstones be set and the gutters be paved on Rowley street, from the southerly line of Gerardi avenue to the northerly line of Batterson street.

RESOLVED, DECREED AND ORDERED, That that certain unnamed street extending from West Exchange street to its northerly termination defined by the shaded area and designated by the letters A, B, C, D, A on the accompanying plat entitled "Providence, R. I., City Engineer's Office, City Property Dep't. March 10, 1938, 057554" has ceased to be useful to the public and the same is abandoned as a highway and the damage to the abutters is appraised at nothing and so awarded; and

IT IS FURTHER ORDERED, That the Superintendent of Street Signs and Numbers be and he is hereby directed to cause a sign to be placed at each end of said unnamed street, as aforesaid having thereon the words, "Not a Public Highway" and

IT IS FURTHER ORDERED, That after 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 each week for three successive weeks and a further and personal notice shall be served by the City Sergeant upon every owner of land abutting upon that part of the unnamed street which has been abandoned, who is known to reside within this State.

From the Board of Tax Assessors are received various communications relative to changes in the 1932 and 1937 City Tax List to correct clerical errors in assessments in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same are approved.

(See Files of the Board of Aldermen.)

Alderman Finnegan, for the Committee on Providence Day, presents the following Resolution and upon his motion the same is read and passed, viz.:

RESOLVED, That the Board of Aldermen through the Joint Special Providence Day Committee extends to neighbors near and far a hearty invitation to visit our city April 26th, the date

of Providence Day, and enjoy the many hospitalities that await them. We want the occasion to be made profitable to visitors in more ways than one.

First, of course, Providence Day in April is the great shopping day of the Spring Season. Stores unite in going the limit with attractive displays and attractive values. Visitors will find in the many splendid shops everything their hearts could desire plus that high type of sales service for which our city is justly famous.

Visitors on Providence Day may well take time out to inspect the splendid schools, public, parochial and private. Those who have intentions of changing their place of residence may profitably consider Providence as the ideal home city, with its fine schools, its Brown University, its Providence College, Rhode Island School of Design and other exceptional institutions of learning.

Providence will appeal to those visitors who value high grade Hospitals. This committee points with pride to the Rhode Island Hospital, St. Joseph's Hospital, Homeopathic Hospital, Lying-In Hospital, Miriam Hospital, Charles V. Chapin (City) Hospital, Jane Brown and Crawford Allen Memorial Hospitals as examples of our eminence in the modern hospital field.

We might continue indefinitely in extolling the merits of our city, for the list is an extended one. One or two other outstanding points, however, must be mentioned:

1—Roger Williams Park—one of the most beautiful garden spots in the United States, and to which thousands of visitors from Maine to California come every year.

2—The excellence of its police and fire departments (fire losses in Providence are remarkably low, and insurance rates are low accordingly.)

3—The low tax rate maintained in Providence throughout the years of depression, and still prevailing.

No wonder our people are proud of their home city and, therefore, join with the Board of Aldermen and the joint Special

Committee on Providence Day in extending to their out-of-town neighbors a friendly invitation, and promise them a hearty welcome next Tuesday, April the Twenty-sixth.

Alderman Lynch presents the report of the City Clerk for the quarter ending March 31, 1938, and upon his motion the same is read and received.

Alderman Lynch also presents the petition of Benjamin Friedman to be appointed an Auctioneer for the remainder of the term ending on the first Monday in January, A. D. 1939, the fee being fixed at \$50.00.

Alderman Shawcross presents the reports of the Dexter Asylum for the weeks ending April 2, 9 and 16, 1938, and upon his motion the same are read and received.

Alderman Shawcross also presents the following Resolution and upon his motion the same is read and passed, viz.:

RESOLVED, That permission be and it is hereby granted to the Pearce Mauran Land Company to erect and maintain a marquee over the entrance to that building located at 102 Westminster street, said marquee not to extend beyond the dimension of the premises leased by the Mee Hong Restaurant, in accordance with the plan submitted herewith and under the direction of the Inspector of Buildings.

Alderman Sturges presents the following Resolution and upon his motion the same is read and passed under suspension of the rules, viz.:

RESOLVED, That the Park Committee be and hereby is requested to report to the next meeting of the Board of Aldermen relative to the establishment of a playground on land belonging to the New York, New Haven & Hartford Railroad Company between East George and Amy streets near Gano street, and relative to the acquisition and demolition of certain tenement houses fronting on Amy street on said land and now in poor condition, and the necessary cost of acquiring said land, demolishing said buildings, and fencing, grading and furnishing the same with the necessary slides and other necessary playground apparatus for small children.

IN CONVENTION.

MAY 2, 1938.

Alexander Addeo is elected Inspector of Buildings for the term of three years ending on the first Monday in May, A. D. 1941.

Walter L. Costello is elected a Commissioner of the Charles H. Smith Estate for the remainder of the term ending on the first Monday in January, A. D. 1942.

Robert W. Parkinson is elected a Commissioner of the Charles H. Smith Estate for the remainder of the term ending on the first Monday in January, A. D. 1941.

William Hughes is elected a Commissioner of the Charles H. Smith Estate for the remainder of the term ending on the first Monday in January, A. D. 1940.

Joseph A. Famiglietti is elected a Commissioner of the Charles H. Smith Estate for the remainder of the term ending on the first Monday in January, A. D. 1939.

IN BOARD OF ALDERMEN.

MAY 2, 1938.

The account for the Dexter Asylum Payroll, amounting to \$397.21, is presented, examined and allowed and the Clerk is authorized to certify to the same.

Alderman Lynch presents the following Resolution, and upon his motion the same is read and passed, viz.:

RESOLVED, That John F. Quirk is elected a member of the Board of Park Commissioners for the term of three years ending on the first Monday in May, A. D. 1941, on the part of the Board of Aldermen.

Alderman Lynch, for Alderman Humes, also presents various petitions for permission to keep and sell fireworks, the same bearing the recommendation of the Bureau of Police and Fire, and upon his motion the same are read and granted.

(See Files of the Board of Aldermen.)

IN COMMON COUNCIL.

MAY 2, 1938.

Councilman Presel presents the following Resolution, and upon his motion the same is read and passed, viz.:

RESOLVED, That John F. Quirk is elected a member of the Board of Park Commissioners for the term of three years ending on the first Monday in May, A. D. 1941, on the part of the Common Council.

Upon recommendation of the Committee on Finance, the Resolution appropriating the sum of \$100.00 for Rhode Island Post No. 23, Jewish War Veterans, for the purpose of decorating graves on Memorial Day, 1938, is indefinitely postponed, a substitute Resolution having been passed.

Upon recommendation of Councilman Presel, the Resolution directing the City Solicitor to apply for legislation relative to a referendum at the next regular election on the question "Shall the use of meter parking devices be continued in the City of Providence" is indefinitely postponed.

IN CITY COUNCIL.

(City Council File, May 2, 1938.)

No. 128. Statement of the City Auditor for the Month of March, 1938.

No. 129. Report of the City Treasurer for the Month of March, 1938.

No. 130. Two Hundred Thirty-Sixth Quarterly Report of the Board of Commissioners of Sinking Funds.

No. 131. Estimates of the Receipts and Expenditures of the City of Providence for the Financial Year Ending September 30, 1939.

No. 132. Report of the City Messenger for the Month of April, 1938.

No. 133. Report of the Harbor Master for the Quarter Ending March 31, 1938.

No. 134. Report of the Bureau of Police and Fire for the Quarter Ending April 9, 1938.

No. 135. Report upon the Examination of the Books and Accounts of the City Treasurer and Allied Offices of the City of Providence for the Period from October 1, 1937 to March 31, 1938.

No. 136. Budget Estimates for 1938-1939.

No. 137. Report of the City Solicitor on Pending Suits Prior to April 30, 1938.

No. 138. Resolution Providing for the Assessment and Collection of Taxes.

(Approved May 3, 1938.)

RESOLVED, That the City Council of the City of Providence hereby orders the assessment and collection of a tax on the ratable real estate and tangible personal property and ratable intangible personal property (the tax on ratable intangible property to be at the rate of forty cents on each one hundred dollars of the value thereof) in a sum not less than \$13,300,000.00 nor more than \$13,600,000.00; said tax is for ordinary expenses, charges and sinking funds, for the payment of interest and indebtedness in whole or in part of said City, and for other purposes authorized by law.

The Board of Assessors shall assess and apportion said tax on the inhabitants and ratable property of said City as of the fifteenth day of June, A. D. 1938, at 12 o'clock noon, Eastern Standard Time, according to law, and shall, on completion of said assessment date and sign the same, and shall make out and certify to the City Treasurer of the City of Providence on or before the fifteenth day of September, A. D. 1938, a complete list of the names of the persons taxed and of the total value of all the real estate taxed to each person, also the amount of personal estate assessed against each person, and also the total amount of the tax assessed against each person on said real estate and personal estate, opposite the name of the person or persons assessed, the assessment of real estate and of personal estate to appear in separate columns in said list. Said

tax shall be due and payable on and between the first day of October next and the twenty-fourth day of October, A. D. 1938, next, and all taxes remaining unpaid on said last named day, shall carry until collected a penalty at the rate of eight per centum per annum upon such unpaid taxes. Provided, however, said tax may be paid in four installments, the first installment of twenty-five per centum on or before the twenty-fourth day of October, A. D. 1938, and the remaining installments as follows: twenty-five per centum on the twenty-fourth day of January, A. D. 1939; twenty-five per centum on the twenty-fourth day of April, A. D. 1939; and twenty-five per centum on the twenty-fourth day of July, A. D. 1939. Each installment of taxes if paid on or before the last day of each installment period successively and in order shall be free from any charge for interest. If the first installment or any succeeding installment of taxes is not paid by the last date of the respective installment period or periods as they occur then the whole tax or remaining unpaid balance of the tax as the case may be shall immediately become due and payable and shall carry until collected a penalty at the rate of 8 per centum per annum. The City Treasurer shall by advertisement in the public newspapers of the city, notify all persons assessed to pay their respective taxes at his office on and between the said first and twenty-fourth days of October, A. D. 1938, both days inclusive; said Treasurer shall attend daily during said periods, Sundays and holidays excepted, at his office from nine o'clock a. m. to five o'clock p. m. to receive said taxes; except Saturdays when he shall attend from nine o'clock a. m. to twelve o'clock noon, with the exception of Saturday, October twenty-second, when the hours shall be from nine o'clock a. m. to five o'clock p. m.

No. 139. Resolution Appropriating the Sum of \$150,000.00 for the Electrification of the Sewage Disposal Plant.

(Approved May 3, 1938.)

RESOLVED, That the City Treasurer, acting under the direc-

tion of the Joint Standing Committee on Finance, be and he is hereby authorized and directed to borrow under the authority and in compliance with the provisions of Chapter 2519 of the Public Laws of 1937 entitled "An Act authorizing the City of Providence to issue bonds in the sum of one hundred and fifty thousand dollars for improving, altering or enlarging the Sewage Disposal Plant, and for purchasing and installing electrical machinery and equipment for the same" such sums of money as are necessary, but not in excess of one hundred and fifty thousand dollars (\$150,000.00), and to issue the City's notes therefor at a rate of interest not to exceed four and one-half per centum per annum.

The money thus authorized is hereby appropriated for the purpose of paying for the improving, altering or enlarging the Sewage Disposal Plant and for purchasing and installing electrical machinery and equipment for the same.

The Commissioner of Public Works is hereby authorized to cause the improving, altering or enlarging of the Sewage Disposal Plant and the purchasing and installing electrical machinery and equipment for the same.

No. 140. Resolution Appropriating the Sum of
\$750,000.00 for Paving and Repaving Certain
Highways.

(Approved May 3, 1938.)

RESOLVED, That the City Treasurer, acting under the direction of the Joint Standing Committee on Finance, is hereby authorized and directed to borrow from time to time and in such amounts as may be necessary, the sum of seven hundred and fifty thousand dollars (\$750,000.00) in accordance with the provisions of an act passed by the General Assembly at its January Session A. D. 1938, entitled "An Act Authorizing the City of Providence to issue bonds amounting to \$750,000.00 for Highway purposes"; and to issue the City's notes

therefor bearing interest at a rate not exceeding $4\frac{1}{2}\%$ per centum per annum, signed by him and countersigned by the Mayor and the Chairman of said Joint Standing Committee on Finance, and to renew any such notes from time to time as the same become due.

The money thus obtained is hereby appropriated for and shall be exclusively used and expended for the purposes of paving and repaving such highways in the City of Providence as the City Council may determine and/or for the purpose of acquiring land in said City of Providence for highway purposes.

No. 141. Resolution to Pay to the Jewish War Veterans of the United States the Additional Sum of \$75.00 for the Purpose of Decorating Graves of Deceased Veterans and Welfare Workers of the World War.

(Approved May 3, 1938.)

RESOLVED, That in addition to sums already appropriated for the observance of Memorial Day, 1938, the additional sum of seventy-five dollars (\$75.00) be and is hereby appropriated, same to be paid to the order of the Commander of Rhode Island Post No. 23, Jewish War Veterans of the United States, Providence, Rhode Island, for the purpose of decorating the graves of deceased veterans and welfare workers of the World War; said sum to be charged to the appropriation for Contingencies.

No. 142. Resolution to Pay to the American Legion the Additional Sum of \$100.00 for the Purpose of Decorating Graves of Deceased Veterans of the World War.

(Approved May 3, 1938.)

RESOLVED, That in addition to the appropriations for the ob-

servance of Memorial Day, 1938, as made by City Council Resolution No. 263, approved September 30, 1937, the sum of one hundred dollars (\$100.00) be and is hereby appropriated, said sum to be added to the appropriation to be paid to the American Legion of Providence, R. I. for the purpose of decorating the graves of deceased veterans of the World War; said sum to be charged to the appropriation for Contingencies.

No. 143. Resolution Authorizing the City Auditor and City Treasurer to Destroy Cancelled Checks and Vouchers on File in their Departments Twenty Years or More.

(Approved May 3, 1938.)

RESOLVED, That the City Treasurer, as well as the City Auditor, be authorized and directed to destroy cancelled checks and vouchers that have been on file in his department twenty years or more, in accordance with the authority granted by Section 26, Chapter 20 of the Revised Ordinances of 1914.

No. 144. Resolution Approving a State Unemployment Relief Program for the Month Ending May 31, 1938, in Accordance with "The State Unemployment Relief Act of 1934."

(Approved May 3, 1938.)

RESOLVED, That the City Council of the City of Providence hereby approves the accompanying program for the City of Providence for the month ending May 31, 1938, in accordance with the requirements of "The State Unemployment Relief Act of 1934."

No. 145. Resolution to Pay to John Morrell & Company the Sum of \$9.80 for Tax Erroneously Assessed.

(Approved May 3, 1938.)

RESOLVED, That to the following named firm the sum set opposite its name be abated, or if already paid be refunded, whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for same, said sum representing personal property taxes erroneously assessed and cancelled by the Board of Aldermen :

1936

John Morrell & Company.....	\$9.80
Ottumwa, Iowa	

Said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 146. Resolution to Pay to the Rhode Island Hospital Trust Co., Trustee, the Sums of \$339.20, \$457.60 and \$81.20, Respectively, for Taxes Erroneously Assessed.

(Approved May 3, 1938.)

RESOLVED, That to the following named persons, firms or corporations, the sums set opposite their names be abated, or if already paid be refunded whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for same, said sums representing personal property taxes erroneously assessed and cancelled by the Board of Aldermen :

1937

Rhode Island Hospital Trust Co., Trustee u/d	
Florence B. Gregg.....	\$339.20
15 Westminster street	

Rhode Island Hospital Trust Co., Trustee u/d
 Helen H. Bacon.....\$457.60
 15 Westminster street

Rhode Island Hospital Trust Co. and Pierce Hill
 Brereton, Trustees u/d Percy H. Brereton.\$81.20
 15 Westminster street

Said sums to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 147. Resolution to Pay to the Rhode Island Hospital Trust Co., Trustee, the Sum of \$80.80 for Tax Erroneously Assessed.

(Approved May 3, 1938.)

Resolved, That to the following named firm or corporation the sum set opposite its name be refunded whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for same, said sum representing over payment on taxes assessed June 15, 1937 upon the intangible personal property of Nellie F. Conant now deceased, the Board of Tax Assessors having corrected said assessment and certified said corrected assessment to the City Treasurer.

1937

Rhode Island Hospital Trust Co., executor u/w of
 Nellie F. Conant.....\$80.80

Said sums to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 148. Resolution Authorizing the Board of Park Commissioners to Demolish the Building Located at 70 Congdon Street.

(Approved May 3, 1938.)

RESOLVED, That the Board of Park Commissioners is hereby authorized and directed to demolish the building located at 70 Congdon street, lot No. 221 on Assessors Plat 10, recently purchased from Mrs. Ella Kirby, for public park and playground purposes, to effect the purpose for which the land was purchased.

No. 149. Resolution Endorsing the Catholic Charity Fund Appeal.

(Approved May 3, 1938.)

WHEREAS, The 1938 Catholic Charity Fund Appeal is to be held between May 15, and May 25, 1938, and

WHEREAS, The poor, the afflicted and the unfortunate are assisted by the various charities operating under the Catholic Charity Fund, and

WHEREAS, By the operation of said fund, the City of Providence is spared the expense of caring for a great number of cases now aided by the Catholic Charity Fund, which otherwise the City of Providence would have to care for,

THEREFORE BE IT RESOLVED, That the City Council of the City of Providence commends the aims and purposes of the Catholic Charity Fund, and recommends full cooperation by the people of the City of Providence, in order to insure the complete success of the 1938 Catholic Charity Fund Appeal, and

BE IT FURTHER RESOLVED, That we extend to His Excellency, Rt. Rev. Francis P. Keough, Roman Catholic Bishop of the Diocese of Providence, our sincere best wishes that the Catholic Charity Fund Appeal this year will be the most successful in the history of that organization.

No. 150. Resolution Authorizing His Honor the Mayor to Convey Certain Land on Fox Point Boulevard to Joao S Silva.

(Approved May 3, 1938.)

RESOLVED, That His Honor, the Mayor, is hereby authorized to convey to Joao S. Silva, in accordance with the terms of his offer of April 12, 1938, a small parcel of land on Fox Point Boulevard taken in excess in fee simple under condemnation proceedings by statement and plat filed September 10, A. D. 1929, being a portion of lot No. 235 on Assessors Plat 18 and containing about 71 square feet of land, for the sum of one hundred (\$100.00) dollars; said sale to be subject to the first right of the former owners thereof to purchase the same, in accordance with the provisions of Section 7, Chapter 2118, of the Public Laws of 1921.

No. 151. Resolution Expressing Appreciation to the Providence Visitor of its Efforts to Eliminate Improper Literature and Pictures Offered to the Public.

(Approved May 3, 1938.)

RESOLVED, That the Mayor and the City Council of the City of Providence hereby express their appreciation to the Providence Visitor for its fine work in initiating the present campaign in the State of Rhode Island to curb and eliminate the dissemination of improper literature and pictures for the public consumption.

No. 152. Resolution Expressing Appreciation to the Bureau of Police and Fire of its Efforts to Provide Wholesome Literature in the City of Providence.

(Approved May 3, 1938.)

RESOLVED, That the Mayor and the City Council of the City of Providence compliment the Bureau of Police and Fire on its earnest activities to provide wholesome literature in the City of Providence.

No. 153. Resolution Requesting the City Solicitor to Apply for Legislation Relative to the Hiring of the Sum of \$75,000.00 for Public Bath House Purposes.

(Approved May 3, 1938.)

RESOLVED, That the City Solicitor be and he is hereby requested to appear before the General Assembly and request legislation authorizing the City of Providence to hire the sum of \$75,000.00 for Public Bath House purposes.

No. 154. Resolution Tendering to His Excellency Fulvio deSuvich the Freedom of the City of Providence on Saturday, May 7, 1938.

(Approved May 3, 1938.)

WHEREAS, According to information that has been received, the City of Providence is to be honored by the presence of His Excellency Fulvio deSuvich, Royal Ambassador of Italy, on Saturday, May seventh, nineteen hundred thirty-eight, and

WHEREAS, The citizens of Providence should feel honored by the presence of one of the personal representatives of Victor Emanuel, King of Italy,

THEREFORE BE IT RESOLVED, That the members of the City Council of the City of Providence do tender to His Excellency Fulvio deSuvich, the freedom of the City of Providence during that time we are to be honored by his presence in this city.

No. 155. Resolution Extending Congratulations to the Providence (Reds) Hockey Team and its Associated Officials for Bringing to Providence the Championship of the International American Hockey League.

(Approved May 3, 1938.)

WHEREAS, The Providence (Reds) Hockey Team has been successful in winning the championship of the International American Hockey League, and

WHEREAS, The City of Providence has been honored by the winning of such a championship, and

WHEREAS, The success of the Providence (Reds) Hockey Team has been due to the capable, courageous and sportsman-like work of the members of the Providence (Reds) Hockey Team,

THEREFORE BE IT RESOLVED, That the City Council of the City of Providence hereby extends its hearty congratulations to the Honorable James E. Dooley, President; to Jean Debus, Manager, to Fred (Bunny) Cook, Coach, Arthur Markey, Radio Commentator, and to the members of Providence (Reds) Hockey Team for their success in bringing to Providence the championship of the International American Hockey League.

No. 156. Resolution Requesting His Honor the Mayor to Declare May 21, 1938 a Day of Public Celebration in Connection with the Yankee Division Convention and Appropriating the Sum of \$800.00 for Transportation and Lunches for Soldiers and Sailors.

(Approved May 3, 1938.)

RESOLVED, That His Honor, the Mayor, is hereby requested to issue a proclamation declaring Saturday, May 21st, A. D.

1938, a day of public celebration, in connection with the Yankee Division Convention, to be held in the City of Providence, on May 19, 20 and 21, and in connection therewith the Joint Standing Committee on Finance with the approval of His Honor, the Mayor, is authorized to expend not exceeding eight hundred dollars for the purpose of providing transportation and lunches for soldiers and sailors in promoting the public celebration on May 21st, said sum to be charged to the appropriation for contingencies.

No. 157. Resolution Authorizing the Heads of Departments to Allow Certain City Employees who Were Members of the Yankee Division to Attend the New England Convention at Providence, R. I. on May 19-22, 1938, Inclusive, Without Loss of Pay.

(Approved May 3, 1938.)

RESOLVED, That the heads of departments be and they are hereby authorized to allow employees of the City of Providence who were members of the Yankee Division, a leave of absence without loss of pay to attend the New England Convention of the Yankee Division to be held in Providence on May 19th, 20th, 21st and 22nd, 1938.

No. 158. Resolution Authorizing the Heads of Departments to Allow Certain City Employees to Attend Various Conventions of the Several War Veterans Organizations without Loss of Pay and Creating a Joint Special Committee to Verify their War Service.

(Approved May 3, 1938.)

RESOLVED, That the Heads of Departments be and they are hereby authorized to allow employees of the City of Providence

in their respective departments who served in the armed forces of the United States during the several wars and who desire to attend the Annual Convention of the American Legion in Los Angeles, California, September 19th to 22nd inclusive, 1938; the Annual Convention of the United Spanish War Veterans in Portland, Oregon, September 11th to 15th inclusive, 1938; or the National Encampment of the Veterans of Foreign Wars of the United States in Columbus, Ohio, August 21st to 26th inclusive, 1938; a leave of absence for such purpose without loss of pay and that a Joint Special Committee consisting of four Councilmen to be appointed by the President of the Common Council and one Alderman to be appointed by His Honor the Mayor, be and is hereby created for the purpose of verifying the War Service of those employees who apply for such leave of absence.

No. 159. Resolution Requesting the Board of Park Commissioners to Consider the Advisability of Reducing the Fares of the Pony Ride at Roger Williams Park.

(Approved May 3, 1938.)

RESOLVED, That the Board of Park Commissioners be and they are hereby requested to consider the advisability of reducing the fares on the "Pony Ride" at Roger Williams Park from ten cents to five cents.

✓
No. 160. Resolution Authorizing the Dedicating of Certain Parts of Admiral Hopkins Square for Highway Purposes.

(Approved May 3, 1938.)

WHEREAS, The Park Commissioners and Highway Committee have approved the dedication for highway purposes of two

signed to Mexican Petroleum Corporation to The American Oil Company February 1, 1935 and the document of assignment recorded in the office of the Recorder of Deeds in Providence in Book 784, page 415; and one from Mittie H. Arnold to Mexican Petroleum Corporation, its successors and assigns, dated October 9, 1923, recorded in the office of the Recorder of Deeds in Providence in Book 650, page 102, the land having been thereafter conveyed by Mittie H. Arnold to The Greene Company and said lease having been assigned by said Mexican Petroleum Corporation to The American Oil Company November 1, 1933 and the document of assignment recorded in the office of the Recorder of Deeds in Providence in Book 774, page 265, in accordance with the provisions of Chapter 1418 of the Public laws of 1916, and in accordance with the accompanying plan attached hereto, as approved by the City Engineer, to construct, lay and maintain four four-inch pipe lines each through six-inch sleeves and two six-inch pipe lines each through eight-inch sleeves under and across Public street from land owned by the State of Rhode Island and leased to Mexican Petroleum Corporation on the south side of Public street to land owned by The Greene Company and leased to Mexican Petroleum Corporation on the north side of Public street.

The permission hereby granted is upon the condition that said pipe lines shall be so constructed as not to interfere with the use of said Public street by the public or by any person or corporation having the right to maintain pipes or conduits under or in said street, and it is further provided that the permission hereby granted is upon the condition that said pipe lines shall be constructed under the supervision and control, and to the satisfaction of the Commissioner of Public Works, and upon the condition that said pipe lines shall be removed upon 90 days' previous notice from the City Council, whenever in the opinion of said City Council the public interest may require its removal; and upon the condition that in case the City of Providence shall at any time hereafter be authorized to assess abutting owners for the private use and occupation of the public highways, the passage of this Resolution shall not in any manner affect the right of the City to Charge and collect

RESOLVED, That permission be and hereby is granted to the International Braid Company, a corporation existing in accordance with an Act of the General Assembly of the State of Rhode Island, and in accordance with the accompanying plan attached hereto, to alter, enlarge, repair, improve and maintain a bridge over and across Charles street in said City, which was originally constructed in accordance with authority granted by City Council Resolution No. 254, approved June 5, A. D. 1884, by the Fletcher Manufacturing Company, for the purpose of connecting and providing a passageway between properties of said International Braid Company located on both sides of said Charles street. The permission hereby granted is upon the condition that said bridge shall be constructed under the supervision and control and to the satisfaction of the Inspector of Buildings of the City of Providence; and upon the condition that said bridge shall be removed upon ninety (90) days' previous notice from the City Council whenever in the opinion of said City Council the public interest may require its removal; and upon the further condition that there shall be no advertising or lettering displayed thereon; and upon the condition that in case the City of Providence shall at any time hereafter be authorized to assess abutting owners for the private use and occupation of the public highways, the passage of this Resolution shall in no manner affect the right of the city to charge and collect rent for the use of said Charles street by said International Braid Company, or for maintaining thereon said bridge; and upon the condition that said International Braid Company shall hold and keep said City of Providence harmless, safe and indemnified from and against loss, cost, damage, payment and expense on account of any injuries to persons or damage to property from which said City may become liable on account of the construction, maintenance, use or repair, or neglect properly to maintain or repair, or any defect of said bridge over and across said Charles street, unless the wrongful act or negligence of said City, its officers or employees shall cause such injury or damage as is mentioned aforesaid; and upon condition that said International Braid Company before commencing the work of building said bridge shall file their bond in the sum of

five thousand (\$5,000.00) dollars in form satisfactory to the City Solicitor to hold and keep said City harmless, safe and indemnified as aforesaid, and it is agreed by the acceptance hereof, that the amount of said bond shall not be construed or held to limit their general obligation to hold and keep said City harmless, safe and indemnified as aforesaid; and also upon condition that said International Braid Company shall, before commencing the building of said bridge, file with the City Clerk its written acceptance of the term and conditions of said Resolution and its agreement to perform and observe all said terms and conditions.

No. 163. Resolution Authorizing His Honor the Mayor to Act in Regard to the Dedication of a Certain Strip in Extension of Rowley Street for Highway Purposes.

(Approved May 3, 1938.)

WHEREAS, The City Property Committee and Highway committee approved the dedication for highway purposes of a certain portion of a one-foot strip of land in extension of Rowley street;

THEREFORE, Be it resolved that His Honor the Mayor is hereby authorized to sign in behalf of the City of Providence a petition and plat dedicating a portion of a one-foot strip for highway purposes in extension of Rowley street, shown as shaded area and designated by the letters A-B-C-D-A on the accompanying plat, entitled, "Providence, R. I. City Engineer's Office, City Property Dep't., April 25, 1938, 057615" as required under the provisions of Chapter 987 of the Public Laws approved May 5, 1913.

Said one-foot strip is also shown as a portion of the one-foot strip marked "1FT. Strip Reserved" on plat entitled "FLORENCE PARK By Frank E. Waterman, Nov. 1903" and recorded on Card 893 in the office of the Recorder of Deeds.

No. 164. Resolution Authorizing the Commissioner of Public Works to Cause Certain Streets to be Paved.

(Approved May 3, 1938.)

RESOLVED, That the Commissioner of Public Works is hereby authorized to cause to be paved or repaved with durable pavement the following streets or parts thereof, in accordance with the plans and specifications of the City Engineer :

- A street, from Lester street to Rice street ;
- Africa street, from America street to Balbo avenue ;
- Appian street, from Corina street to Hawkins street ;
- Appleton street, from Delaine street to the west curb of Putnam street ;
- Baxter street, from Saratoga street to a point 88' north of Oxford street ;
- Bayard street, from Overhill road to Sixth street ;
- Bergen street, from Regent avenue to Chalkstone avenue ;
- Bernon street, from 44' south of Douglas avenue to Nolan street ;
- Bissell street, from Elmwood avenue to its westerly termination ;
- Black street, from Orms street to Chalkstone avenue ;
- Brightwood avenue, from Smith street to the City line ;
- Byron street, from Broad street to Pine street ;
- Cabot street, from Angell street to Meeting street ;
- Calhoun avenue (East Side), from Potters avenue to Beckwith street ;
- Cambridge street, from Academy avenue to Sears avenue ;
- Canton street, from Regent avenue to Chalkstone avenue ;
- Capron street, from Julian street to Chaffee street ;
- Cargill street, from Carpenter street to Fountain street ;
- Cedar street, from Bradford street to West Exchange street ;
- Chad Brown street, from Oakland avenue to the center line of Ruggles street ;
- Coggeshall street, from Douglas avenue to Mowry street ;
- Cope street, from Fountain street to Carpenter street ;

- Corina street, from Douglas avenue to Glasgow street ;
Cottage street, from Franklin street to Dean street ;
Croyland road, from Oxford street to Sayles street ;
Danforth street, from 37' north of Smith street to Vale street ;
Detroit avenue, from Niagara street to Broad street ;
Durfee street, from Dexter street to Bridgham street ;
Earl street, from Bucklin street to the railroad ;
Eleventh street, from Top street to Hope street ;
Elgin street, from Ivy street to Hope street ;
Emmett street, from Beacon avenue to Plain street ;
Esten street, from Orms street to Smith street ;
Everett avenue, from Wayland avenue to Cole avenue ;
Exchange Place ;
Fairmount avenue, from Leah street to Mt. Pleasant avenue ;
Fallon avenue, from Chalkstone avenue to Pleasant Valley
parkway ;
Fisher street, from Hope street to Morris avenue ;
Forest street, from Hope street to Morris avenue ;
Foster street, from Friendship street to Broad street ;
Franklin street, from Fountain street to Carpenter street ;
Frederick street, from Smith street to Chalkstone avenue ;
Glenham street, from Broad street to Prairie avenue ;
Junction street, from Bridgham street to Arch street ;
Killingly street, from Hartford avenue to City line ;
Greeley street, from Charles street to Oppper street ;
Halsey street, from Benefit street to Brown street ;
Hamlin street, from Elmwood avenue to Roger Williams
Park ;
Hampton street, from Ledge street to Bismark street ;
Handy street, from Amherst street to Amsterdam street ;
Harkness street, from Westminster street to Broadway ;
Harvest street, from River avenue to Robin street ;
Highland avenue, from Fourth street to Eighth street ;
Hilltop avenue, from Smith street to Eaton street ;
Hobart avenue, from Lloyd avenue to President avenue ;
Holden street, from Orms street to Smith street ;
Hoyle street, from Fenner street to Broad street ;

Irving avenue, from 750' east of Grotto avenue to Gower street;

Laban street, from Merino street to Gifford street;

Laura street, from Melrose street to Hamilton street;

Laurel avenue, from Cole avenue to Grotto avenue;

Lewis street, from Hope street to Morris avenue;

Lime street, from Carpenter street to Fountain street;

Linton street, from Academy avenue to Canton street;

Loring avenue, from President avenue to a point 116' south of Channing avenue;

Lucille street, from Wardlaw avenue to Sandringham avenue;

Mayflower street, from Hope street to Morris avenue;

McKinley street, from Elmwood avenue to Alger avenue;

Meador street, from Marshall street to Tobey street;

Meeting street, from Benefit street to Congdon street;

Melrose street, from 17' south of Potters avenue to the south curb of Ontario street;

Mill street and Charles street, Mill street, from North Main street to Charles street including the square at Canal street extension and the area on Mill street bridge; Charles street, from Mill street bridge to Railroad bridge including areas now paved with sheet asphalt at Ashburton street and Chalkstone avenue;

Monticello street, from Oppor street to Mussolini street;

Moore street, from Updike street to Broad street;

Mussolini street, from Greeley street to Social street;

Nelson street, from Eaton street to Walton street;

Newark street, from Academy avenue to Valley street;

Ninth street, from North Main street to Highland avenue;

Nisbet street, from Rhode Island avenue to Paterson street;

Opper street, from Nahant street to Paul street;

Park street, from Smith street to Brownell street;

Piedmont street, from Atwells avenue to Gesler street;

Powhatan street, from Dexter street to 100' south of Angle E of Harrison street;

President avenue, from Elmgrove avenue to Blackstone boulevard;

Preston street, from Governor street to Gano street;

Primrose street, from Vinton street to Vernon street;

Printery street, from a point 22' north of Livingston street to Dryden Lane;

Reynolds avenue, from Broad street to Burnside street;

Ruggles street, from Chalkstone avenue to Smith street;

Sabin street, from Broadway to east curb of Cope street;

Sayles street, from Eddy street to the west curb of Croyland road;

Sorrento street, from Union avenue to Wadsworth street;

Stanwood street, from Broad street to the west curb of Niagara street;

Suffolk street, from Admiral street to Salina street;

Sunset avenue, from Killingly street to City line;

Swan street, from Eddy street to Ocean street;

Swiss street, from Knight street to Ridge street;

Thorne street, from Belmont avenue to Roanoke street;

Tiber street, from Ridge street to Swiss street;

Veazie street, from Branch avenue to Woodward road;

Verndale avenue, from Broad street to Roger Williams Park;

Waterman street, from North Main street to east side of Prospect street;

West Park street, from Bath street to Valley street;

Whiting street, from Hope street to Morris avenue;

Whitmarsh street, from Elmwood avenue to Bucklin street;

Williams street, from Ives street to Gano street;

Yale avenue, from Lynch street to Erastus street;

Any money expended hereunder shall be charged to the loan account authorized by Resolution No. 140, approved May 3, 1938.

The remainder of highway work and land condemnations authorized to be charged to City Council Resolution No. 118, approved May 8, 1937 and City Council Resolution No. 193, approved July 6, 1937, and not completed out of moneys appropriated by said Resolutions, may be completed and charged to the appropriation under City Council Resolution No. 140, approved May 3, 1938.

No. 165. Resolution to Establish Augusta Street as a Public Highway.

(Approved May 3, 1938.)

RESOLVED, That in accordance with the provisions of Chapter 1549 of the Public Laws of 1917, the Mayor and Aldermen are hereby requested to establish as a public highway all those parts of Augusta street from Durham street to Crandall street, not already conveyed or dedicated for highway purposes.

No. 166. Resolution to Establish Bayard Street as a Public Highway.

(Approved May 3, 1938.)

RESOLVED, That in accordance with the provisions of Chapter 1549 of the Public Laws of 1917, the Mayor and Aldermen are hereby requested to establish as a public highway all those parts of Bayard street from Fifth street to Sixth street, not already conveyed or dedicated for highway purposes.

No. 167. Resolution to Establish Canton Street as a Public Highway.

(Approved May 3, 1938.)

RESOLVED, That in accordance with the provisions of Chapter 1549 of the Public Laws of 1917, the Mayor and Aldermen are hereby requested to establish as a public highway all those parts of Canton street from Regent avenue to its southerly termination, not already conveyed or dedicated for highway purposes.

No. 168. Resolution to Establish Coggeshall Street as a Public Highway.

(Approved May 3, 1938.)

RESOLVED, That in accordance with the provisions of Chapter 1549 of the Public Laws of 1917, the Mayor and Aldermen are

hereby requested to establish as a public highway all those parts of Coggeshall street from Douglas avenue to Mowry street, not already conveyed or dedicated for highway purposes.

No. 169. Resolution to Establish General Street as a Public Highway.

(Approved May 3, 1938.)

RESOLVED, That in accordance with the provisions of Chapter 1549 of the Public Laws of 1917, the Mayor and Aldermen are hereby requested to establish as a public highway all those parts of General street from Hazael street to Admiral street, not already conveyed or dedicated for highway purposes.

No. 170. Resolution to Establish Havana Street as a Public Highway.

(Approved May 3, 1938.)

RESOLVED, That in accordance with the provisions of Chapter 1549 of the Public Laws of 1917, the Mayor and Aldermen are hereby requested to establish as a public highway all those parts of Havana street from the southerly line of Burns street to Lubec street.

No. 171. Resolution to Establish Mowry Street as a Public Highway.

(Approved May 3, 1938.)

RESOLVED, That in accordance with the provisions of Chapter 1549 of the Public Laws of 1917, the Mayor and Aldermen are hereby requested to establish as a public highway all those parts of Mowry street from Admiral street to the range of the

southerly line of Coggeshall street, not already conveyed or dedicated for highway purposes.

No. 172. Resolution to Establish Tecumseh Street as a Public Highway.

(Approved May 3, 1938.)

RESOLVED, That in accordance with the provisions of Chapter 1549 of the Public Laws of 1917, the Mayor and Aldermen are hereby requested to establish as a public highway all those parts of Tecumseh street from Abbott street to Grand View street not already conveyed or dedicated for highway purposes.

No. 173. Resolution to Define the Grade of Canton Street.

(Approved May 3, 1938.)

RESOLVED, That the Board of Aldermen is hereby requested to define the grade of Canton street from Regent avenue to its southerly termination, as delineated on plan and profile 050966 on file in the office of the City Engineer.

No. 174. Resolution to Define the Grade of Havana Street.

(Approved May 3, 1938.)

RESOLVED, That the Board of Aldermen is hereby requested to define the grade of Havana street from Burns street to Lubec street, as delineated on plan and profile 052567 on file in the office of the City Engineer.

Nos. 175-177 Inc. Resolutions Permitting Certain Persons, Firms or Corporations to Erect Gasoline Stations.

(Approved May 3, 1938.)

RESOLVED, That the following named person, firm or corporation is hereby granted permission to erect, alter or use a building or structure at the location named herein for the sale of petroleum, kerosene, gasoline, coal oil and their products, compounds and components as described and shown in and on the application therefor and accompanying plat, all on file in the office of the Inspector of Buildings subject to the conditions that said person, firm or corporation shall not violate any of the laws of the State of Rhode Island or any of the Ordinances of the City of Providence relative to the erection, use or occupation of said structure and that said person, firm or corporation shall not allow petroleum, kerosene, gasoline, coal oil or their products, compounds or components, to be conveyed over or across any sidewalk by means of any pipe or hose, and upon such special conditions as are hereby enumerated, viz :

No. 175. THE GREENE COMPANY (American Oil Co., Lessee), 164 Allens avenue, Plat 46, Lots 489, 325 and 323; 2 additional storage tanks (above ground), 434,000 gallons—relocate 6 storage tanks, making 4,895,249 gallons in all.

No. 176. Beatrice Jagolinzer, (DiMaio Bros., Lessee), 734 Eddy street, Plat 40, Lot 142; 1 additional hand pump, making 3 pumps in all.

No. 177. George H. Spencer, 583 Elmwood avenue, Plat 52, Lot 333; 3 pumps.

The erection or location of any buildings or structures not shown on the original plat on file with the Inspector of Buildings or any change in the location of buildings or structures from that shown on said plat shall be deemed a violation of this permit.

No. 178. Resolution Accepting Certain Gifts to the North Burial Ground Fund.

(Approved May 3, 1938.)

RESOLVED, That the following gifts of the following sums of money, to the Commissioners of the North Burial Ground, in trust, the income thereof to be applied, under the provisions of Chapter 367 of the Public Laws, to the preservation and care of the following specified burial lots in said ground be and the same are hereby respectively accepted as follows, viz.:

From Estate of Harriet M. Benson, the sum of \$300.00 for lot standing in the name of James C. Moulton; Fund accepted under the name of James C. Moulton;

From Ella F. Munroe, the sum of \$194.00 for lot standing in the name of Walter Andrews; Fund accepted under the name of Walter Andrews.

No. 179. Resolution to Pay to Howard Greene the Sum of \$118.80 for Tax Erroneously Assessed.

(Approved May 3, 1938.)

RESOLVED, That to the following named person, the sum set opposite his name be abated, or if already paid be refunded whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for same, said sum representing a portion of personal property taxes, erroneously assessed and paid, a certificate of correction on the above taxes being

later filed by the Assessors with the Board of Aldermen on February 10, 1938.

1937

Howard Greene\$118.80
86 Medway street

Said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 180. Resolution Authorizing the Conveyance of Certain Land on Fox Point Boulevard to David E. Slattery.

(Approved May 17, 1938.)

RESOLVED, That His Honor the Mayor is hereby authorized to convey to David E. Slattery, in accordance with the terms of his offer of March 25, 1938, for the sums named below, the following parcels of land on Fox Point Boulevard taken in excess in fee simple under condemnation proceedings by statement and plat filed September 10, A. D. 1929, and now held by David E. Slattery under the terms of a lease dated the first day of September, A. D. 1936, for the term of ten years with the privilege of renewal for a further period of five years:

Parcel No. 1.

All that portion of lot formerly numbered 212 (two hundred twelve) on Assessors Plat 18 (eighteen) situated at the northeasterly corner of Fox Point Boulevard and Brook street, and containing 2694 square feet of land, Price, \$1290.00

Parcel No. 2.

That small triangular parcel of land, being a portion of lot formerly numbered 214 (two hundred fourteen) on Assessors Plat 18 (eighteen), situated on the northerly side of Fox Point Boulevard and containing 77 square feet of land, Price, \$60.00

Parcel No. 3.

All that portion of lot formerly numbered 223 (two hundred twenty-three) on Assessors Plat 18 (eighteen), situated on the northerly side of Fox Point Boulevard and containing 1418 square feet of land, Price, \$1010.00

Parcel No. 4.

All that portion of lot formerly numbered 222 (two hundred twenty-two) on Assessors Plat 18 (eighteen), situated on the northerly side of Fox Point Boulevard and containing 2015 square feet of land, Price, \$1275.00

Parcel No. 5.

All that portion of lot formerly numbered 221 (two hundred twenty-one) on Assessors Plat 18 (eighteen), situated at the northwesterly corner of Fox Point Boulevard and Thompson street, and containing 2017 square feet of land, Price, \$1125.00

Said sale to be subject to the first right of the former owners thereof to purchase their respective parcels subject to said lease, in accordance with the provisions of Section 7, Chapter 2118, of the Public Laws of 1921.

IN BOARD OF ALDERMEN.

MAY 19, 1938.

Upon recommendation of the Superintendent of Health, Eliza A. Langford of Thornton, R. I. is granted a license to remove swill and offal in accordance with her petition.

The Accounts for

Dexter Asylum Maintenance.....	\$4069.69
Asylum Walls and Buildings.....	28.04

are severally presented, examined and allowed and the Clerk is authorized to certify to the same.

Alderman McCabe, for the Committee on Streets, presents the following Resolutions and Orders, and upon his motion the same are read and passed, viz.:

✓ RESOLVED, DECREED AND ORDERED, That Moorland avenue from River avenue to Pleasant Valley parkway is hereby declared a public highway to be repaired at the expense of the city. the same having been conveyed to the City of Providence for highway purposes by deeds duly acknowledged and recorded.

ORDERED, That the Commissioner of Public Works is hereby directed to cause Moorland avenue from River avenue to Pleasant Valley parkway to be brought to the established or defined grade at the expense of the abutting owners thereof.

ORDERED, That the curbstones be set and the gutters be paved on Moorland avenue from River avenue to Pleasant Valley parkway.

✓ RESOLVED, DECREED AND ORDERED, That Zella street from Admiral street to Bradley street is hereby declared a public highway to be repaired at the expense of the City, the same having been conveyed to the City of Providence for highway purposes by deeds duly acknowledged and recorded.

ORDERED, That the Commissioner of Public Works is hereby directed to cause Zella street from Admiral street to Bradley street to be brought to the established or defined grade at the expense of the abutting owners thereof.

ORDERED, That the curbstones be set and the gutters be paved on Zella street from Admiral street to Bradley street.

✓ RESOLVED, DECREED AND ORDERED, That Belknap street from Carpenter street to its southerly termination, is hereby established as a public highway pursuant to the provisions of Chapter 1549 of the Public Laws of 1917.

ORDERED, That the grade of Belknap street from Carpenter street to its southerly termination be defined as delineated upon the plan and profile 057558 on file in the office of the City Engineer and this day presented to the Board of Aldermen.

ORDERED, That the Commissioner of Public Works is hereby directed to cause Belknap street from Carpenter street to its southerly termination to be brought to the established or defined grade at the expense of the abutting owners thereof.

ORDERED, That the curbstones be set and the gutters be paved on Belknap street from Carpenter street to its southerly termination.

✓ RESOLVED, DECREED AND ORDERED, That the portion of Simmons street from Pocasset avenue to Ethan street which has been conveyed to the City of Providence for highway purposes by deeds duly acknowledged and recorded is hereby declared a public highway to be repaired at the expense of the City, and the remaining portion of said street is hereby established as a public highway pursuant to the provisions of Chapter 1549 of the Public Laws of 1917.

ORDERED, That the Commissioner of Public Works is hereby directed to cause Simmons street from Pocasset avenue to Ethan street to be brought to the established or defined grade at the expense of the abutting owners thereof.

ORDERED, That the curbstones be set and the gutters be paved on Simmons street from Pocasset avenue to Ethan street.

✓ RESOLVED, DECREED AND ORDERED, That the portion of Simmons street from Ethan street to Sibyl street which has been conveyed to the City of Providence for highway purposes by deeds duly acknowledged and recorded is hereby declared a public highway to be repaired at the expense of the City, and the remaining portion of said street is hereby established as a public highway pursuant to the provisions of Chapter 1549 of the Public Laws of 1917.

ORDERED, That the Commissioner of Public Works is hereby directed to cause Simmons street from Ethan street to Sibyl street to be brought to the established or defined grade at the expense of the abutting owners thereof.

ORDERED, That the curbstones be set and the gutters be paved on Simmons street from Ethan street to Sibyl street.

The Committee on Finance reporting adversely thereon, it is voted that the Resolution transferring the sum of \$300,000.00 from the Water Extension and Depreciation Fund for the extension of the Water Supply System to the State Institutions at Howard, Rhode Island and the elimination of the Automatic Booster Pumping Station at Brown and Olney streets be indefinitely postponed, a substitute Resolution having been passed.

From the Board of Tax Assessors are received various communications relative to changes in the 1937 City Tax List to correct clerical errors in assessments in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and, the same are approved.

(See Files of the Board of Aldermen.)

The Board of Tax Assessors reporting no errors in the assessments of taxes against Howard C. Ripley and Frank D. McKendall (for Felix Carlone) respectively, it is voted that said petitioners be severally granted leave to withdraw.

From the Desk is received a Resolution of the Seventh Ward Community club expressing appreciation of the action of the City Council in electing one of its members, Mr. William Hughes, as a Commissioner of the Charles H. Smith Estate, and the same is read and received.

Alderman Humes presents the petitions of various persons for permission to keep and sell fireworks, the same bearing the recommendation of the Bureau of Police and Fire, and upon his motion the same are read and granted.

(See Files of the Board of Aldermen.)

Alderman Shawcross presents the following Resolution, and upon his motion the same is read and passed, viz.:

That the Board of Aldermen of the City of Providence hereby extends to the members of the Bureau of the Police and Fire,

and to the officers and members of the Providence Police Department its sincere congratulations on having passed the 100th day without an automobile fatality in the City of Providence.

The Board of Alderman of the City of Providence is mindful of the fact that this accomplishment has been made possible through the splendid spirit of cooperation shown by motorists and pedestrians in our City, and urges the citizens of our City and State to continue the careful operation of motor cars in Providence, and care by pedestrians in crossing our highways, in order that the honors which have come to Providence will not be marred by a fatal accident.

Alderman Sturges presents a Resolution requesting the Board of Aldermen "to reconsider the Resolution adopted at its meeting on Monday, May 2, 1938, by which Resolution the Tax Assessors were ordered to assess a tax for the ensuing year at not less than \$13,300,000." and the same is read and not considered.

Alderman Sturges also presents a Resolution ordering the Board of Tax Assessors to raise a sum not less than \$12,900,000. nor more than \$13,200,000, for the operation of the City Government for the fiscal year ending September 30, 1939, and upon motion of Alderman Shawcross, said Resolution is read and indefinitely postponed.

Alderman Shawcross presents the reports of the Dexter Asylum for the weeks ending April 23, 30, May 7 and 14, 1938, and upon his motion the same are read and received.

Alderman Luongo presents the report of the Director of Public Welfare for the month of April, and upon his motion the same is read and received.

Alderman Lynch presents a Resolution extending to Deputy City Clerk Robert C. Laurelli and his betrothed the sincere wishes of the Board of Aldermen on the occasion of their coming marriage, and upon his motion the same is read and passed under suspension of the rules.

 IN BOARD OF ALDERMEN.

 JUNE 2, 1938.

The accounts for

Dexter Asylum Maintenance,.....\$2,843.09

Dexter Asylum Payroll,..... 378.71

Asylum Walls and Buildings,..... 140.68

are severally presented, examined and allowed and the Clerk is authorized to certify to the same.

Alderman Humes presents various petitions for permission to keep and sell fireworks, the same bearing the recommendation of the Bureau of Police and Fire, and upon his motion the same are read and granted.

(See Files of the Board of Aldermen.)

Alderman Shawcross presents the reports of the Dexter Asylum for the weeks ending May 21 and 28, 1938, and upon his motion the same are read and received.

Alderman Luongo presents the report of the Director of Public Welfare for the month of May, 1938, and upon his motion the same is read and received.

 IN CONVENTION.

 JUNE 6, 1938.

Archie W. Merchant is appointed a member of the Zoning Board of Review for the term of five years ending on the first Monday in June, A. D. 1943.

Arthur Henius is designated as Chairman of the Zoning Board of Review for the term of one year ending on the first Monday in June, A. D. 1939.

William H. Gilbane is appointed a member of the Building Board of Review for the term of five years ending on the first Monday in June, A. D. 1943.

Francis W. Cullinan is appointed Deputy Inspector of Buildings for the term of three years ending on the first Monday in June, A. D. 1941.

Daniel Hurley is appointed Zoning Assistant for the term of three years ending on the first Monday in June, A. D. 1941.

IN BOARD OF ALDERMEN.

JUNE 6, 1938.

From the Board of Tax Assessors is received a communication relative to a change in the 1937 City Tax List to correct a clerical error in an assessment against Bradmante Tudino in pursuance to an amendment to Chapter 62 of the General Laws approved April 14, 1931, and the same is approved.

Alderman Humes presents various petitions for permission to keep and sell fireworks, the same bearing the recommendation of the Bureau of Police and Fire, and upon his motion the same are read and granted.

(See Files of the Board of Aldermen.)

The Bureau of Police and Fire reporting adversely thereon, the petition of Charles M. Rose to keep and sell fireworks is read and not granted.

IN COMMON COUNCIL.

JUNE 6, 1938.

The Committee on Claims reporting adversely thereon, it is voted that the following petitioners be granted leave to with-

draw, viz.: Marguerite Sands, United Presbyterian Church, Antonio F. Cappelli, Maybelle M. Taylor, Admr. of the Estate of Ralph B. Taylor, and Mary Hynes, for compensation for damages and injuries.

Councilman Coleman presents the following Resolution, and upon his motion the same is read and passed, viz.:

Whereas, It has pleased Almighty God to take unto Himself the soul of the beloved mother of our esteemed associate, Joseph Schlossberg;

NOW THEREFORE, BE IT RESOLVED, That we, the members of the Common Council of the City of Providence, while humbly bowing to the Will of an all wise Providence, sincerely condole with our colleague in his great loss; and

BE IT FURTHER RESOLVED, That we express to Councilman Schlossberg and to his family our deepest sympathy in their bereavement and direct that a copy of this Resolution be spread on the records of this Common Council.

IN CITY COUNCIL.

(City Council File, June 6, 1938.)

No. 181. Report of the City Treasurer for the Month of April, 1938.

No. 182. Report of the City Messenger for the Month of May, 1938.

CHAPTER 954.

No. 183. An Ordinance Prohibiting the Renting of Bicycles for Hire in the City of Providence to Persons Under Sixteen Years of Age Without the Written Consent of Either Parent or Guardian.

(Approved June 8, 1938.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. No person, firm or corporation engaged in the business of renting bicycles for hire in the City of Providence shall rent the same to any minor under the age of sixteen years without the written consent of either parent or the legal guardian of such minor, and every such person, firm or corporation engaged in said business who rents a bicycle to any minor under the age of sixteen years shall keep on file for the inspection of any police officer in the City of Providence said written consent.

SEC. 2. Whoever violates any of the provisions of section 1 of this ordinance shall pay a fine of not less than twenty dollars nor more than two hundred dollars or be imprisoned not exceeding thirty days for each offence.

No. 184. Resolution Submitting Certain Projects to the Emergency Public Works Commission of the State of Rhode Island.

(Approved June 8, 1938.)

RESOLVED, That the City of Providence does hereby submit in writing to the Emergency Works Commission, in accordance with the provisions of section 6 of An Act entitled, "Emergency Public Works Act" passed at the special session of the General

Assembly of the State of Rhode Island, June 29, A. D. 1933, certain projects which the City of Providence wishes to have carried out with federal aid, with a full description of such projects and itemized estimates of the construction and maintenance accompanying this Resolution, namely:

Construction of Combination Police and Fire Station Bldg.	\$1,750,000.00
Construction of new Fire Station at Harrison Street	123,000.00
Construction of Municipal Stadium.	372,000.00
Construction of Bath Houses at Ring street and Elm street	110,500.00
Construction of Fire Station at Doyle avenue. . .	70,000.00
Construction of three Comfort Stations in Roger Williams Park	81,900.00
Construction of Athletic and Recreation Field at new Hope Street Regional Senior High School to serve both old and new schools, and same at Mount Pleasant Avenue Regional Senior High School—\$200,000.00 each school.	400,000.00
Sewage Disposal Plant.	1,200,000.00
Additions to Charles V. Chapin Hospital—	
Medical Unit	
Surgical Unit	
Employees Dormitory	
Out Patient; and	
Additions or extensions to Laundry,	
Waiting Room and Kitchen.	750,000 00
<i>Furnishings</i>	100,000.00
Construction of new covered Reservoir at Phenix avenue, Cranston.	
Additions and Improvements at Purification Works	

Deepening and concrete base at Coagulation Basins	
Construction of new building at Fields Point	
Total cost of Water Works Projects.....	\$3,687,132.00

REPORT OF THE JOINT SPECIAL COMMITTEE ON EMERGENCY PUBLIC WORKS

The Joint Special Committee on Emergency Public Works respectfully submits for the consideration of the Common Council a number of Resolutions. The first Resolution submits a program to the Emergency Public Works Commission of the State of Rhode Island, and the other Resolutions are in the form required by the Federal Government when application is made for a project on the basis of a 45% grant and a 55% loan. The projects are as follows:

1. *The Construction of a Combination Police and Fire Station Building.*

The Fire Department apparatus for the area in the center of the City is housed in temporary quarters, and the administration offices are also housed in temporary quarters on Richmond street. These quarters are inadequate and unsatisfactory. The arrangement of the present police station building is not consistent with present day police work. The proposed appropriation will build a combination police and fire station building adequate for immediate needs.

2. *New Fire Station on Harrison street.*

The present building on Harrison street housing the hose company is extremely old and beyond repair. A new building is absolutely necessary. It is proposed to build a combination fire station to house and accommodate a fire company and hose company and the battalion chief.

3. *Construction of Municipal Stadium.*

The proposed appropriation will allow for the construction of a municipal stadium to seat approximately 23,000 persons, and will also provide adequate parking space and other facilities. Owing to the progress of modern invention, it is now possible to provide for a public address system which will greatly increase the usefulness of such a project.

4. *Construction of Two Public Bath Houses.*

It is proposed to construct two public bath houses previously recommended by the Bath House Committee of the City Council. It has been suggested that one of these bath houses will be located on Ring street and the other on Elm street, on land already owned by the city.

5. *New Doyle Avenue Fire Station.*

The present fire station on North Main street at Doyle avenue has outlived its usefulness and cannot properly meet the present fire department needs. The new building will provide for a hose company and the battalion chief. This is in line with the requirements of the department.

6. *Three Comfort Stations at Roger Williams Park.*

The present comfort station facilities at Roger Williams Park are inadequate and almost beyond repair. There has been a crying need for additional facilities for a long time. This project will place three public comfort stations at various locations in the park.

7. *Athletic and Recreation Field at Hope St. Regional Senior High School.*

To provide the pupils with facilities for recreation and sports according to the educational program, it is proposed to build a recreation field to include bleachers, with approximately 6800 seats, also a football field and a baseball field, tennis courts, and a cinder race track.

8. *Athletic and Recreation Field at Mt. Pleasant Ave. Regional Senior High School.*

Facilities similar to those enumerated for the Hope Street Regional Senior High School are to be provided for the Mount Pleasant Avenue Regional Senior High School at approximately the same cost.

9. *Additions to Charles V. Chapin Hospital.*

The hospital project involves the addition of a medical unit, a surgical unit and employees' dormitory, an out patient department building; and additions or extensions to the laundry, waiting room and kitchen, at a cost of \$750,000, with an additional cost of \$100,000 for furnishings. These facilities have been requested by the Board of Hospital Commissioners and they are reported as urgently needed. The present buildings are inadequate for the proper functioning of this growing institution.

10. *The Sewage Disposal Plant.*

Heretofore there has been no adequate provision made for sludge disposal. The system has reached such a stage now that the plant is not operating efficiently and cannot so operate until this question is settled. The plant as designed now was designed for an ultimate capacity which will be reached in 1945. It is now deemed expedient to prepare for adequate facilities after 1945 by reason of the favorable possibility of financial government aid. The cost of sludge disposal and added facilities will be about \$1,200,000.

11. *Water Works and Added Conduit Lines.*

(a) Construction of new covered Reservoir at Phenix avenue, Cranston. The present system is so designed that the reservoirs are on the north side of the system. Good engineering demands and it has always been contemplated that a reservoir should be added on the south side of the system so that there will be an equalizing pressure on both sides of the system.

For this reason and because of favorable governmental aid at this time it is deemed expedient to make the improvement.

(b) Additions and Improvements at Purification Works. It is necessary at this time to provide rapid filtration for the increased load that the system will take care of within the next ten years. We have experienced and will experience with the hydraulic operated valves in the filter plant and it is intended now to change these to automatic motorized control which will be the most modern up-to-date equipment that it is possible to obtain. The purification building itself was poorly built and should be entirely renovated.

(c) Deepening and concrete base at Coagulation Basins. The coagulation basins at present are seated on what for the main part is marsh land. It is expedient to deepen one of these basins and to install a concrete base over the entire area with proper drainage, so as to facilitate the cleaning of these basins and the removal of organisms that now affect the organic purity of the water.

(d) Construction of new building at Fields Point. It has always been desired by the Public Works Department for the last five years to house all the activities of the department in one building. The greater part of this building is of necessity to be occupied by the Providence Water Works. Facilities are so designed and will provide for the highway department, additional garage service, a machine shop, the forestry and sidewalk, and bridge divisions of the department. The keeping together of all these divisions in this way will result in a lower overhead and maintenance cost.

The Joint Special Committee on Emergency Public Works respectfully submits these Resolutions for the consideration of the City Council with recommendation of passage.

Very truly yours,

JAMES E. DUNNE,

Chairman

No. 185. A Resolution Authorizing the Mayor of the City of Providence to File an Application to the United States of America Through the Federal Emergency Administration of Public Works for a Grant to Aid in Financing the Construction of a Police and Fire Department Headquarters Building and Designating the Mayor and Commissioner of Public Buildings to Furnish such Information as the Government may Request.

(Approved June 8, 1938.)

Be it resolved by the City Council of the City of Providence:

SECTION 1. That the Mayor be and he is authorized to execute and file an application on behalf of The City of Providence to the United States of America for a grant to aid in financing the construction of a Police and Fire Department Headquarters Building.

SEC. 2. That the Mayor and the Commissioner of Public Buildings, be and they are hereby authorized and directed to furnish such information as the United States of America through the Federal Emergency Administration of Public Works may reasonably request in connection with the application which is herein authorized to be filed.

No. 186. A Resolution Authorizing the Mayor of the City of Providence to File an Application to the United States of America Through the Federal Emergency Administration of Public Works for a Grant to Aid in Financing the Construction of a New Fire Station at Harrison Street and Designating the Mayor and Commissioner of Public

Buildings to Furnish such Information as the Government may Request.

(Approved June 8, 1938.)

Be it resolved by the City Council of the City of Providence :

SECTION 1. That the Mayor be and he is authorized to execute and file an application on behalf of The City of Providence to the United States of America for a grant to aid in financing the construction of a combination fire station to house and accommodate a ladder company, hose company and battalion chief.

SEC. 2. That the Mayor and the Commissioner of Public Buildings, be and they are hereby authorized and directed to furnish such information as the United States of America through the Federal Emergency Administration of Public Works may reasonably request in connection with the application which is herein authorized to be filed.

No. 187. A Resolution Authorizing the Mayor of the City of Providence to File an Application to the United States of America Through the Federal Emergency Administration of Public Works for a Grant to Aid in Financing the Construction of a Municipal Stadium and Designating the Mayor and Commissioner of Public Buildings to Furnish such Information as the Government may Request.

(Approved June 8, 1938.)

Be it resolved by the City Council of the City of Providence :

SECTION 1. That the Mayor be and he is authorized to execute and file an application on behalf of The City of Provi-

dence to the United States of America for a grant to aid in financing the construction of a municipal stadium to seat approximately 23,000 persons.

SEC. 2. That the Mayor and the Commissioner of Public Buildings, be and they are hereby authorized and directed to furnish such information as the United States of America through the Federal Emergency Administration of Public Works may reasonably request in connection with the application which is herein authorized to be filed.

No. 188. A Resolution Authorizing the Mayor of the City of Providence to File an Application to the United States of America Through the Federal Emergency Administration of Public Works for a Grant to Aid in Financing the Construction of Two Public Bath Houses and Designating the Mayor and Commissioner of Public Buildings to Furnish such Information as the Government may Request.

(Approved June 8, 1938.)

Be it resolved by the City Council of the City of Providence :

SECTION 1. That the Mayor be and he is authorized to execute and file an application on behalf of The City of Providence to the United States of America for a grant to aid in financing the construction of two public bath houses recommended by the Bath House Committee of the City Council, one on Ring street and the other on Elm street, in the City of Providence, both on land owned by the city.

SEC. 2. That the Mayor and the Commissioner of Public Buildings, be and they are hereby authorized and directed to furnish such information as the United States of America

through the Federal Emergency Administration of Public Works may reasonably request in connection with the application which is herein authorized to be filed.

No. 189 A Resolution Authorizing the Mayor of the City of Providence to File an Application to the United States of America Through the Federal Emergency Administration of Public Works for a Grant to Aid in Financing the Construction of a Fire Station at Doyle Avenue and Designating the Mayor and Commissioner of Public Buildings to Furnish such Information as the Government may Request.

(Approved June 8, 1938.)

Be it resolved by the City Council of the City of Providence :

SECTION 1. That the Mayor be and he is authorized to execute and file an application on behalf of The City of Providence to the United States of America for a grant to aid in financing the construction of a fire station on North Main street at Doyle avenue to house a hose company and battalion chief, the building on the site to be wrecked and removed.

SEC. 2. That the Mayor and the Commissioner of Public Buildings, be and they are hereby authorized and directed to furnish such information as the United States of America through the Federal Emergency Administration of Public Works may reasonably request in connection with the application which is herein authorized to be filed.

No. 190. A Resolution Authorizing the Mayor of the City of Providence to File an Application to the

United States of America Through the Federal Emergency Administration of Public Works for a Grant to Aid in Financing the Construction of Three Public Comfort Stations and Designating the Mayor and Commissioner of Public Buildings to Furnish such Information as the Government may Request.

(Approved June 8, 1938.)

Be it resolved by the City Council of the City of Providence:

SECTION 1. That the Mayor be and he is authorized to execute and file an application on behalf of The City of Providence to the United States of America for a grant to aid in financing the construction of three public comfort stations placed at various locations in Roger Williams Park.

SEC. 2. That the Mayor and the Commissioner of Public Buildings, be and they are hereby authorized and directed to furnish such information as the United States of America through the Federal Emergency Administration of Public Works may reasonably request in connection with the application which is herein authorized to be filed.

No. 191. A Resolution Authorizing the Mayor of the City of Providence to File an Application to the United States of America Through the Federal Emergency Administration of Public Works for a Grant to Aid in Financing the Construction of Recreation and Athletic Field at Hope Street Regional Senior High School and Designating the Mayor and Commissioner of Public Buildings to Furnish such Information as the Government may Request.

(Approved June 8, 1938.)

Be it resolved by the City Council of the City of Providence :

SECTION 1. That the Mayor be and he is authorized to execute and file an application on behalf of The City of Providence to the United States of America for a grant to aid in financing the construction of a recreation field to include bleachers for approximately 6,800 persons ; football and baseball field, tennis courts and cinder race track, at the Hope Street Regional Senior High School.

SEC. 2. That the Mayor and the Commissioner of Public Buildings, be and they are hereby authorized and directed to furnish such information as the United States of America through the Federal Emergency Administration of Public Works may reasonably request in connection with the application which is herein authorized to be filed.

No. 192. A Resolution Authorizing the Mayor of the City of Providence to File an Application to the United States of America Through the Federal Emergency Administration of Public Works for a Grant to Aid in Financing the Construction of Recreation and Athletic Field at Mount Pleasant Avenue Regional Senior High School and Designating the Mayor and Commissioner of Public Buildings to Furnish such Information as the Government may Request.

(Approved June 8, 1938.)

Be it resolved by the City Council of the City of Providence :

SECTION 1. That the Mayor be and he is authorized to execute and file an application on behalf of The City of Providence to the United States of America for a grant to aid in financing the construction of a recreation field to include

bleachers for approximately 6,800 persons; football and baseball field, tennis courts and cinder race track, at the Mount Pleasant Avenue Regional Senior High School.

SEC. 2. That the Mayor and the Commissioner of Public Buildings, be and they are hereby authorized and directed to furnish such information as the United States of America through the Federal Emergency Administration of Public Works may reasonably request in connection with the application which is herein authorized to be filed.

No. 193. A Resolution Authorizing the Mayor of the City of Providence to File an Application to the United States of America Through the Federal Emergency Administration of Public Works for a Grant to Aid in Financing the Construction of Sewage Disposal Plant and Designating the Mayor and Commissioner of Public Works to Furnish such Information as the Government may Request.

(Approved June 8, 1938.)

Be it resolved by the City Council of the City of Providence:

SECTION 1. That the Mayor be and he is authorized to execute and file an application on behalf of The City of Providence to the United States of America for a grant to aid in financing the construction of Sewage Disposal Plant and Sludge Disposal.

SEC. 2. That the Mayor and the Commissioner of Public Works, be and they are hereby authorized and directed to furnish such information as the United States of America through the Federal Emergency Administration of Public Works may reasonably request in connection with the application which is herein authorized to be filed.

No. 194. A Resolution Authorizing the Mayor of the City of Providence to File an Application to the United States of America Through the Federal Emergency Administration of Public Works for a Grant to Aid in Financing the Construction of Additions to the Charles V. Chapin Hospital and Designating the Mayor and Commissioner of Public Buildings to Furnish such Information as the Government may Request.

(Approved June 8, 1938.)

Be it resolved by the City Council of the City of Providence :

SECTION 1. That the Mayor be and he is authorized to execute and file an application on behalf of The City of Providence to the United States of America for a grant to aid in financing the construction of additions to the Charles V. Chapin Hospital; Medical Unit, Surgical Unit, Employees Dormitory, Out Patient, and additions or extensions to Laundry, Waiting Room and Kitchen, and furnishings.

SEC. 2. That the Mayor and the Commissioner of Public Buildings, be and they are hereby authorized and directed to furnish such information as the United States of America through the Federal Emergency Administration of Public Works may reasonably request in connection with the application which is herein authorized to be filed.

No. 195. A Resolution Authorizing the Mayor of the City of Providence to File an Application to the United States of America through the Federal Emergency Administration of Public Works for a Grant to Aid in Financing the Construction of Water Works Projects and Added Conduit Lines,

and Designating the Mayor and Commissioner of Public Works to Furnish such Information as the Government may Request.

(Approved June 8, 1938.)

Be it resolved by the City Council of the City of Providence :

SECTION 1. That the Mayor be and he is authorized to execute and file an application on behalf of The City of Providence to the United States of America for a grant to aid in financing the construction of new covered Reservoir at Phenix avenue, Cranston and added conduit lines, additions and improvements at Purification Works, deepening and concrete base at Coagulation Basins and construction of new building at Field Point.

SEC. 2. That the Mayor and the Commissioner of Public Buildings, be and they are hereby authorized and directed to furnish such information as the United States of America through the Federal Emergency Administration of Public Works may reasonably request in connection with the application which is herein authorized to be filed.

No. 196. Resolution Authorizing the City Treasurer to Hire the Sum of \$400,000.00 for Necessary Expenses on Projects Carried on Under the Works Progress Administration.

(Approved June 8, 1938.)

RESOLVED, That the City Treasurer, acting under the direction of the Joint Standing Committee on Finance, be and he is hereby authorized and directed to borrow under the authority of and in compliance with the provisions of Chapter 47 of the General Laws of the State of Rhode Island, as amended by Chapter 1617 of the Public Laws of 1930 and Chapter 1861 of

the Public Laws of 1932, during the present financial year, in anticipation of the receipt of the proceeds of the annual tax to be assessed in said present financial year, from time to time and in such amounts as he may be directed to borrow by the Joint Standing Committee on Finance, a sum not to exceed four hundred thousand dollars (\$400,000.00) and to issue and sell at private sale the City's negotiable notes original and in renewal therefor, bearing interest at a rate not exceeding six per centum (6%) per annum, payable not later than one year from the date of the original notes so issued or renewed or paid and carrying on their face the designation "Note in Anticipation of Taxes", said original and renewal notes to be signed by the City Treasurer and countersigned by the Mayor and the Chairman of the Joint Standing Committee on Finance.

The money thus authorized is hereby appropriated for the purpose of paying for materials, supplies, supervision, transportation and all other necessary expenses on projects carried on under the Works Progress Administration.

No. 197. Resolution Transferring a Sum not Exceeding \$270,000.00 from the Water Works Depreciation and Extension Fund to the City Treasurer.

(Approved June 8, 1938.)

RESOLVED, That the Board of Commissioners of Sinking Funds is hereby directed to transfer not exceeding the sum of two hundred seventy thousand dollars (\$270,000.00) from the Water Works Depreciation and Extension Fund to the City Treasurer, to be expended under the direction of the Commissioner of Public Works, for the purpose of extending the present water supply system to include the State Institutions at Howard, Rhode Island, and for the complete elimination of the Automatic Booster Pumping Station at Brown and Olney streets. Any unexpended balance under this Resolution shall be credited back to the Water Works Depreciation and Extension Fund.

No. 198. Resolution to Convey to Antonio F. Coelho, Jr. a Certain Parcel of Land on Fox Point Boulevard.

(Approved June 8, 1938.)

RESOLVED, That His Honor, the Mayor, is hereby authorized to convey to Antonio F. Coelho, Jr., in accordance with the terms of his offer, a parcel of land on Fox Point Boulevard taken in excess in fee simple under condemnation proceedings by statement and plat filed September 10, A. D. 1929, being a portion of Lot 235 on Assessors Plat 18, and containing about 677 square feet of land for the sum of three hundred and fifty dollars; said sale to be subject to the first right of the former owner thereof to purchase the same, in accordance with the provisions of section 7, Chapter 2118 of the Public Laws of 1921.

No. 199. Resolution Authorizing His Honor the Mayor to Sign a Lease with the Boston Filter Co., Inc. to Supply an Electric Water Cooling System for the Various Departments in the City Hall.

(Approved June 8, 1938.)

RESOLVED, That His Honor the Mayor is hereby authorized to sign a lease with the Boston Filter Co. Inc. to supply an electric water cooling system for the various departments in the City Hall for a period of five years, at prices named in the accompanying proposal, said lease to be in form satisfactory to the City Solicitor.

No. 200. Resolution Approving a State Unemployment Relief Program for the Month Ending June 30, 1938 in Accordance with "The State Unemployment Relief Act of 1934."

(Approved June 8, 1938.)

RESOLVED, That the City Council of the City of Providence hereby approves the accompanying program for the City of Providence for the month ending June 30, 1938, in accordance with the requirements of "The State Unemployment Relief Act of 1934."

No. 201. Resolution to Pay to Francis M. Carr the Sum of \$50.60 for Remission of Expenses Incurred in Defending Certain Civil Suits.

(Approved June 8, 1938.)

RESOLVED, That to Francis M. Carr, the sum of fifty dollars and sixty cents (\$50.60) be allowed, whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for remission of expense incurred in defending two Civil suits arising out of actions performed by said Francis M. Carr in the performance of Police duty; said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments, and charged to the appropriation for the Police Department, Item 2.

No. 202. Resolution to Pay to Ethel L. Hanaway the Sum of \$200.00 as Compensation for Injuries.

(Approved June 8, 1938.)

RESOLVED, That to Ethel L. Hannaway, (Raymond T. O'Neil, Attorney), the sum of two hundred dollars (\$200.00) be allowed whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for injuries received March 21st, 1938, by reason of obstruction and defect in the highway of Exchange Place near the westerly curb of Washington row; said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinance governing such payments.

No. 203. Resolution Authorizing His Honor the Mayor to Execute a Deed to Thomas Heffernan for a Certain Tract of Land situated at the Junction of Ormsbee Avenue and Charles Street.

(Approved June 8, 1938.)

RESOLVED, That His Honor the Mayor is hereby authorized to execute a deed to Thomas Heffernan for that certain tract of land situated at the junction of Ormsbee avenue and Charles street and containing approximately 2,350 square feet of land, and shown as a shaded area on the accompanying plan entitled, "Providence, R. I., City Engineer's Office, Street Line Dep't., June 4, 1938, 057688" for the sum of \$1250.00 in accordance with the authorization contained in Chapter 2596, approved at the January Session, A. D. 1938.

No. 204. Resolution to Pay to Clara Marcus the Sum of \$125.00 as Compensation for Injuries.

(Approved June 8, 1938.)

RESOLVED, That to Clara Marcus (Bernard B. Abedon; Attorney), the sum of one hundred and twenty five dollars (\$125.00) be allowed whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for injuries received December 22, 1937, by reason of a defect in the highway of Lippitt street near the southeast corner of Camp street; said sum to be paid in the ordinary course of payments by the City of Providence, according to the ordinances governing such payments.

No. 205. Resolution to Pay to George Middleton the Sum of \$5.13 for Refund of Money Found and Turned Over to the City Treasurer.

(Approved June 8, 1938.)

RESOLVED, That to George Middleton the sum of five dollars and thirteen cents (\$5.13) be refunded, whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for refund of money found by said petitioner on Plainfield street and turned over to the City Treasury; said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 206. Resolution to Pay to Anna and Manuel Rogers the Sum of \$150.00 for Compensation for Injuries.

(Approved June 8, 1938.)

RESOLVED, That to Anna and Manuel Rogers (Walter I. Sundlin, Baker and Spicer and Sigmund W. Fischer, Jr., Attorneys), the sum of one hundred and fifty dollars (\$150.00) be allowed, whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims arising out of injuries received by Anna Rogers on December 4, 1937, by reason of said Anna Rogers tripping over a defect in the sidewalk of Chaffee street, ten feet east of the easterly curb line of Manton avenue; said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 207. Resolution Authorizing the Committee on City Property to Sell at Public Auction the Tercentenary Building Located in City Hall Park.

(Approved June 8, 1938.)

RESOLVED, That the Committee on City Property is hereby authorized to sell at public auction the Tercentenary Building located in City Hall Park on Exchange Place, said Building to

be removed from the premises within thirty days of the date of said sale, the purchaser to leave the premises in condition satisfactory to the Superintendent of Parks.

No. 208. Resolution Authorizing the Commissioner of Public Works to Lay and Maintain Water Mains Through and Across the North Burial Ground.

(Approved June 8, 1938.)

RESOLVED, That the Commissioner of Public Works be and is hereby authorized to lay and maintain water mains through and across the North Burial Ground, from the entrance on Smithfield avenue to the entrance on North Main street opposite Rochambeau avenue.

No. 209. Resolution to Define the Grade of Balcom Street.

(Approved June 8, 1938.)

RESOLVED, That the Board of Aldermen is hereby requested to define the grade of Balcom street from Sackett street to its southerly termination, as delineated on plan and profile on file in the office of the City Engineer.

No. 210. Resolution to Change the Grade of Killingly Street.

(Approved June 8, 1938.)

RESOLVED, That the Board of Aldermen is hereby requested to change the grade of Killingly street from Hartford avenue to City Line, as delineated in blue lines and figures on plans and profile numbered 054462 and 054461 on file in the office of the City Engineer.

No. 211. Resolution to Define the Grade of Metropolitan Road.

(Approved June 8, 1938.)

RESOLVED, That the Board of Aldermen is hereby requested to define the grade of Metropolitan road from Mount Pleasant avenue to Standish avenue, as delineated on plan and profile 053661 on file in the office of the City Engineer.

No. 212. Resolution to Establish Stella Street as a Public Highway.

(Approved June 8, 1938.)

RESOLVED, That in accordance with the provisions of Chapter 1549 of the Public Laws of 1917, the Mayor and Aldermen are hereby requested to establish as a public highway all those parts of Stella street from Hartford avenue to Barbara street.

No. 213. Resolution to Define the Grade of Stella Street.

(Approved June 8, 1938.)

RESOLVED, That the Board of Aldermen is hereby requested to define the grade of Stella street from Hartford avenue to Barbara street, as delineated on plan and profile 054833 on file in the office of the City Engineer.

Nos. 214-217 Inc. Resolutions Permitting Certain Persons, Firms or Corporations to Erect Gasoline Stations.

(Approved June 8, 1938.)

RESOLVED, That the following named person, firm or corporation is hereby granted permission to erect, alter or use a building or structure at the location named herein for the sale

of petroleum, kerosene, gasoline, coal oil and their products, compounds and components as described and shown in and on the application therefor and accompanying plat, all on file in the office of the Inspector of Buildings subject to the conditions that said person, firm or corporation shall not violate any of the laws of the State of Rhode Island or any of the Ordinances of the City of Providence relative to the erection, use or occupation of said structure and that said person, firm or corporation shall not allow petroleum, kerosene, gasoline, coal oil or their products, compounds or components, to be conveyed over or across any sidewalk by means of any pipe or hose, and upon such special conditions as are hereby enumerated, viz :

No. 214. City of Providence (Thayer Realty Corp., Lessee), 218-226 Meeting street, Plat 10, Lot 302; 6 pumps.

No. 215. Sofia Monti Estate (Monti Brothers, Lessee), 702 Hartford avenue, Plat 115, Lot 543; 4 pumps.

No. 216. Walter E. Oates, 828-834 Allens avenue, Plat 101, Lots 122 and 123; 4 pumps.

No. 217. Socony Vacuum Oil Company, Inc., 103 Point street, Plat 21, Lot 297; 1 additional pump, making 6 in all.

The erection or location of any buildings or structures not shown on the original plat on file with the Inspector of Buildings or any change in the location of buildings or structures from that shown on said plat shall be deemed a violation of this permit.

IN BOARD OF ALDERMEN.

JUNE 16, 1938.

Alderman McCabe, for the Committee on Streets, presents the following Resolutions and Orders, and upon his motion the same are read and passed, viz.:

RESOLVED, DECREED AND ORDERED, That the portion of Canton street from Regent avenue to its southerly termination which has been conveyed to the City of Providence for highway purposes by deeds duly acknowledged and recorded is hereby declared a public highway to be repaired at the expense of the city, and the remaining portion of said street is hereby established as a public highway pursuant to the provisions of Chapter 1549 of the Public Laws of 1917.

RESOLVED, DECREED AND ORDERED, That the portion of Coggeshall street from Douglas avenue to Mowry street which has been conveyed to the City of Providence for highway purposes by deeds duly acknowledged and recorded is hereby declared a public highway to be repaired at the expense of the city, and the remaining portion of said street is hereby established as a public highway pursuant to the provisions of Chapter 1549 of the Public Laws of 1917.

RESOLVED, DECREED AND ORDERED, That the portion of Fallon avenue from Chalkstone avenue to Justice street which has been conveyed to the City of Providence for highway purposes by deeds duly acknowledged and recorded, and the portion which has been dedicated for highway purposes under the provisions of Chapter 987 of the Public Laws of 1913 are hereby declared a public highway to be repaired at the expense of the city; and that the remaining portion of said street is hereby established as a public highway pursuant to the provisions of Chapter 1549 of the Public Laws of 1917.

RESOLVED, DECREED AND ORDERED, That the portion of General street from Hazael street to Admiral street which has been conveyed to the City of Providence for highway purposes by deeds duly acknowledged and recorded is hereby declared a public highway to be repaired at the expense of the city, and the remaining portion of said street is hereby established as a public highway pursuant to the provisions of Chapter 1549 of the Public Laws of 1917.

✓ RESOLVED, DECREED AND ORDERED, That Havana street from the southerly line of Burns street to Lubec street is hereby established as a public highway pursuant to the provisions of Chapter 1549 of the public laws of 1917.

✓ RESOLVED, DECREED AND ORDERED, That the portion of Mowry street from Admiral street to the range of southerly line of Coggeshall street which has been conveyed to the City of Providence for highway purposes by deeds duly acknowledged and recorded is hereby declared a public highway to be repaired at the expense of the city, and the remaining portion of said street is hereby established as a public highway pursuant to the provisions of Chapter 1549 of the Public Laws of 1917.

✓ RESOLVED, DECREED AND ORDERED, That Parkside Drive from Park avenue northerly and easterly to the portion already received is hereby declared a public highway to be repaired at the expense of the city, the same having been dedicated for highway purposes under the provisions of Chapter 987 of the Public Laws of 1913.

✓ RESOLVED, DECREED AND ORDERED, That the portion of Tecumseh street from Abbott street to Grand View street which has been conveyed to the City of Providence for highway purposes by deeds duly acknowledged and recorded is hereby declared a public highway to be repaired at the expense of the city, and the remaining portion of said street is hereby established as a public highway pursuant to the provisions of Chapter 1549 of the Public Laws of 1917.

ORDERED, That the grade of Havana street from Corporal street to Burns street be established as delineated upon the plan and profile 052567 on file in the office of the City Engineer and this day presented to the Board of Aldermen.

ORDERED, That the grade of Winter street from Westminster street to Fountain street be established as delineated upon the

plan and profile 057460 on file in the office of the City Engineer and this day presented to the Board of Aldermen.

ORDERED, That the grade of Canton street from Regent avenue to its southerly termination be defined as delineated upon the plan and profile 050956 on file in the office of the City Engineer and this day presented to the Board of Aldermen.

ORDERED, That the grade of Havana street from Burns street to Lubec street be defined as delineated upon the plan and profile 052567 on file in the office of the City Engineer and this day presented to the Board of Aldermen.

ORDERED, That the Commissioner of Public Works is hereby directed to cause Canton street from Regent avenue to its southerly termination to be brought to the established or defined grade at the expense of the abutting owners thereof.

ORDERED, That the Commissioner of Public Works is hereby directed to cause Coggeshall street from Douglas avenue to Mowry street to be brought to the established or defined grade at the expense of the abutting owners thereof.

ORDERED, That the Commissioner of Public Works is hereby directed to cause Fallon avenue from Chalkstone avenue to Justice street to be brought to the established or defined grade at the expense of the abutting owners thereof.

ORDERED, That the Commissioner of Public Works is hereby directed to cause General street from Hazael street to Admiral street to be brought to the established or defined grade at the expense of the abutting owners thereof.

ORDERED, That the Commissioner of Public Works is hereby directed to cause Havana street from Corporal street to Lubec street to be brought to the established or defined grade at the expense of the abutting owners thereof.

ORDERED, That the Commissioner of Public Works is hereby directed to cause Mowry street from Admiral street to the range of southerly line of Coggeshall street to be brought to the established or defined grade at the expense of the abutting owners thereof.

ORDERED, That the Commissioner of Public Works is hereby directed to cause Parkside Drive from Park avenue northerly and easterly to the portion already received to be brought to the established or defined grade at the expense of the abutting owners thereof.

ORDERED, That the Commissioner of Public Works is hereby directed to cause Tecumseh street from Abbott street to Grand View street to be brought to the established or defined grade at the expense of the abutting owners thereof.

ORDERED, That the curbstones be set and the gutters be paved on Canton street from Regent avenue to its southerly termination.

ORDERED, That the curbstones be set and the gutters be paved on Coggeshall street from Douglas avenue to Mowry street.

ORDERED, That the curbstones be set and the gutters be paved on Fallon avenue from Chalkstone avenue to Justice street.

ORDERED, That the curbstones be set and the gutters be paved on General street from Hazael street to Admiral street.

ORDERED, That the curbstones be set and the gutters be paved on Havana street from Corporal street to Lubec street.

ORDERED, That the curbstones be set and the gutters be paved on Mowry street from Admiral street to the range of southerly line of Coggeshall street.

ORDERED, That the curbstones be set and the gutters be paved on Parkside Drive from Park avenue northerly and easterly to the portion already received.

The Committee on Ordinances reporting adversely thereon, it is voted that the following petitioners for changes in the zoning map be severally granted leave to withdraw, viz.: Antonio Vallande, et al., Ford street; William C. Waring, et al., Olney and Camp streets.

Alderman Gibson, for the Committee on Street Signs and Numbers, presents the following Resolutions, and upon his motion the same are read and passed, viz.:

RESOLVED, That the area described as follows, be and the same shall be known as "Pulaski Square."

Beginning for the northwesterly corner thereof at the northwesterly corner of Appleton and Bowdoin streets; thence southeasterly in the northeasterly line of Appleton street to the northeasterly corner of said Appleton and Bowdoin streets; thence southwesterly in range with the southeasterly line of Bowdoin street and crossing Appleton street to the southwesterly line of said Appleton street; thence northwesterly in said southwesterly line of Appleton street to a point in range with the northwesterly line of Bowdoin street; thence northeasterly in range with said northwesterly line of Bowdoin street and crossing Appleton street to the northwesterly corner of Appleton and Bowdoin streets, the place of beginning.

Provided, however, that nothing herein shall be construed to change the designation of Appleton street, which is hereby declared to continue in and through said area designated as "Pulaski Square."

RESOLVED, That the name of the area located at the junction of Carpenter street and Fountain street now designated as "Decatur Square" be and the same is hereby changed to "Thomas S. and Vincent Luongo Memorial Square" in recogni-

tion of their services in the armed forces of our Country during the World War.

RESOLVED, That the name of Latham street from Plainfield street to its easterly termination east of Atwood street be and it hereby is changed to Pilsudski street.

Alderman Humes presents various petitions for permission to keep and sell fireworks, the same bearing the recommendation of the Bureau of Police and Fire, and upon his motion the same are read and granted.

(See Files of the Board of Aldermen.)

The Bureau of Police and Fire reporting adversely thereon, the petition of Antonio Pascone to keep and sell fireworks is read and not granted.

Alderman Humes presents the following Resolution, and upon his motion the same is read and passed, viz.:

RESOLVED, That the City Clerk is hereby directed to transmit certain petitions for licenses to keep and sell fireworks to the Bureau of Police and Fire, with power to act until July 4, 1938.

From the Board of Tax Assessors are received various communications relative to changes in the 1937 City Tax List to correct clerical errors in assessments in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same are approved.

(See Files of the Board of Aldermen.)

Alderman Shawcross presents the reports of the Dexter Asylum for the weeks ending June 4 and 11, 1938, and upon his motion the same are read and received.

Alderman Shawcross also presents the following Resolutions, and upon his motion the same are read and passed, viz.:

RESOLVED, That permission is hereby granted to the Narragansett Hotel Corporation to make alterations on the existing

marquee over the Eddy street entrance, namely, to fasten a sign to and underneath the present marquee, in accordance with the plan submitted herewith and under the direction of the Inspector of Buildings.

RESOLVED, That permission is hereby granted to the Providence Biltmore Hotel, Inc. to alter the marquee at the Dorrance street front of the building in the finish only with an electric illuminated lighted panel at each end of the marquee, in accordance with the plan submitted herewith and under the direction of the Inspector of Buildings.

IN COMMON COUNCIL.

JUNE 27, 1938.

The record of the meeting held May 2, 1938 is presented for approval.

Mr. Falk moves that the record of this meeting, as printed, be amended by including therein certain motions and actions purporting to have occurred during the proceedings of the Joint Convention and which do not appear in the printed record, and this motion is seconded by Messrs, Sylvander and Schlossberg.

The City Clerk reads a prepared statement in answer to a communication from the Aldermanic members of the minority party to the City Clerk in which they request the insertion of certain statements relating to incidents which occurred during said Joint Convention.

A discussion ensues, and subsequently the question being called and the motion to amend said record, this motion is put to vote and lost, 17 members voting in the affirmative and 20 members in the negative.

Said record is then approved as printed.

Councilman Presel, for the Committee on Finance, presents a Resolution creating a Joint Special Committee for the purpose of arranging a proper celebration of Labor Day, 1938, and appropriating the sum of \$1,000.00 therefor, returned with recommendation of indefinite postponement. A substitute Resolution is recommended for passage creating said Joint Special Committee and appropriating the sum of \$750.00 for the celebration.

Mr. E. J. McCaffrey moves passage of the original Resolution creating said Joint Special Committee and appropriating the sum of \$1,000.00 therefor, and this motion is seconded by Messrs. J. H. Cahir and Sylvander.

Mr. Presel explains that the Finance Committee, after a conference with labor officials, were of the opinion that the \$750.00 appropriation would be sufficient to carry out the program as outlined to the committee.

Said substitute Resolution is read and not considered, the original Resolution having been adopted.

The Committee on the Storage and Sale of Petroleum Products reporting adversely thereon, it is voted that Andrew B. Keily be granted leave to withdraw his petition to erect a gasoline station at 354 Broadway.

IN CITY COUNCIL.

(City Council File, June 27, 1938.)

No. 218. Statement of the City Auditor for the Month of May, 1938.

No. 219. Report of the City Treasurer for the Month of May, 1938.

CHAPTER 955.

No. 220. An Ordinance Requiring Parking Lot Operators to Report Relative to Motor Vehicles.

(Approved June 29, 1938.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. Every person, firm or corporation engaged in the business of parking motor vehicles on any lot within the City of Providence shall report to the Bureau of Police and Fire of the City of Providence within six hours thereafter any motor vehicle left on the premises for more than twenty-four hours continuously, giving the registration number of said motor vehicle and any other information which the Bureau of Police and Fire may require.

SEC. 2. Any person, firm or corporation failing to comply with the provisions hereof shall be subject to a fine of not exceeding twenty dollars for each offence.

SEC. 3. This ordinance shall take effect upon its passage.

CHAPTER 956.

No. 221. An Ordinance in Amendment of Chapter 370 of the Ordinances Approved June 6, 1923, Entitled "An Ordinance Zoning the City of Providence and Establishing Height, Area and Use Districts."

(Approved June 29, 1938.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. The Zoning Map accompanying and made a part of Chapter 370 of the ordinances approved June 6, 1923, entitled "An Ordinance Zoning the City of Providence and Establishing Height, Area and Use Districts" is hereby amended by changing from a Dwelling House District (B-1) to an Apartment District (C-1) lot 358 as shown on Assessors' Plat 39, bounded and described as follows:

Beginning at the southwesterly corner of Lloyd avenue and Taber avenue, thence southerly, bounding easterly on Taber avenue, one hundred eighty feet (180) feet to the northerly line of University avenue, thence westerly and bounding southerly on said University avenue one hundred (100) feet to the easterly line of lot 356 on said Assessor's Plat, thence northerly and bounding westerly in part on lot 356 and in part on lot 357 on said Plat, one hundred eighty (180) feet to the southerly line of Lloyd avenue, thence easterly and bounding northerly on Lloyd avenue, one hundred (100) feet to Taber avenue, and the point and place of beginning.

CHAPTER 957.

No. 222. An Ordinance in Amendment of Chapter 370 of the Ordinances Approved June 6, 1923, Entitled "An Ordinance Zoning the City of Providence and Establishing Height, Area and Use Districts."

(Approved June 29, 1938.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. The Zoning Map accompanying and made a part of Chapter 370 of the ordinances approved June 6, 1923, entitled

"An Ordinance Zoning the City of Providence and Establishing Height, Area and Use Districts" is hereby amended by changing from a Dwelling House District (B-1) to a Business District (B-1), lots 1064 and 1065 as shown on Assessor's Plat 87, bounded and described as follows:

Beginning at the southeasterly corner of Narragansett boulevard and Mississippi avenue, thence easterly and bounding northerly on Mississippi avenue, eighty (80) feet to the westerly line of lot 1066 on said plat, thence southerly and bounding easterly on said lot 1066 to the northerly line of Montgomery avenue, thence westerly and bounding southerly on Montgomery avenue to the easterly line of Narragansett boulevard, thence northerly and bounding westerly on said Narragansett boulevard to Mississippi avenue and the point and place of beginning.

No. 223. Resolution to Pay to Albert H. Poland the Sum of \$1.00 for Remission of Poll Tax Erroneously Assessed.

(Approved June 29, 1938.)

RESOLVED, That to the following named person the sum set opposite his name be abated, or if already paid be refunded, whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for same, said sum representing poll tax erroneously assessed and cancelled by the Board of Aldermen.

1937

Albert H. Poland.....\$1.00

Said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 224. Resolution to Pay to Albert H. Poland
the Sum of \$4.90 for Remission of Tax Erroneously
Assessed.

(Approved June 29, 1938.)

RESOLVED, That to the following named person the sum set
opposite his name be abated, or if already paid be refunded,
whenever the City shall be released in a manner satisfactory
to the City Solicitor of all claims for same, said sum represent-
ing personal property taxes erroneously assessed and corrected
by the Board of Aldermen.

1937

Albert H. Poland.....\$4.90

Said sum to be paid in the ordinary course of payments by
the City of Providence, according to the Ordinances governing
such payments.

No. 225. Resolution to Pay to William A. Traver
the Sum of \$75.90 for Remission of Tax Erroneous-
ly Assessed.

(Approved June 29, 1938.)

RESOLVED, That to the following named person the sum set
opposite his name be abated, or if already paid be refunded,
whenever the City shall be released in a manner satisfactory
to the City Solicitor of all claims for same, said sum represent-
ing personal property taxes erroneously assessed and corrected
by the Board of Aldermen

1937

William A. Traver.....\$75.90

Said sum to be paid in the ordinary course of payments by the
City of Providence, according to the Ordinances governing such
payments.

 IN BOARD OF ALDERMEN.

 JULY 1, 1938.

Pursuant to a Warrant issued by His Honor the Mayor, the Board of Aldermen meets this day in Special Session at 12 o'clock noon.

The records of April 21 and May 2, 1938 are presented for approval.

Alderman Lynch moves approval of said records as printed and this motion is seconded by Alderman Shawcross.

Alderman Sturges moves that said records be laid on the table and this motion being seconded by Alderman Violet is put to vote and not adopted.

Alderman Sturges then moves that the record of the meeting of the Board of Aldermen on May 2, 1938, as printed and submitted to the Board for approval, be amended by striking out the last paragraph as printed on Page 4 and substituting therefor certain motions and actions purporting to have occurred during the proceedings of the Joint Convention and which do not appear in the printed record submitted, and this motion being seconded by Alderman Violet, is put to vote and not adopted.

The question being called on the motion of Alderman Lynch for approval of the records of April 21 and May 2, 1938, said records are then approved as printed.

Upon recommendation of the Superintendent of Health, a Nuisance Order in accordance with Form E is issued against Aquilino Starnino and wife of 20 Weeden street.

The Accounts for

Dexter Asylum Payroll,.....	\$ 397.21
Asylum Walls and Buildings,.....	29.37
Dexter Asylum Maintenance,.....	3673.48

are severally presented, examined and allowed and the Clerk is authorized to certify to the same.

From the Board of Tax Assessors are received various communications relative to changes in the 1937 City Tax Lists to correct clerical errors in assessments in pursuance to an amendment to Chapter 62 of the General Laws approved April 14, 1931, and the same are approved.

(See Files of the Board of Aldermen.)

The City Treasurer reporting adversely thereon, it is voted that Arcangelo Sardiello be granted leave to withdraw his petition for the remission of a portion of his personal property taxes for 1937, alleged to have been paid twice.

Alderman Shawcross presents the reports of the Dexter Asylum for the weeks ending June 18 and 25, 1938, and upon his motion the same are read and received.

IN COMMON COUNCIL.

JULY 1, 1938.

Pursuant to a Warrant issued by His Honor the Mayor, the Common Council meets this day in Special Session at 12 o'clock noon and various matters requiring concurrent action are passed.

IN CITY COUNCIL.

(City Council File, July 1, 1938.)

No. 226. Message of His Honor the Mayor Relative to the Construction of an Extension to the Municipal Wharf and Sea Wall.

CITY OF PROVIDENCE,
EXECUTIVE DEPARTMENT,
CITY HALL.

July 1, 1938.

To the Honorable the City Council of the City of Providence.
GENTLEMEN :

I have called Your Honorable Body together today in special session for the purpose of considering an offer of the United States of America to aid by way of a grant in financing the construction of an extension to the Municipal Wharf and Sea Wall and adopting an Ordinance approving and authorizing the acceptance of such offer, and for any other business which may legally come before you for consideration.

/s/

JAMES E. DUNNE.
Mayor.

CHAPTER 958.

No. 227. An Ordinance Accepting the Offer of the United States of America to Aid by Way of Grant in Financing the Construction of an Extension to the Municipal Wharf and Sea Wall (P. W. A. Docket No. R. I. 1132-F).

(Approved July 1, 1938.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. The offer of the United States of America to the City of Providence to aid by way of grant in financing the con-

struction of an extension to the Municipal Wharf and sea wall, a copy of which offer reads as follows :

“P. W. 80749-98

“FEDERAL EMERGENCY ADMINISTRATION
OF PUBLIC WORKS

“Washington, D. C.

“Dated: June 24, 1938

“Docket No. R. I. 1132-F.

“The City of Providence,

“Providence, Providence County, Rhode Island.

“1. Subject to the Terms and Conditions (PWA Form No. 230, as amended to the date of this Offer (which are made a part hereof, the United States of America hereby offers to aid in financing the construction of an extension to the Municipal Wharf and Sea Wall (herein called the ‘Project’) by making a grant to The City of Providence (herein called the ‘Applicant’) in the amount of 45 per cent of the cost of the Project upon completion, as determined by the Federal Emergency Administrator of Public Works, but not to exceed, in any event, the sum of \$900,000.00.

“2. By acceptance of this Offer the Applicant covenants to begin work on the project as early as possible but in no event later than 13 weeks from the date of this Offer and to complete such Project with all practicable dispatch, and in any event within 19 months from the commencement of construction.

“UNITED STATES OF AMERICA

“Federal Emergency Administration
of Public Works

“By /s/ H. H. MAY,

Assistant Administrator”

is hereby in all respects accepted, and the Mayor is hereby authorized, empowered and directed to submit the project, plan, offer and terms and conditions in final form to the Governor of the State of Rhode Island for presentation to the Emergency Public Works Commission for approval, and to act for the city in doing all things required by said offer and acceptance to be done by or on behalf of the city.

SEC. 2. The City of Providence agrees to abide by all the terms and conditions of said offer, including the terms and conditions (P.W.A. form No. 230) annexed thereto and made a part thereof.

SEC. 3. The Mayor is hereby authorized and directed as soon as said project, plan, offer and terms and conditions are approved by the Emergency Public Works Commission of the State of Rhode Island to send to the Federal Emergency Administration of Public Works three certified copies of the proceedings of the City Council in connection with the adoption of this ordinance setting forth this ordinance in full and such further documents or proofs in connection with the acceptance of said offer as may be requested by the Federal Emergency Administration of Public Works.

SEC. 4. This ordinance shall take effect upon its passage.

SEC. 5. The terms and conditions are as follows:

(P.W.A. form No. 230 attached hereto)

PART I—GENERAL TERMS AND CONDITIONS

1. **Prerequisites to Government's Obligation.**—The United States of America (hereinafter referred to as the "Government") shall be under no obligation to the applicant to whom the offer is made (hereinafter referred to as the "Applicant") to take up

and pay for any obligations which it offers to purchase (hereinafter referred to as the "Bonds") or to make any grant:

(a) *Representations.*—If any representation made by the Applicant in its application or in any supplement thereto or amendment thereof, or in any document submitted to the Government by the Applicant, shall be incorrect or incomplete in any material respect;

(b) *Financial Condition.*—If, in case the Government has offered to purchase Bonds, the financial condition of the Applicant shall have changed unfavorably in a material degree from its condition as theretofore represented to the Government;

(c) *Cost of Project.*—If it appears that the Applicant will not be able to complete the project described in the Government's offer (hereinafter referred to as the "Project") for the sum allotted by the Government, or that the Applicant will not be able to obtain funds necessary to complete the Project;

(d) *Legal Matters.*—If, in case the Government has offered to purchase Bonds, the bond transcript shall not show that such Bonds are binding and legal obligations; and if, in all cases, proper disposition shall not have been made of all legal questions affecting the application for a loan or grant or both, the Project, and the construction thereof;

(e) *Governor's Letter.*—If, in case the Government has offered to purchase Bonds, the Governor of the State in which the Applicant is located shall not write a letter to the Federal Emergency Administrator of Public Works (hereinafter referred to as the "Administrator") to the effect that if, in the judgment of the Administrator, it may be advisable to enact legislation to remedy any defects, illegalities, or irregularities in the proceedings of the Applicant relative to the Bonds or to validate the issuance of said Bonds, said Governor will recommend and cooperate in the enactment of such legislation;

(f) *Water Supply.*—If, in case the Government has offered to purchase Bonds payable in whole or in major part from the reve-

nues of a Project which includes a water supply or water distribution system, the Applicant shall not have shown that the Project will have a proper and adequate water supply ;

(g) *Service Rates.*—If, in case the Government has offered to purchase Bonds payable in whole or in major part from revenues to be derived from the Project or the system of which it is a part, the Applicant shall not have adopted proper legal proceedings in accordance with State or Territorial law fixing rates to be charged for the facilities and services afforded by the Project or the system of which it is a part, and providing regulations as to the collection of such charges and as to the use of the facilities and services afforded by the Project or the system of which it is a part ;

(h) *Undue Delay.*—If the Applicant shall delay for an unreasonable time acceptance of the offer from the Government to aid in financing the construction of a Project by a loan and grant, grant only, or loan only (hereinafter referred to as the "Offer") or performance of any of the duties or obligations to be performed by it under the Offer and the terms and conditions ;

(i) *Compliance.*—If the Applicant shall not have complied with all the provisions contained or referred to in the Offer and the terms and conditions theretofore to be complied with by the Applicant ;

(j) *Plans and Specifications and Certificate of Purposes.*—If the Applicant shall not have filed with the Government plans and specifications for the Project, and a certificate or certificates of purposes setting out in detail the amounts and purposes of the expenditures which the Applicant proposes to make in connection with the Project, and the Government shall not have accepted such plans and specifications and such certificate or certificates of purposes as showing that the Project will be constructed in a sound, economical, and efficient manner so as to provide reasonable security for the loan to be made by the Government (in case the Government has offered to purchase

Bonds), and so as to comply in all respects with all applicable Federal Statutes, the Offer, and the terms and conditions;

(k) *Architectural or Engineering Supervision and Inspection.*—If the Applicant shall not provide and maintain competent and adequate architectural or engineering supervision and inspection of the construction of the Project.

2. **Expenses.**—The Government will be under no obligation to pay any costs, charges, and expenses incident to compliance with any of the duties or obligations of the Applicant.

3. **Interest of Member of or Delegate to Congress.**—No Member of or Delegate to the Congress of the United States of America will be allowed to participate in the funds made available for the construction of the Project or in any benefit arising therefrom.

4. **Bonus or Commission.**—The Applicant will not pay any bonus or commission for the purpose of obtaining an approval of the application for a loan or grant.

5. **Information.**—Upon request at any time, in case the Government purchases any Bonds, the Applicant will furnish the Government, and any purchaser from the Government of 25 per cent of the Bonds, with such financial statements and other information and data relating to the Applicant as the Administrator or any such purchaser may at any time reasonably require.

6. **Bond Circular.**—The Applicant will furnish all such information in proper form for the preparation of a bond circular and will take all such steps as the Government or any purchaser or purchasers from the Government of not less than 25 per cent of the Bonds may reasonably require to aid in the sale by the Government or by any such purchaser or purchasers of any or all of the Bonds.

7. **Use of Government's Name.**—In case the Government offers to purchase Bonds, the Applicant will not refer to the Offer or to any purchase by the Government of any Bonds pursuant to

the Offer as an inducement for the purchase of any securities of the Applicant (including Bonds repurchased from or redelivered by the Government) and will not authorize any purchaser from the Applicant of any such securities to do so.

8. **Insurance on Completed Project.**—In case the Government has purchased Bonds, the Applicant will carry reasonable and adequate insurance upon the completed Project or any completed part thereof accepted by the Applicant or the system of which the Project is a part.

9. **Other Financial Aid from the Government.**—If the Applicant shall receive any funds (other than those received under the terms of the Offer), directly or indirectly, from the Government, or any agency or instrumentality thereof, to aid in financing the construction of the Project, to the extent that such funds are so received the grant will be reduced, and in case the Government has offered to purchase Bonds, to the extent that such funds so received exceed the grant set forth in the Offer, the aggregate principal amount of Bonds to be purchased by the Government will be reduced.

10. **Expenses Prior to Offer.**—The Government assumes no obligation to pay any grant on any portion of the Project on which costs have been incurred by the Applicant prior to the date of the Offer, regardless of whether or not the Applicant, at the time of incurring such costs, relied on the possibility of a grant being subsequently obtained from the Government to aid in financing the Project. If reimbursement for such costs is requested by the Applicant in its certificate of purposes, such costs will be explained in detail.

11. **State or Territorial Law.**—Anything in the Offer or the terms and conditions to the contrary notwithstanding, nothing herein shall require the Applicant to observe or enforce compliance with any provision hereof, perform any other act or do any other thing in contravention of any applicable State or Territorial law: *Provided*, That if any of the provisions of the Offer or the terms and conditions violates any State or Territorial law, or if

compliance with the provisions of the Offer or the terms and conditions would require the Applicant to violate any State or Territorial law, or if because of any other reason the Applicant cannot comply with any of such provisions, the Applicant will at once notify the Administrator in writing in order that appropriate changes and modifications may be made by the Administrator and the Applicant to the end that the Applicant may proceed as soon as possible with the construction of the Project.

PART II—GRANT AND BOND PAYMENTS TERMS AND CONDITIONS

1. **Advance Grant.**—At any time after the acceptance by the Applicant of the Offer, the Applicant may request an advance on account of the grant in an amount not exceeding 15 per cent of the previously approved estimated cost of the Project. This advance grant may be used for paying architectural, engineering, and planning fees, costs of surveys, borings, and other preliminary investigations, costs of preparation of plans, specifications, and other forms of proposed contract documents, costs of advertisements for bids for contracts, construction costs, and the printing of the Bonds. Such advance grant will not be used in payment of legal fees or of the costs of acquisition of lands, easements, or rights-of-way. The request for this advance grant must be accompanied by a signed certificate of purposes in which must appear in reasonable detail the purposes for which such advance grant will be used. If the Project, to aid in the financing of which the Government has made an advance grant, is abandoned, the unused advance grant proceeds will be returned to the Government, but nothing herein shall be construed to waive any right which the Government may have to the return of the entire advance grant if the Applicant shall have acted in bad faith or made any misrepresentations concerning the completion of the Project or the use of the advance grant.

2. **Payment of Bonds.**—A requisition requesting the Government to take up and pay for the Bonds will be honored as soon as possible after such Bonds are ready for delivery, if the bond transcript and other documents necessary to support such requisition are complete. At the option of the Government, all the Bonds will be taken up and paid for at one time where the Offer provides for the purchase of Bonds in an aggregate principal amount of not more than \$1,000,000. In all other cases, the Bonds will be taken up and paid for in more than one installment and each installment, in so far as possible, will be for an aggregate principal amount of not less than \$1,000,000.

3. **Intermediate Grant Requisitions.**—(a) *Loans and Grants.*—In case the Government is to purchase Bonds, simultaneously with the delivery of the Bonds to and payment for the Bonds by the Government, or where Bonds are taken up and paid for in more than one installment, simultaneously with the delivery of and payment for the final installment, or at any subsequent time, if the Applicant has filed a requisition and if such requisition is accompanied by a signed certificate of purposes showing in reasonable detail the purposes for which the funds will be used and that such funds will be used for items properly included as part of the cost of the Project, the Government will make a grant of an amount representing the difference between any advance grant previously made and an amount equal to 25 per cent of said previously approved estimated cost of the Project. When the Project shall be approximately 70 per cent completed, as determined by the Administrator, the Government will honor a requisition for a second intermediate grant in an amount equal to the difference between the aggregate amount of grant payments theretofore made and 35 per cent of said previously approved estimated cost of the Project. To the end that payment of such second intermediate grant requisition may be expedited, the Applicant may file such requisition when the Project is approximately 50 per cent completed.

No intermediate grant requisition will be honored if the Applicant shall not have deposited in the Construction Account (here-

inafter described) such sums as may have been required in the Offer to be so deposited in addition to the funds made or to be made available by the Government.

(b) *Grants Only.*—In case the Government is to make a grant only, at any time after the Applicant has deposited in the Construction Account its share of the cost of the Project (herein called "Applicant's Funds"), if the Applicant has so requisitioned and if such requisition is accompanied by a signed certificate of purposes in which appear in reasonable detail the purposes for which the funds will be used, the Government will make a grant of an amount representing the difference between the advance grant, if any, and an amount equal to 25 per cent of said previously approved estimated cost of the Project. When the Project shall be approximately 50 per cent completed the Applicant may file its second intermediate grant requisition for an amount equal to the difference between the aggregate amount of grant payments theretofore made and 35 per cent of said previously approved estimated cost of the Project, but said second intermediate grant requisition will not be honored until the Project is approximately 70 per cent completed, as determined by the Administrator.

(c) *In General.*—Intermediate grant requisitions in all cases will be honored only if the documents necessary to support such requisitions are complete and work on the Project has progressed in accordance with the provisions of the Offer and the terms and conditions.

4. **Final Grant Payment.**—At any time after the completion of the Project, the Applicant may file a requisition requesting a final grant payment which, together with all previous payments on account of such grant, shall be an amount not in excess of 45 per cent of the actual cost of the Project, as determined by the Administrator, but not to exceed, in any event, the amount of the grant set forth in the Offer. The final grant requisition will be honored if the documents necessary to support it are complete and work on the Project has been completed in accordance with the Offer and the terms and conditions.

In the determination of the final grant payment, costs or charges of a continuing nature not incurred by the Applicant specifically for the Project will not be allowed.

5. **Construction Account.**—A separate account or accounts (herein collectively referred to as the "Construction Account") will be set up in a bank or banks which are members of the Federal Deposit Insurance Corporation. The advance grant payment, the intermediate grant payments, the proceeds from the sale of the Bonds (exclusive of accrued interest), Applicant's Funds, the final grant payment and any other moneys which shall be required in addition to the foregoing to pay the cost of constructing the Project will be deposited in the Construction Account promptly upon the receipt thereof. All accrued interest paid by the Government at the time of delivery of any Bonds will be paid into a separate account (herein referred to as the "Bond Fund"). Payments for the construction of the Project will be made only from the Construction Account.

6. **Disbursement of Moneys in Construction Account.**—Moneys in the Construction Account will be expended only for such purposes as shall have been previously specified in a signed certificate of purposes filed with and accepted by the Government. After all costs incurred in connection with the Project have been paid, if any Bonds are then held by the Government, all moneys remaining in the Construction Account will be used to repurchase Bonds or will be transferred to the Bond Fund.

7. **Use of Moneys in Bond Fund.**—Moneys in the Bond Fund will be expended solely for the purpose of paying interest on and principal of Bonds.

PART III—CHANGE FROM LOAN AND GRANT TO GRANT ONLY

1. **Terms and Conditions Applicable to Loans and Grants and Grants Only.**—(a) The terms and conditions are applicable in cases where the Government has offered to make a loan and a

grant or to make a grant only or to make a loan only. If the Offer is for a loan only, the provisions of the terms and conditions relating to grant shall have no application.

(b) If, after the Applicant has accepted the Offer to make a loan and a grant, the Applicant determines to sell all the Bonds to purchasers other than the Government on terms at least as favorable as those offered by the Government, the Applicant may do so without obtaining the Government's consent thereto.

(c) If, before or after the Government has honored the first loan requisition, the Applicant determines to sell to purchasers other than the Government a portion of the Bonds, the consent of the Administrator to such sale will first be obtained to the end that the maturities of the Bonds to be purchased by the Government shall be satisfactory to the Administrator.

(d) If, after the Applicant has accepted the Offer to make a loan and a grant, a grant only is desired, because the Applicant has sold the Bonds to purchasers other than the Government or has otherwise provided its share of the cost of the Project, the Applicant will immediately notify the Administrator, and the Offer to make a loan and grant will remain effective for a grant only, and the terms and conditions will remain equally applicable.

PART IV—CONSTRUCTION TERMS AND CONDITIONS

1. **Prerequisites to Government's Obligation.**—The Government shall be under no obligation to the Applicant to take up and pay for any Bonds or to make any grant:

(a) *Submission to State Director.*—If the Applicant shall not submit to the State Director of the Federal Emergency Administration of Public Works, his duly authorized representative, or any other person designated by the Adminis-

trator to perform the duties and functions of the State Director (hereinafter referred to as the "State Director"):

(1) two copies of proposed contract documents relating to the Project, before bids are invited for the particular contract;

(2) all proposed wage rate determinations referred to in the second sentence of Paragraph 9 of this Part IV, before such determinations are made;

(3) a written statement concerning the proposed award of each contract relating to the Project, before an award is made;

(4) all sets of executed contract documents relating to the Project and four sets of conformed copies thereof, before any work, service, material or equipment is performed or furnished thereunder;

(5) a written statement concerning the proposed award of each subcontract relating to the Project, before the award thereof is approved;

(6) a written statement concerning the proposed assignment of any interest in or part of any contract relating to the Project, before an assignment thereof is approved;

(7) a written statement concerning each proposed extra, change, or additional work order intended to affect any contract relating to the Project, before such order is issued;

(8) a written statement concerning, and the pertinent plans and specifications for, any work for which the Administrator has waived the applicable provisions of the terms and conditions so as to permit the Applicant to perform such work otherwise than by contract, before such work is so performed;

(9) all proposed decisions referred to in the second sentence of Paragraph 10 of this Part IV, except decisions by the Board of Labor Review, before such decisions are made;

(10) a written statement concerning each architect or engineer whom the Applicant proposes to employ on the Project, before such architect or engineer is employed, together with one certified copy of each ordinance, resolution, order, or contract by which each architect or engineer is employed by the Applicant for work upon or in connection with the Project; and

(11) such other data, reports, records, and documents relating to the Project as the State Director may require; in order that the State Director may examine the same and promptly advise the Applicant whether, in his opinion, the same are in compliance with applicable Federal statutes, the Offer, and the terms and conditions;

(b) *Procedure after Submission.*—If the Applicant, after having submitted to the State Director the matters mentioned in sub-Paragraph (a) of this Paragraph, shall have proceeded without having been advised by the State Director to do so;

(c) *Undue Delay in Construction.*—If the Applicant shall not cause the construction of the Project to be commenced and continued with all practicable dispatch in a sound and efficient manner and in accordance with the plans and specifications;

it being the purpose of sub-Paragraphs (a) and (b) of this Paragraph to insure that the Applicant will be fully advised before it takes any step which might, in the opinion of the State Director, violate applicable Federal statutes, the Offer, or the terms and conditions, and to eliminate thereby the possibility that the Applicant will be responsible for a violation which would render it impossible for the Government to make the grant or loan or which might otherwise result in a delay in the construction of the Project.

2. **Construction by Contract.**—All work on the Project will be done under contract. The Applicant will give every op-

portunity for free, open, and competitive bidding for each and every construction, material, and equipment contract. The Applicant will give such publicity to advertisements or calls for bids by it for the furnishing to it of work, labor, materials, and equipment as will provide adequate competition and the award of each contract therefor will be made to the lowest responsible bidder as soon as practicable; *Provided*, That in the selection of equipment or materials the Applicant may, in the interest of standardization or ultimate economy, if the advantage of such standardization or such ultimate economy is clearly evident, award a contract to a responsible bidder other than the lowest in price.

3. **Contract Security.**—The Applicant will require that each construction contractor shall furnish a bond in an amount at least equal to 100 per cent of his contract price as security for the faithful performance of his contract and for the payment of all persons performing labor and furnishing materials in connection therewith: *Provided*, That if applicable State or Territorial law requires a separate bond for the protection of laborers and materialmen, the Applicant will require that each such contractor shall furnish a bond in the amount above-stated for the faithful performance of his contract and a separate bond in an amount at least equal to 50 per cent of his contract price for the payment of all persons performing labor and furnishing materials in connection with his contract.

4. **Contractor's Insurance.**—The Applicant will require that each construction contractor shall maintain during the life of his contract, insurance as follows:

(a) *Compensation Insurance.*—Adequate Compensation Insurance for all of such contractor's employees who will be engaged in work at the site of the Project and, if any part of such contractor's contract is sublet, the contractor will require his subcontractor to maintain such insurance for all of the subcontractor's employees who will be so engaged unless the latter's employees are protected by the principal contractor's Compensation Insurance.

(b) *Liability Insurance.*—Adequate Public Liability and Property Damage Insurance to protect such contractor and all of his construction subcontractors from claims for damages for personal injury, accidental death, and to property, which may arise from operations under his contract, whether such operations be by himself or by any such subcontractor or by anyone directly or indirectly employed by either of them.

5. Qualifications for Employment.—The Applicant will require that no person under the age of sixteen (16) years and no convict labor shall be employed on the Project. The Applicant will require that no person whose age or physical condition is such as to make his employment dangerous to his health or safety or to the health and safety of others shall be employed on the Project: *Provided*, That this shall not operate against the employment of physically handicapped persons, otherwise employable, where such persons may be safely assigned to work which they can ably perform. The Applicant will require that there shall be no discrimination because of race, creed, color or political affiliations in the employment of persons for work on the Project. The Applicant will require that all employees engaged in work on the Project shall have the right to organize and bargain collectively through representatives of their own choosing, and that such employees shall be free from interference, restraint, and coercion of employers in the designation of such employees' representatives, in self-organization, and in other concerted activities of such employees, for the purpose of collective bargaining or other mutual aid or protection, and that no person seeking employment on the Project and no person employed thereon shall be required as a condition of initial or continued employment to join any company union or to refrain from joining, organizing, or assisting a labor organization of such person's own choosing.

6. Labor Preference and Employment Services.—The Applicant will require that with respect to all skilled, semiskilled, and unskilled workers employed on the Project:

(a) Preference in employment shall be given to persons from the public relief rolls where such persons are available and qualified to perform the work to which the employment relates, and

(b) To the fullest extent possible workers required for the Project and appropriate to be secured through employment services shall be chosen from the list of qualified workers submitted by local employment agencies designated by the United States Employment Service: *Provided*, That union workers, skilled, semi-skilled, and unskilled, shall not be required to register at such local employment agencies but, if such workers are desired by the employer, they shall be obtained through union locals in a customary manner which will insure compliance with subparagraph (a) of this Paragraph 6. In the event, however, that employers who wish to employ union workers are not furnished with qualified workers by the union locals within 48 hours (Sundays and holidays excluded) after request is filed by the employer, all workers shall be chosen from lists of qualified workers submitted by local agencies designated by the United States Employment Service.

7. **Nondiscrimination.**—The Applicant will require that, except as specifically provided above, workers who are qualified by training and experience and who, as above outlined, are referred for work on the Project, shall not be discriminated against on any grounds whatsoever.

8. **Hours of Work.**—The Applicant will require that except in—

(a) Emergencies, which are defined as unforeseen occurrences and combinations of circumstances involving the public welfare or the protection of work already done on the Project or which endanger life or property and call for immediate action or remedy; or

(b) Special and unusual circumstances rendering it infeasible or impracticable to require adherence to the applicable limitations of hours herein set forth,

skilled, semi-skilled, and unskilled workers employed upon the Project shall not be permitted to work thereon more than 8 hours per day nor more than 40 hours per week: *Provided*, That the limitations of hours herein set forth shall not apply to executive, supervisory, administrative, clerical, or other nonmanual workers¹ as such.

9. Wage Rates.—The Applicant will require that minimum wage rates for employees in each trade and occupation engaged in work on the Project will be determined as required by applicable State or Territorial law. In the absence of such State or Territorial law, the Applicant will determine, prior to inviting bids for a construction contract, the minimum hourly wage rates for each such trade and occupation under such contract. Such minimum hourly wage rates will be determined (see Paragraph 1 (a) (2) of this Part IV) in accordance with rates prevailing for work of a similar nature in the locality in which the Project is to be constructed. The Applicant will also require that all determined minimum wage rates and all authorized deductions, if any, from unpaid wages actually earned shall be posted at appropriate conspicuous points on the site of the Project. Unless otherwise required by State or Territorial law, wage rates need not be established for executive, supervisory, administrative, clerical, or other nonmanual workers¹ as such.

10. Claims and Disputes Pertaining to Classification of Labor.—Where there is a State or Territorial law requiring the determination of claims and disputes pertaining to the classification of labor employed on the Project, such claims and disputes will be handled in accordance with such law. In the absence of such law, claims and disputes pertaining to the classification of labor employed on the Project will be decided (see Paragraph 1 (a) (9) of this Part IV), by the Applicant: *Provided*, That instead of such claims and disputes being decided by the Applicant, both the parties concerned may, if they so agree

¹ For example, Camp assistants, cooks, policemen, store-keepers, time-keepers, watchmen, waterboys, and messengers.

and if the Applicant also agrees, submit such claims and disputes to the Administrator who may, in his discretion, refer said claims and disputes to the Board of Labor Review of the Federal Emergency Administration of Public Works for decision.

11. **Payment of Employees.**—The Applicant will require that each construction contractor and construction subcontractor shall pay each of his employees engaged in work on the Project in full (less deductions made mandatory by law) in cash and not less often than once each week.

12. **Convict-Made Materials.**—The Applicant will require that no materials manufactured or produced in a penal or correctional institution be incorporated into the Project.

13. **Domestic and Foreign Materials.**—The Applicant will require that only such unmanufactured articles, materials, and supplies as have been mined or produced in the United States of America, and that only such manufactured articles, materials, and supplies as have been manufactured in the United States of America substantially all from articles, materials, or supplies mined, produced, or manufactured, as the case may be, in the United States of America, shall be employed in the construction of the Project: *Provided*, That the Applicant may, if it so desires, request the Administrator to waive the foregoing restrictions so as to permit the purchase of foreign articles, materials, or supplies, if the use of domestic articles, materials, or supplies is impracticable, or if the foreign articles, materials, or supplies are lower in cost after the following differentials are applied in favor of the domestic articles, materials, or supplies:

(a) On purchases where the price of the foreign articles, materials, or supplies is \$100 or less, a differential of 100 per cent, and

(b) On purchases where the price of the foreign articles, materials, or supplies is more than \$100, a differential of 25 per cent.

14. **Accident Prevention.**—The Applicant will require that precaution shall be exercised at all times for the protection of persons (including employees) and property, that the safety provisions of applicable laws, building and construction codes shall be observed, and that machinery, equipment, and all hazards shall be guarded or eliminated in accordance with the safety provisions of the Manual of Accident Prevention in Construction, published by the Associated General Contractors of America, to the extent that such provisions are not in contravention of applicable law.

15. **Inspection.**—The Applicant will require that the Administrator and his authorized representatives and agents shall be permitted and will itself permit them, to inspect all work, materials, pay rolls, records of personnel, invoices of materials, and other relevant data and records and the Applicant will submit, to the Administrator's authorized representative or agent such evidence as to the quality of materials as such representative or agent may require. The Applicant will provide and maintain or will require that there shall be provided and maintained during the construction of the Project adequate facilities at the site thereof for the use of the Administrator's representatives or agents assigned to the inspection of the Project.

16. **Signs.**—The Applicant will cause to be erected on the site of the Project at points and in positions to be designated by the Administrator's representative or agent assigned to the inspection of the Project, signs in such quantity and of such dimension as will be designated by the State Director, which signs will bear the legend:

P. W. A.
FEDERAL EMERGENCY
ADMINISTRATION OF PUBLIC WORKS

(Description of Project)
PROJECT NO.

17. **Construction Reports.**—The Applicant will require that there shall be submitted to it by each construction contractor and will, in turn, submit to the Administrator's authorized representative or agent, schedules of the costs and quantities of materials and of other items, and that such schedules shall be in such form and shall be supported as to correctness by such of the estimates upon which they are based as such representative or agent may require. The Applicant will also require that there shall be submitted to it by each such contractor and will, in turn, submit as abovestated, the following records on forms to be supplied by the Government:

(a) Detailed Estimate, and (b) Periodical Estimates for Partial Payment.

18. **Reports to U. S. Department of Labor.**—The Applicant will require that each construction contractor shall furnish to the United States Department of Labor, as early as practicable, the names and addresses of all of his construction subcontractors. The Applicant will also require that each such contractor and subcontractor shall report monthly to said Department, not later than the 5th day following the close of each calendar month, on forms and in accordance with instructions to be supplied by said Department, the number of persons directly employed under his contract who, during the particular calendar month, were on his pay rolls, the aggregate amount of each of said pay rolls, the man-hours worked, and the total expenditures for materials, which expenditures shall be itemized.

19. **Reports to Administrator.**—The Applicant will report monthly directly to the Administrator not later than the 5th day following the close of each calendar month, on forms and in accordance with instructions to be supplied by the Government, the total number of persons who were directly employed on the Project during the particular calendar month.

20. **Payrolls of Contractors and Subcontractors.**—The Applicant will require that each construction contractor and each

construction subcontractor shall prepare his pay rolls on forms prescribed and in accordance with instructions to be furnished by the Administrator; that not later than the 7th day following the payment of the wages, each such contractor shall transmit to such office as may be designated by said Administrator a certified legible copy and two conformed copies of each such pay roll; that each such pay roll shall be sworn to in accordance with the "Regulations Issued Pursuant to So-Called Kick-Back Statute", which Regulations are set forth in Part V hereof; and that each such contractor and subcontractor shall submit reports on forms as and when required by said Administrator, covering the purchases of and requisitions for materials, together with such other information as may be required to determine the progress and status of work on the Project.

21. **Project Data and Records.**—Promptly following the preparation of periodical pay rolls of construction contractors and of construction subcontractors, the Applicant will furnish the Administrator's authorized representative or agent with such number as may be required of certified copies of such pay rolls, on forms to be supplied by the Government. Such certified copies of such pay rolls will be accompanied by substantial proof that all bills for services rendered and materials supplied have been duly paid, and by such other data as such representative or agent may require. The Applicant will keep a record of Project costs in accordance with the classification of such costs used by the Administrator. The Applicant will furnish such information and data concerning the construction, cost, and progress of work on the Project (including copies of proposed and executed contract documents) as such representative or agent may require.

22. **Payment.**—(a) Not later than the 15th day of each calendar month, the Applicant will make partial payment to each construction contractor on the basis of a duly certified and approved estimate of the work performed during the preceding calendar month by the particular contractor, but will retain at least 10 per

cent of the amount of each such estimate until final completion and acceptance of all work covered by the particular contract.

(b) The Applicant will require that each such contractor shall pay:

(1) For all transportation and utility services not later than the 20th day of the calendar month following that in which such services are rendered,

(2) For all materials, tools, and other expendible equipment, to the extent of 90 per cent of the cost thereof, not later than the 20th day of the calendar month following that in which such materials, tools, and equipment are delivered at the site of the Project, and the balance of the cost thereof not later than the 30th day following the completion of that part of the work in or on which such materials, tools, and equipment are incorporated or used, and

(3) To each of his construction subcontractors, not later than the 5th day following each payment to such contractor, the respective amounts allowed such contractor on account of the work performed by such subcontractors, to the extent of each such subcontractor's interest therein.

23. **Naming Project.**—The Applicant will not name the Project for any living person.

PART V—KICK-BACK STATUTE AND REGULATIONS

1. **Kick-Back Statute.**—The so-called Kick-Back Statute is Public, No. 324, Seventy-third Congress, approved June 13, 1934 (48 Stat. 948), and reads as follows:

AN ACT TO effectuate the purpose of certain statutes concerning rates of pay for labor, by making it unlawful to prevent anyone from receiving the compensation contracted for thereunder, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That whoever shall induce any person employed in the construction, prosecution, or completion of any public building, public work, or building or work financed in whole or in part by loans or grants from the United States, or in the repair thereof to give up any part of the compensation to which he is entitled under his contract of employment, by force, intimidation, threat of procuring dismissal from such employment, or by any other manner whatsoever, shall be fined not more than \$5,000, or imprisoned not more than five years, or both.

SEC. 2. To aid in the enforcement of the above section, the Secretary of the Treasury and the Secretary of the Interior jointly shall make reasonable regulations for contractors or subcontractors on any such building or work, including a provision that each contractor and subcontractor shall furnish weekly a sworn affidavit with respect to the wages paid each employee during the preceding week.

2. Regulations Issued Pursuant to So-Called Kick-Back Statute.—Pursuant to the provisions of Public, No. 324, Seventy-third Congress, approved June 13, 1934 (48 Stat. 948), concerning rates of pay for labor, the Secretary of the Treasury and the Secretary of the Interior have jointly made the following regulations:

SECTION 1. (This section quotes the Kick-Back Statute.)

SECTION 2. Each contractor and subcontractor engaged in the construction, prosecution, or completion of any building or work of the United States or of any building or work financed in whole or in part by loans or grants from the United States, or in the repair thereof, shall furnish each week an affidavit with respect to the wages paid each employee during the preceding week. Said affidavit shall be in the following form:

State of

County, ss:

I, (name the party signing affidavit), (Title), do hereby certify that I am the employee of (name of contractor or subcontractor), who supervises the payment of the employees of said contractor (subcontractor); that the attached pay roll is a true and accurate report of the full weekly wages due and paid to each person employed by the said contractor (subcontractor) for the construction of (project), for the weekly pay roll period from the day of

....., 193....., to the day of,
 193.....; that no rebates or deductions from any wages due any such
 person as set out on the attached pay roll have been directly or indirectly
 made; and that, to the best of my knowledge and belief, there exists no
 agreement or understanding with any person employed on the project, or
 any person whatsoever, pursuant to which it is contemplated that I or
 anyone else shall, directly or indirectly, by force, intimidation, threat or
 otherwise, induce or receive any deductions or rebates in any manner what-
 soever from any sum paid or to be paid to any person at any time for labor
 performed or to be performed under the contract for the above named
 project.

Sworn to before me this day of, 193.....

¹ The applicable sections of the Kick-Back Statute and regulations promulgated pur-
 suant thereto are set forth in the text for the convenience of the applicant. Section 3 of
 the Regulations was amended effective April 1, 1937, to read as herein set forth.

SECTION 3. Said affidavit shall be executed and sworn to by the officer
 or employee of the contractor or subcontractor who supervises the pay-
 ment of its employees.

Said affidavit shall be delivered, within seven days after the payment of
 the pay roll to which it is attached, to the Government representative in
 charge at the site of the particular project in respect of which it is fur-
 nished, who shall forward the same promptly to the Federal agency having
 control of such project. If no Government representative is in charge at
 the site, such affidavit shall be mailed within such seven-day period to the
 Federal agency having control of the project.

SECTION 4. At the time upon which the first affidavit with respect to the
 wages paid to employees is required to be filed by a contractor or subcon-
 tractor pursuant to the requirements of these regulations, there shall also
 be filed in the manner required by Section 3 hereof a statement under oath
 by the contractor or subcontractor, setting forth the name of its officer or
 employee who supervises the payment of employees, and that such officer
 or employee is in a position to have full knowledge of the facts set forth in
 the form of affidavit required by Section 2 hereof. A similar affidavit shall
 be immediately filed in the event of a change in the officer or employee who
 supervises the payment of employees. In the event that the contractor or
 subcontractor is a corporation, such affidavit shall be executed by its presi-
 dent or a vice president. In the event that the contractor or subcontractor
 is a partnership, such affidavit shall be executed by a member of the firm.

SECTION 5. These regulations shall be made a part of each contract exe-
 cuted after the effective date hereof by the Government for any of the
 purposes enumerated in Section 2 hereof.

SECTION 6. These regulations shall become effective on January 15, 1935.

3. Construction of Regulations.—The clause in the pay-roll affidavit which reads “* * * that the attached pay roll is a true and accurate report of the full weekly wages due and paid to each person employed by the said contractor * * *” is construed to mean :

(a) Wages due are the wages earned during the pay period by each person employed by the contractor, less any deductions required by law.

(b) At the time of signing the affidavit, the wages due each employee have either been paid to him in full or are being held subject to claim by him.

(c) Such unpaid wages will be paid in full on demand of the employee entitled to receive them.

The clause “* * * that no rebates or deductions from any wages due any such person as set out on the attached pay roll have been directly or indirectly made” does not apply to any legitimate deductions mentioned above which enter into the computation of full weekly wages due.

The “Regulations Issued Pursuant to So-Called Kick-Back Statute” shall not be construed to prohibit deductions required by law.

PENALTY

Section 35 of the Criminal Code, as amended, provides a penalty of not more than \$10,000 or imprisonment of not more than 10 years, or both, for knowingly and willfully making or causing to be made “any false or fraudulent statements * * * or use or cause to be made or used any false * * * account, claim, certificate, affidavit, or deposition, knowing the same to contain any fraudulent or fictitious statement * * *” relating to any matter within the jurisdiction of any governmental department or agency.

**ACTS RELATING TO THE PUBLIC WORKS
ADMINISTRATION**

1. Public, No. 67, 73d Cong.—National Industrial Recovery Act.
2. Public, No. 77, 73d Cong.—Fourth Deficiency Act, fiscal year 1933.

CHAPTER 959.

No. 228. An Ordinance Providing for the Appropriation of Federal Grant in Connection with P. W. A. Docket 1132-F—Municipal Wharf.

(Approved July 1, 1938.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. All sums of money not exceeding nine hundred thousand (\$900,000.00) dollars that shall accrue to the City of Providence by and under a signed and executed agreement by and between the City of Providence (Providence County, Rhode Island) and the Federal Government as represented in an application (Docket 1132-F) of the City of Providence for a grant from the said Federal Government to aid in financing a project consisting of constructing and equipping an extension to the Municipal Dock at Fields Point, be and the same is hereby appropriated for the sole purpose of fulfilling the terms of said agreement.

SEC. 2. Said nine hundred thousand (\$900,000.00) dollars as received by the City of Providence in accordance with the agreement described in Section 1, shall be deposited in a member bank of the Federal Reserve System in an account designated as "Construction Account, P. W. A. Docket 1132-F".

CHAPTER 960.

No. 229. An Ordinance Providing for the Issue of
P. W. A. Municipal Wharf Loan Bonds.

(Approved July 1, 1938.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. The City of Providence will issue the bonds of said City to the amount of one million one hundred thousand (\$1,100,000.00) dollars designated as "P. W. A. Municipal Wharf Loan" under and by virtue of the authority granted by Chapter 2078 of the Public Laws of Rhode Island, approved June 29, 1933.

SEC. 2. The City Treasurer, with the advice and consent of the Joint Standing Committee on Finance, shall sell and dispose of said bonds at not less than par, and accrued interest, if any, at public sale; and when issued the full amount of said bonds shall be applied for the purpose of fulfilling an agreement entered into between the City of Providence and the Federal Government in conformity with application "P. W. A. Docket 1132-F" made by the City of Providence for a grant from the Federal Government to aid the City of Providence (Providence County, Rhode Island) in financing a project consisting of constructing and equipping an extension to the Municipal Dock at Fields Point.

SEC. 3. The cash received from the sale of said bonds shall be deposited in a special bank account or accounts in a bank or banks which are members of the Federal Reserve System, shall be designated as "Construction Account, P. W. A. Docket 1132-F" and shall be expended only for the purpose described in Section 2.

SEC. 4. Said bonds shall be issued in serial form and fifty-five thousand (\$55,000.00) dollars of such issue shall be payable each year, on the first day of September, beginning with the first day

of September, 1939, until final payment is made on the first day of September 1958.

SEC. 5. All bidders for said bonds shall be required to name the rate of interest that said bonds shall bear, but not in multiples of less than one quarter of one per centum. Such rate of interest, when bid, shall apply to the entire issue of said bonds. Said interest shall be payable on the first days of March and September in each year.

SEC. 6. Any premium arising from the sale of said bonds shall be applied to the payment of principal of said bonds in the order of their maturity.

SEC. 7. Said bonds shall bear date as of September 1, 1938 and shall be payable yearly as provided in Section 4 and both principal and interest shall be payable in any coin or currency of the United States of America which, at the time of payment is legal tender for public and private debts, at the fiscal agency of the City of Providence in New York City. Said bonds shall be signed by the City Treasurer, countersigned by the Mayor, and registered by the City Auditor, who shall certify the registry of each bond, and the certificate of the City Auditor that said bonds have been registered by him shall be conclusive evidence that said bonds have been issued as hereinbefore provided.

SEC. 8. The authority herein granted is in substitution for the authority granted by City Council Resolution No. 331, approved November 24, 1936 and said City Council Resolution No. 331, approved November 24, 1936 is hereby rescinded.

SEC. 9. Said bonds shall be issued subject to the approval of the Emergency Public Works Commission, as provided under the terms and provisions of said Chapter 2078 of the Public Laws of the State of Rhode Island, approved June 29, 1933.

No. 230. Resolution Permitting the Heads of Several City Departments to Establish a Five Day Week for Their Officers and Employees.

(Approved July 1, 1938.)

RESOLVED, That

SECTION 1. The heads of the several city departments, other than the Bureau of Police and Fire, the School Department and the Board of Hospital Commissioners are hereby permitted as hereinafter provided to establish a five day week for the officers and employees in their several departments.

SEC. 2. The heads of the several departments coming within the provisions of this Resolution, except in cases of emergency, special need or public necessity, may close their departments all day Saturday during the period beginning the seventh day of July, 1938 and continuing through the month of July, August and September, 1938; but any department head may in his discretion keep his department open with such number of employees as special circumstances may require. In case any emergency, special need or public necessity is determined to exist by His Honor, the Mayor, the Mayor may require any department head to keep his department open for business on any or all Saturdays, or any part of any Saturday.

SEC. 3. Temporary employees shall be paid on a weekly basis subject to the approval of the Joint Standing Committee on Finance.

No. 231. Resolution Transferring the Sum of \$50,000.00 from the Appropriation for Public Works, Highways, to the Appropriation for Public Works, Sewer Maintenance.

(Approved July 5, 1938.)

RESOLVED, That the sum of fifty thousand dollars (\$50,000.00) be and the same is hereby transferred from the appropriation for Public Works, Highways, Item (2), expenses, to the appropriation for Public Works, Sewer Maintenance, Item (1), salaries and wages, as made by City Council Resolution No. 263, approved Sept. 30, 1937.

No. 232. Resolution to Refund to the Bonded Municipal Corporation of New York City the Sum of \$625.53 Representing a Like Sum Paid to the City of Providence at the February, 1938 Tax Sale.

(Approved July 5, 1938.)

RESOLVED, That the City Treasurer be and he is hereby authorized to refund to the Bonded Municipal Corporation of New York City, the sum of \$625.53 representing a like sum paid by said company to the City of Providence at the time of the tax sale in February 1938; said sum to be charged to the appropriation for Contingencies.

No. 233. Resolution Allowing the Sum of \$10.71 to the Charles V. Chapin Hospital for the Administration of Three Treatments of Rabies Vaccine.

(Approved July 5, 1938.)

RESOLVED, That the following bill for the administration of 3 treatments of rabies vaccine be allowed for payment to the Charles V. Chapin Hospital:

Gilbert McGrave\$10.71

The above payment is authorized under the authority of Chapter 800 of the Public Laws of 1912, and Chapter 136 of the General Laws of 1923, Section 32.

No. 234. Resolution to Pay to Edward F. Bodkin the Sum of \$500.00 for Reimbursement of Legal Expenses Incurred.

(Approved July 5, 1938.)

RESOLVED, That to Edward F. Bodkin, the sum of five hundred dollars (\$500.00), be allowed, whenever the City shall

be released in a manner satisfactory to the City Solicitor of all claims for reimbursement of expenses incurred for legal services and costs in Court cases arising out of actions performed by said Edward F. Bodkin in the performance of Police duty ; said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments, and charged to the appropriation for the Police Department, Item 2.

No. 235. Resolution Approving a State Unemployment Relief Program for the Month Ending July 31, 1938 in Accordance with "The State Unemployment Relief Act of 1934."

(Approved July 5, 1938.)

RESOLVED, That the City Council of the City of Providence hereby approves the accompanying program for the City of Providence for the month ending July 31, 1938, in accordance with the requirements of "The State Unemployment Relief Act of 1934."

No. 236. Resolution Creating a Joint Special Committee for the Proper Celebration of Labor Day, 1938 and Appropriating the Sum of \$1,000.00 for Expenses Therefor.

(Approved July 5, 1938.)

RESOLVED, That a Joint Special Committee be and it is hereby created, consisting of one Alderman to be appointed by His Honor the Mayor and two Councilmen to be appointed by the President of the Common Council, for the purpose of arranging a proper celebration of Labor Day, September 5, 1938 ;

AND BE IT FURTHER RESOLVED, That the sum of \$1,000.00 or so much thereof as may be necessary therefor be and the same

is hereby appropriated for a proper celebration of Labor Day, 1938.

No. 237. Resolution Congratulating the Providence Health Department and Many Private Health Agencies on the Excellent Health Conditions in the City of Providence.

(Approved July 5, 1938.)

RESOLVED, That the City Council extends its heartiest congratulations to the Providence Public Health Department of which Dr. Michael J. Nestor is superintendent, and to the many private health agencies of this city which have so notably cooperated, on having placed our city on the great health map of the nation by winning a tie award with Louisville, Ky. for first place with cities of 250,000 to 500,000 population in the 1937 contest sponsored by the United States Chamber of Commerce.

RESOLVED, That this eminent achievement having been made at a remarkably low per capita cost to the city, the Department of Public Health is in our opinion doubly worthy of the commendation, thanks and appreciation of all citizens of Providence, a city which can now point with pride at being one of the best health supervised municipalities in the United States.

No. 238. Resolution Extending Sympathy to Henry J. Bishop, Secretary of the Board of Recreation.

(Approved July 5, 1938.)

RESOLVED, That Whereas it has pleased Almighty God to take unto Himself the Soul of the beloved father of our esteemed associate, Henry J Bishop, Secretary of the Board of Recreation:

NOW THEREFORE BE IT RESOLVED, That we, the members of the City Council of the City of Providence, while humbly bowing to the will of an All Wise Providence, sincerely condole with our associate in his great loss; and

BE IT FURTHER RESOLVED, That we express to Henry J. Bishop and to his family our deepest sympathy in their bereavement, and direct that a copy of this Resolution be spread on the records of this City Council.

████████████████████

No. 239. Resolution Adopting a Minute on the Life and Character of the Late Superintendent of Sewer Maintenance, Walter L. Kendrick.

(Approved July 5, 1938.)

RESOLVED, That the following Minute on the life and character of the late Walter L. Kendrick, Superintendent of the Sewer Maintenance, who died Tuesday, June 21, 1938, be and the same is hereby adopted, ordered inscribed on the records of the City Council and a copy transmitted to the family of the late Superintendent.

MINUTE.

Walter L. Kendrick was born in this city April 19, 1876, and upon completion of his education became a student engineer in the employ of the City of Providence in 1893. Due to his untiring efforts in his work he advanced rapidly in the various positions of the department of Public Works and City Engineer, and five years ago became Superintendent of Sewer Maintenance, which position he held at the time of his death.

Mr. Kendrick was considered an authority on Sewage Disposal problems of the City and had an important part in the designing of the new Sewage Disposal Plant at Fields Point.

Walter L. Kendrick served the City faithfully and his honesty and warm friendship were marked traits in his character which

constituted the basis for his conduct and service as an upright citizen, sincere friend and a worthy public official.

████████████████████

Nos. 240-248 Inc. Resolutions Permitting Certain
Persons, Firms or Corporations to Erect Gasoline
Stations.

(Approved July 5, 1938.)

RESOLVED, That the following named person, firm or corporation is hereby granted permission to erect, alter or use a building or structure at the location named herein for the sale of petroleum, kerosene, gasoline, coal oil and their products, compounds and components as described and shown in and on the application therefor and accompanying plat, all on file in the office of the Inspector of Buildings subject to the conditions that said person, firm or corporation shall not violate any of the laws of the State of Rhode Island or any of the Ordinances of the City of Providence relative to the erection, use or occupation of said structure and that said person, firm or corporation shall not allow petroleum, kerosene, gasoline, coal oil or their products, compounds or components, to be conveyed over or across any sidewalks by means of any pipe or hose, and upon such special conditions as are hereby enumerated, viz :

No. 240. Bryacap Realty Co., 773 Broad street, Plat 49, Lot 277; 1 additional pump, making 3 in all.

No. 241. Salvatore Castallo, 306 Broadway, Plat 28, Lot 118, 2 pumps.

No. 242. City of Providence (Washington Park Yacht Club, Lessee,) Alabama avenue, Plat 56, Lots 19 and 20; 1 pump.

No. 243. Carmine D'Errico, 168-178 Atwells avenue, Plat 26, Lot 104; 3 pumps.

No. 244. James E. Fitzpatrick and Harry W. Hardman, (John J. Greene, Lessee) 1012-1014 Narragansett Boulevard, Plat 87, Lots 1064-1065; 4 pumps.

No. 245. Nancy Gammino, 986-994 Eddy street, Plat 54, Lots 221 and 222, 3 pumps.

No. 246. James R. Hutchinson, 376 Waterman street, Plat 15, Lot 453; 2 additional pumps, making 3 in all.

No. 247. M. Lippman & Meyer Guny, (Merchant's Super Service, Inc., Lessee), 200 Charles street, Plat 2, Lot 474; 3 pumps.

No. 248. Michael Pepe, 48-50 Huntington avenue, Plat 37, Lot 159; 1 pump (range oil).

The erection or location of any buildings or structures not shown on the original plat on file with the Inspector of Buildings or any change in the location of buildings or structures from that shown on said plat shall be deemed a violation of this permit.

No. 249. Communication from the Town Council from the Town of North Providence Relative to the Disposal of Sewage into the Sewage System of the City of Providence.

IN BOARD OF ALDERMEN.

JULY 7, 1938.

Conrad K. Strauss is elected Coroner for the term of three years ending on the first Monday in July, A. D. 1941.

From the Board of Tax Assessors is received a communication relative to a change in the 1937 City Tax list to correct

a clerical error in an assessment against Irving Solomon in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same is approved.

Alderman Luongo, for the Committee on Public Welfare, presents the report of the Director of Public Welfare for the month of June, 1938 and upon his motion the same is read and received.

Alderman Shawcross presents the report of the Dexter Asylum for the week ending July 2, 1938 and upon his motion the same is read and received.

IN CITY COUNCIL.

(City Council File, July 7, 1938.)

No. 250. Resolution Permitting Richard F. McCoart, M. D. to Erect a Gasoline Station.

(Approved July 8, 1938.)

RESOLVED, That the following named person, firm or corporation is hereby granted permission to erect, alter or use a building or structure at the location named herein for the sale of petroleum, kerosene, gasoline, coal oil and their products, compounds and components as described and shown in and on the application therefor and accompanying plat, all on file in the office of the Inspector of Buildings subject to the conditions that said person, firm or corporation shall not violate any of the laws of the State of Rhode Island or any of the Ordinances of the City of Providence relative to the erection, use or occupation of said structure and that said person, firm or corporation shall not allow petroleum, kerosene, gasoline, coal oil or their products, compounds or components, to be conveyed over or across any sidewalk by means of any pipe or hose, and upon such special conditions as are hereby enumerated, viz :

Richard F. McCoart, M. D., 1567 Westminster street, Plat 35, Lot 475; 5 pumps.

The erection or location of any buildings or structures not shown on the original plat on file with the Inspector of Buildings or any change in the location of buildings or structures from that shown on said plat shall be deemed a violation of this permit.

IN BOARD OF ALDERMEN.

JULY 25, 1938.

Pursuant to a Warrant issued by His Honor the Mayor, the Board of Aldermen meets this day in Special Session at 12:00 o'clock noon.

Upon recommendation of the Superintendent of Health, a Nuisance Order in accordance with Form A is issued against Pincus Pearl of 151 Camp street.

From the Board of Tax Assessors is received a communication relative to a change in the 1937 City Tax list to correct a clerical error in an assessment against Walter M. Cuddy, Jr. in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same is approved.

Alderman Lynch presents the report of the City Clerk for the quarter ending June 30, 1938 and upon his motion the same is read and received.

Alderman Shawcross presents the reports of the Dexter Asylum for the weeks ending July 9, 16 and 23, 1938 and upon his motion the same are read and received.

Alderman Rao presents the following Resolution and upon his motion the same is read and passed, viz.:

WHEREAS, it has pleased Almighty God to take unto Himself the soul of the beloved Mother of His Excellency, Most Reverend Francis P. Keough, Bishop of the Roman Catholic Diocese of Providence;

THEREFORE, BE IT RESOLVED, That the Board of Aldermen of the City of Providence express to His Excellency, Most Reverend Francis P. Keough and to his family its deepest sympathy in their bereavement, and direct a copy of this Resolution be spread on the records of the Board of Aldermen.

IN COMMON COUNCIL.

JULY 25, 1938.

Pursuant to a Warrant issued by His Honor the Mayor, the Common Council meets this day in Special Session at 12:00 o'clock noon and various matters requiring concurrent action are passed.

IN CITY COUNCIL.

(City Council File, July 25, 1938.)

No. 251. Message of His Honor the Mayor Relative to a Viaduct for the Regulation of Traffic at Point and Eddy Streets.

CITY OF PROVIDENCE,
EXECUTIVE DEPARTMENT,
CITY HALL.

July 25, 1938.

To the Honorable the City Council of the City of Providence.

GENTLEMEN :

I have called your Honorable Body together today in special session for the purpose of taking action on a Resolution dealing

with a viaduct for the regulation of traffic at Point and Eddy streets. This Resolution has been recommended by the Committees on Emergency Public Works, Highway and Finance.

I have also called Your Honorable Body together to take action on any matter that may come before you for consideration.

/s/

JAMES E. DUNNE,
Mayor.

No. 252. A Resolution Authorizing the Mayor of the City of Providence to File an Application to the United States of America Through the Federal Emergency Administration of Public Works for a Grant to Aid in Financing the Erection of a structure for the Protection of the Public and the Regulation of Traffic in Point and Eddy Streets in the City of Providence and Designating the Mayor and Commissioner of Public Works to Furnish such Information as the Government may Request.

(Approved July 25, 1938.)

Be it resolved by the City Council of the City of Providence :

SECTION 1. That the Mayor be and he is authorized to execute and file an application on behalf of the City of Providence to the United States of America for a grant to aid in financing the erection of a structure for the protection of the public and the regulation of traffic in Point and Eddy streets in the City of Providence.

SEC. 2. That the Mayor and the Commissioner of Public Works be and they are hereby authorized and directed to furnish such information as the United States of America through the Federal Emergency Administration of Public Works may

reasonably request in connection with the application which is herein authorized to be filed.

No. 253. Resolution Directing the City Solicitor to Apply for Legislation Relative to an Agreement with the Town of North Providence for the Disposal of Sewage into the Sewer System of the City of Providence.

(Approved July 25, 1938.)

RESOLVED, That the City Solicitor is hereby directed to apply to the General Assembly for authority to enter into an agreement with the Town of North Providence for the disposal of North Providence sewage in, by and through the sewer system of the City of Providence, substantially in accordance with the accompanying draft act.

STATE OF RHODE ISLAND, &C.
IN GENERAL ASSEMBLY,
JANUARY SESSION, A. D. 1938.

AN ACT

TO AUTHORIZE THE CITY OF PROVIDENCE AND THE TOWN OF NORTH PROVIDENCE TO CONTRACT FOR THE DISPOSITION OF THE SEWAGE OF SAID NORTH PROVIDENCE BY MEANS OF THE SEWER SYSTEM OF SAID PROVIDENCE.

It is enacted by the General Assembly as follows:

SECTION 1. The City Council of the City of Providence and the town council of the town of North Providence are hereby authorized and empowered, in behalf of said city and town

respectively, from time to time, to enter into a contract or contracts to make suitable provision by which the town of North Providence may connect the drains and sewers now or hereafter built in said town, or any portion or portions thereof, with and dispose of said town's sewage or any portion or portions thereof, in, by, and through the sewer system of the city of Providence upon such terms and conditions as may be mutually agreed upon by said city and town councils.

SEC. 2. This act shall take effect upon its passage.

IN BOARD OF ALDERMEN.

AUGUST 4, 1938.

Upon recommendation of the Superintendent of Health, certain persons, firms and corporations are granted licenses to sell, exchange and deliver milk, cream and skimmed milk in the City of Providence.

(See Files of the Board of Aldermen.)

The Accounts for	
Dexter Asylum Maintenance,.....	\$3170.39
Dexter Asylum Payroll,.....	398.71
Asylum Walls and Buildings,.....	58.71

are severally presented, examined and allowed and the Clerk is authorized to certify to the same.

From the Board of Tax Assessors is received a communication relative to a change in the 1937 City Tax List to correct a clerical error in an assessment against Angela Tomolillo, widow of Angelo, in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same is approved.

Alderman Shawcross presents the report of the Dexter Asylum for the week ending July 30, 1938 and upon his motion the same is read and received.

Alderman Luongo presents the report of the Director of Public Welfare for the month of July, 1938 and upon his motion the same is read and received.

IN CITY COUNCIL.

(City Council File, August 4, 1938.)

No. 254. Report of the City Treasurer for the Month of June, 1938.

No. 255. Two Hundred Thirty-Seventh Quarterly Report of the Board of Commissioners of Sinking Funds.

No. 256. Report of the Harbor Master for the Quarter Ending June 30, 1938.

No. 257. Report of the Bureau of Police and Fire for the Quarter Ending July 9, 1938.

IN BOARD OF ALDERMEN.

AUGUST 15, 1938.

Pursuant to a Warrant issued by His Honor the Mayor, the Board of Aldermen meets this day in Special Session at 12:00 o'clock noon.

From the Board of Tax Assessors is received a communication relative to a change in the 1937 City Tax List to correct a clerical error in an assessment against Anna Perler, in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same is approved.

The Board of Tax Assessors having certified in writing that there are no errors in the assessments, it is voted that the following named petitioners for remission or refund of taxes be severally granted leave to withdraw: Sarah D. Taber, wife of Daniel, Pieloon M. Juskalian, Pietro Baffoni and Louisa Baffoni, Myra E. Cox, and Harold J. Manchester and Clara S. Manchester, trustees u/w of Benjamin B. Manchester.

Alderman Shawcross presents the reports of the Dexter Asylum for the weeks ending August 6 and 13, 1938 and upon his motion the same are read and received.

IN COMMON COUNCIL.

AUGUST 15, 1938.

Pursuant to a Warrant issued by His Honor the Mayor, the Common Council meets this day in Special Session at 12:00 o'clock noon and various matters requiring concurrent action are passed.

IN CITY COUNCIL.

(City Council File, August 15, 1938.)

No. 258. Message of His Honor the Mayor Relative to the Offer of the United States of America in Regard to the Improvement to the Water Works System.

CITY OF PROVIDENCE,
EXECUTIVE DEPARTMENT,
CITY HALL.

August 15, 1938,

To the Honorable the City Council of the City of Providence.

GENTLEMEN :

You are called together in special session today for the purpose of taking action on an offer from the Federal Government, dealing with Improvement to Water Works System, Docket No. 1157-F.

Also for the purpose of considering a Resolution of the Finance Committee recommending the borrowing of \$300,000.00 for W.P.A. projects, in order that projects that have already been started can be completed.

You are also called together for the transaction of any other business that may legally come before Your Honorable Body for consideration.

/s/

JAMES E. DUNNE,
Mayor.

No. 259. Statement of the City Auditor for the
Month of June, 1938.

No. 260. Report of the City Messenger for the
Month of June, 1938.

No. 261. Report of the City Messenger for the
Month of July, 1938.

CHAPTER 961.

No. 262. An Ordinance Permitting the Trustees of the Property of the New York, New Haven and Hartford Railroad Company, Debtor, to Lay Rails Across Allens Avenue for a Side Track to Property of the Eastern Coal Company.

(Approved August 15, 1938.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. Permission and authority are hereby granted to Howard S. Palmer, James Lee Loomis, Henry B. Sawyer, Trustees of the property of The New York, New Haven and Hartford Railroad Company, Debtor, to lay, maintain and use rails for a track beginning at a point in the main line of the Harbor Junction Branch of said railroad company about 340 feet westerly of the westerly line of Allens avenue; thence running easterly over property of said railroad company and across said Allens avenue to other property of said railroad, a distance of 730 feet, more or less, all substantially as shown in red on the accompanying plan entitled: "N.Y. N.H. & H. R.R. Prov. Div. Harbor Jct. Br. PROPOSED SIDETRACK EASTERN COAL CO. PROVIDENCE, R. I. Scale 1" 100' July 25, 1938".

SEC. 2 Said rails shall be laid under the supervision and control of the Joint Standing Committee on Railroads and the Commissioner of Public Works, subject to all of the conditions and requirements of Chapter 51 of the Revised Ordinances of 1914, entitled, "Railroads" as amended.

SEC. 3. This Ordinance shall take effect upon its passage.

CHAPTER 962.

No. 263. An Ordinance Accepting the Offer of the United States of America to Aid by Way of Grant in Financing the Construction of Improvements to the Water Works System (P. W. A. Docket No. R. I. 1157-F).

(Approved August 15, 1938.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. The offer of the United States of America to the City of Providence to aid by way of grant in financing the construction of improvements to the Water Works System, a copy of which offer reads as follows:

FEDERAL EMERGENCY ADMINISTRATION OF PUBLIC WORKS

Washington, D. C.,

Dated Aug. 1, 1938

Docket No. R. I. 1157-F

"City of Providence,

Providence, Rhode Island.

"1. Subject to the Terms and Conditions (PWA Form No. 230, as amended to the date of this Offer), which are made a part hereof, the United States of America hereby offers to aid in financing the construction of improvements to water-works system (herein called the 'Project') by making a grant to the City of Providence, Rhode Island (herein called the 'Applicant'), in the amount of 45 percent of the cost of the Project upon completion, as determined by the Federal Emergency Administrator of Public Works (herein called the 'Administrator'), but not to exceed, in any event, the sum of \$436,379.

"2. By acceptance of this Offer the Applicant covenants to begin work on the Project as early as possible but in no event later than 8 weeks from the date of this Offer and to complete such Project with all practicable dispatch, and in any event within 16 months from the commencement of construction.

"3. This Offer is made subject to the express condition that, if the Administrator shall determine at any time that the Applicant has paid or agreed to pay, whether directly or indirectly, a bonus, commission or fee to any person, firm or corporation for attempting to procure an approval of the Applicant's application, or for alleged services in procuring or in attempting to procure such approval, or for activities of the nature commonly known as lobbying performed or agreed to be performed in connection with the application, then the Administrator shall have the right, in his discretion, to rescind this Offer and any agreements resulting herefrom, and, in the event of such rescission, the United States of America shall be under no further obligation hereunder.

"UNITED STATES OF AMERICA

"Federal Emergency Adiministrator of
Public Works

"By /s/ H. H. May

Assistant Adiministrator"

is hereby in all respects accepted, and the Mayor is hereby authorized, empowered and directed to submit the project, plan, offer and terms and conditions in final form to the Governor of the State of Rhode Island for presentation to the Emergency Public Works Commission for approval, and to act for the city in doing all things required by said offer and acceptance to be done by or on behalf of the city.

SEC. 2. The City of Providence agrees to abide by all the terms and conditions of said offer, including the terms and conditions (PWA. form No. 230) annexed thereto and made a part thereof.

SEC. 3. The Mayor is hereby authorized and directed as soon as said project, plan, offer and terms and conditions are approved by the Emergency Public Works Commission of the State of Rhode Island to send to the Federal Emergency Administration of Public Works three certified copies of the proceedings of the City Council in connection with the adoption of this Ordinance setting forth this Ordinance in full and such further documents or proofs in connection with the acceptance of said offer as may be requested by the Federal Emergency Administration of Public Works.

SEC. 4. This Ordinance shall take effect upon its passage.

SEC. 5. The terms and conditions are as follows:
(PWA. form No. 230 attached hereto)

No. 264. Resolution Authorizing the City Treasurer to Hire the Sum of \$300,000.00 for Expenses Carried on Under the Works Progress Administration.

(Approved August 15, 1938.)

RESOLVED, That the City Treasurer, acting under the direction of the Joint Standing Committee on Finance, be and he is hereby authorized and directed to borrow under the authority of and in compliance with the provisions of Chapter 47 of the General Laws of the State of Rhode Island, as amended by Chapter 1617 of the Public Laws of 1930 and Chapter 1861 of the Public Laws of 1932, during the present financial year, in anticipation of the receipt of the proceeds of the annual tax to be assessed in said present financial year, from time to time and in such amounts as he may be directed to borrow by the Joint Standing Committee on Finance, a sum not to exceed three hundred thousand dollars (\$300,000.00) and to issue and sell at private sale the City's negotiable notes original and

in renewal therefor, bearing interest at a rate not exceeding six per centum (6%) per annum, payable not later than one year from the date of the original notes so issued or renewed or paid and carrying on their face the designation "Note in Anticipation of Taxes", said original and renewal notes to be signed by the City Treasurer and countersigned by the Mayor and the Chairman of the Joint Standing Committee on Finance.

The money thus authorized is hereby appropriated for the purpose of paying for materials, supplies, supervision, transportation and all other necessary expenses on projects carried on under the Works Progress Administration.

No. 265. Resolution Approving a State Unemployment Relief Program for the Month Ending August 31, 1938 in Accordance with "The State Unemployment Relief Act of 1934."

(Approved August 15, 1938.)

RESOLVED, That the City Council of the City of Providence hereby approves the accompanying program for the City of Providence for the month ending August 31, 1938, in accordance with the requirements of "The State Unemployment Relief Act of 1934."

No. 266. Resolution Creating a Joint Special Committee on the Proper Observance of Columbus Day, 1938.

(Approved August 15, 1938.)

RESOLVED, That a Joint Special Committee of the City Council, consisting of three members of the Common Council, to be appointed by the President thereof, and two Aldermen, to be appointed by the Mayor, is hereby created for the purpose of arranging a proper celebration of Columbus Day, October 12, 1938; and

BE IT FURTHER RESOLVED, That the sum of five hundred dollars (\$500.00) or so much thereof as may be necessary therefor, be and the same is hereby appropriated for the purpose of defraying the expenses of said Joint Special Committee, said sum to be charged to the appropriation for Contingencies.

IN BOARD OF ALDERMEN.

SEPTEMBER 1, 1938.

The Accounts for

Dexter Asylum Maintenance,.....	\$2,591.73
Dexter Asylum Payroll,.....	397.21
Asylum Walls and Buildings,.....	9.25

are severally presented, examined and allowed and the Clerk is authorized to certify to the same.

Alderman Luongo presents the report of the Director of Public Welfare for the month of August, 1938, and upon his motion the same is read and received.

Alderman Shawcross presents the reports of the Dexter Asylum for the weeks ending August 20 and 27, 1938, and upon his motion the same are read and received.

Alderman Shawcross also presents the following Resolution, and upon his motion the same is read and passed, viz.:

RESOLVED, That the Board of Aldermen of the City of Providence hereby extends to Alderman and Mrs. Henry A. Violet hearty congratulations on the birth of a daughter on Saturday, August 27, 1938 and expresses its sincere best wishes for the continued good health of Mrs. Violet and her baby daughter.

IN COMMON COUNCIL.

SEPTEMBER 12, 1938.

Pursuant to adjournment, the Common Council meets this day at 8:00 o'clock p. m. and various matters requiring concurrent action are passed.

IN CITY COUNCIL.

(City Council File, September 12, 1938.)

No. 267. Statement of the City Auditor for the Month of July, 1938.

No. 268. Report of the City Treasurer for the Month of July, 1938.

No. 269. Report of the Joint Special Committee on Fourth of July Celebration.

No. 270. Resolution Approving a State Unemployment Relief Program for the Month Ending September 30, 1938 in Accordance with "The State Unemployment Relief Act of 1934."

(Approved September 13, 1938.)

RESOLVED, That the City Council of the City of Providence hereby approves the accompanying program for the City of Providence for the month ending September 30, 1938, in accordance with the requirements of "The State Unemployment Relief Act of 1934."

No. 271. Resolution Permitting The Texas Company to Erect a Gasoline Station.

(Approved September 13, 1938.)

RESOLVED, That the following named person, firm or corporation is hereby granted permission to erect, alter or use a building or structure at the location named herein for the sale of petroleum, kerosene, gasoline, coal oil and their products, com-

pounds and components as described and shown in and on the application therefor and accompanying plat, all on file in the office of the Inspector of Buildings subject to the conditions that said person, firm or corporation shall not violate any of the laws of the State of Rhode Island or any of the Ordinances of the City of Providence relative to the erection, use or occupation of said structure and that said person, firm or corporation shall not allow petroleum, kerosene, gasoline, coal oil or their products, compounds or components, to be conveyed over or across any sidewalk by means of any pipe or hose, and upon such special conditions as are hereby enumerated, viz.:

The Texas Company, 520 Allens Avenue, Plats 101 and 55, Lots 196, 596 and 493; 7 storage Tanks (above ground); capacity of tanks, 2,940,000 gals. gasoline, 1,260,000 gals, oil and 1,348,200 asphalt.

The erection or location of any buildings or structures not shown on the original plat on file with the Inspector of Buildings or any change in the location of buildings or structures from that shown on said plat shall be deemed a violation of this permit.

IN BOARD OF ALDERMEN.

SEPTEMBER 15, 1938.

Alderman Sturges moves that the record of the meeting held on July 1, 1938, as printed and submitted to the Board for approval, be amended by striking out the last paragraph as printed on Page 3 of said record and substituting therefor certain motions and actions purporting to have occurred during the proceedings of the Joint Convention held on May 2, 1938, and this motion is seconded by Alderman Violet.

Alderman McCabe states that the purpose of the motion is to insert in the record of July 1, 1938, certain statements that the Board of Aldermen refused by vote to cause to be inserted in the record of May 2, 1938.

The question being called on the motion to amend, said amendment is lost, the roll being called thereon at the request of Alderman Sturges.

The record of the meeting held July 1, 1938, is then approved as printed by a rising vote, seven members voting in the affirmative and six members in the negative.

From the Board of Tax Assessors is received a communication relative to a change in the 1937 City Tax list to correct a clerical error in an assessment against John Murphy, Temporary Guardian of the Estate of Helen A. Murphy, in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same is approved.

Alderman Shawcross presents the following Resolution, and upon his motion the same is read and passed, under suspension of the rules, viz.:

RESOLVED, That the Works Progress Administration authorities be and they are hereby requested to consider the possibility of causing W.P.A. workers to be paid weekly instead of semi-monthly.

Alderman Shawcross also presents the reports of the Dexter Asylum for the weeks ending September 3 and 10, 1938, and upon his motion the same are read and received.

IN CITY COUNCIL.

(City Council File, September 15, 1938.)

No. 272. Fifty-Fifth Annual Report of the Superintendent of Health.

No. 273. Report of the City Messenger for the Month of August, 1938.

No. 274. Resolution to Pay to the State of Rhode Island, Health Department, the Sum of \$135.00 for the Examination of Dogs' Heads for Rabic Symptoms.

(Approved September 16, 1938.)

RESOLVED, That the following bill for examination of Dogs' Heads for Rabic symptoms be allowed for payment to the State of Rhode Island, Health Department :

<i>Owner</i>	<i>Address</i>	
Mr. Creasy,	27 Rutland St.....	\$ 15.00
Mrs. Nellie McCormick,	101 Comstock Ave.....	15.00
Antoinette DelGuidice,	311 Knight St.....	15.00
Sawyer,	207 Prairie Ave.....	15.00
Joseph Marzitelli,	66 Hunnewell Ave.....	15.00
L. Ottavariano,	132 Knight St.....	15.00
Adelard Thibodeau,	1556 Chalkstone Ave.....	15.00
Emilio Ciolfi,	44 Sycamore St.....	15.00
Adrian Turcotte,	185 Harrison St.....	15.00
		\$135.00

The above payment is authorized under the authority, section thirty (30), Chapter 1936 of the General Laws of the State of Rhode Island of 1923.

No. 275. Resolution to Pay to the Charles V. Chapin Hospital the Sum of \$200.00 for Antirabic Treatments.

(Approved September 16, 1938.)

RESOLVED, That the following bill for the full course of anti-rabic treatment be allowed for payment to the Charles V. Chapin Hospital :

Lester Sawyer, 207 Prairie Ave.....	\$50.00
Bernard Karten, 28 Comstock Ave.....	50.00
Frank Nero, 634 Douglas Ave.....	50.00
Ralph Dube, 93 Cross St.....	50.00
	\$200.00

The above payment is authorized under the authority of Chapter 800 of the Public Laws of 1912, and Chapter 136 of the General Laws of 1923, Section 32.

No. 276. Resolution Authorizing His Honor the Mayor to Execute and Deliver a Bill of Sale to John C. Kiernan for Certain Lots on Taylor Street.

(Approved September 16, 1938.)

RESOLVED, That His Honor the Mayor, is hereby authorized to execute and deliver a bill of sale to John C. Kiernan in consideration of the sum of Five Hundred (\$500.00) Dollars for the three family house located at 30-32 Taylor street in the City of Providence recently condemned in connection with the extension of Robinson street to Taylor street, on condition that said building be removed from the premises within thirty days.

No. 277. Resolution Authorizing His Honor the Mayor to Execute a Quitclaim Deed to William J. Gilbane and Wife Catherine L. of a Part of the City's Easement on Property on Laurel Avenue.

(Approved September 16, 1938.)

RESOLVED, That His Honor the Mayor is hereby authorized and directed to execute a quitclaim deed to William J. Gilbane and Catherine L. Gilbane, his wife, of a part of the city's easement on property owned by said William J. Gilbane and Cather-

ine L. Gilbane, on Laurel avenue, said easement having been executed May 5, 1921 and recorded in Deed Book 748 at page 246 in the office of the Recorder of Deeds in the City of Providence for a consideration of Twenty Five (\$25.00) Dollars.

Nos. 278-282 Inc. Resolutions Permitting Certain Persons, Firms or Corporations to Erect Gasoline Stations.

(Approved September 16, 1938.)

RESOLVED, That the following named person, firm or corporation is hereby granted permission to erect, alter or use a building or structure at the location named herein for the sale of petroleum, kerosene, gasoline, coal oil and their products, compounds and components as described and shown in and on the application therefor and accompanying plat, all on file in the office of the Inspector of Buildings subject to the conditions that said person, firm or corporation shall not violate any of the laws of the State of Rhode Island or any of the Ordinances of the City of Providence relative to the erection, use or occupation of said structure and that said person, firm or corporation shall not allow petroleum, kerosene, gasoline, coal oil or their products, compounds or components, to be conveyed over or across any sidewalk by means of any pipe or hose, and upon such special conditions as are hereby enumerated, viz.:

No. 278. Cartier Brothers, Inc., 161-167 Smith street, Plat 3, Lots 457 and 459; 4 pumps.

No. 279. Hollis R. Kirwin and Louis Fletcher, 1143-1149 Broad street, Plat 53, Lot 199; 4 pumps.

No. 280. Anthony Montecalvo, 260 Huntington avenue, Plat 37, Lot 600; 5 pumps.

No. 281. David E. Slattery, 118 Fox Point boulevard, Plat 18, Lot 216; 3 pumps.

No. 282. John Vingi, 208-212 Huntington avenue, Plat 37, Lots 592 and 593; 3 gasoline pumps and 1 range oil pump.

The erection or location of any buildings or structures not shown on the original plat on file with the Inspector of Buildings or any change in the location of buildings or structures from that shown on said plat shall be deemed a violation of this permit.

IN BOARD OF ALDERMEN.

S E P T E M B E R 2 0 , 1 9 3 8 .

Pursuant to a Warrant issued by His Honor the Mayor, the Board of Aldermen meets this day in Special Session at 8:00 o'clock p. m.

From the Board of Tax Assessors is received a communication relative to a change in the 1938 City Tax list to correct a clerical error in an assessment against William B. Greenough, in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same is approved.

Alderman Shawcross presents the report of the Dexter Asylum for the week ending September 17, 1938, and upon his motion the same is read and received.

At 10:10 o'clock p. m., on motion of Alderman Shawcross, the Board of Aldermen recesses to meet on Thursday, September 29, 1938, at 12:00 o'clock M.

IN COMMON COUNCIL.

S E P T E M B E R 2 0 , 1 9 3 8 .

Pursuant to a Warrant issued by His Honor the Mayor, the Common Council meets this day in Special Session at 8:00 o'clock p. m.

Councilman Presel presents a Resolution making an appropriation of \$15,744,420.88 for the support of the City Government for the financial year ending September 30, 1939.

Councilman Presel states that the Finance Committee is presenting a budget which is balanced in fact. He adds, however, that although the requirements of the budgetary control Resolution provide that printed copies of the budget shall be made available to the City Council at least 10 days prior to the beginning of the next fiscal year, it must be remembered that the Board of Tax Assessors under law file its tax levy fifteen days prior to the beginning of the next fiscal year, and accordingly it is impossible for the Finance Committee to revise the budget estimates of the various departments and have the final balanced budget available in printed form at this time.

Councilman Presel then moves that the Common Council recess until 12:00 o'clock noon on September 29, 1938, and this motion being seconded by Councilman Barnes is put to vote and adopted.

IN CITY COUNCIL.

(City Council File, September 20, 1938.)

No. 283. Message of His Honor the Mayor Relative to the Budget for the City of Providence and the Continuance of Certain W.P.A. Work.

CITY OF PROVIDENCE,
EXECUTIVE DEPARTMENT,
CITY HALL.

September 20, 1938.

To the Honorable the City Council of the City of Providence.

GENTLEMEN :

I have called Your Honorable Body together in special session this evening for the purpose of taking action on the budget and also to consider a resolution of the Finance Committee recommending the appropriation of \$400,000.00 for the continuance of W.P.A. work.

I have called you together for the foregoing, and to consider any other business which may legally come before you for action.

Very sincerely yours,

/s/ JAMES E. DUNNE,

Mayor.

No. 284. Report of the City Treasurer for the Month of August, 1938.

No. 285. Communication from the Board of Tax Assessors Relative to the Gross Amount of the 1938 Tax Assessments.

No. 286. Resolution Authorizing the City Treasurer to Hire the Sum of \$500,000.00 for the Purpose of Building a Coagulation Basin and for Other Water Works Improvement Projects.

(Approved September 20, 1938.)

RESOLVED, That the City Treasurer acting under the direction of the Joint Standing Committee on Finance is hereby authorized and directed to borrow from time to time and in such amounts as may be necessary a sum not exceeding Five Hundred Thousand (\$500,000.00) Dollars and to issue the city's notes therefor, bearing interest at a rate not exceeding five per cent. (5%) per

annum, signed by him and countersigned by the mayor and chairman of the joint standing committee on finance. The money thus obtained is hereby appropriated for and shall be exclusively used and expended for the purposes of building coagulation basins for the water works system (P.W.A. Docket No. 1157-F), and for such other water works improvements as may be authorized by the city council, all in accordance with the provisions of Chapter 2078 of the Public Laws of 1933 as amended, and in conformity with agreement or agreements entered into between the Federal Government and the City of Providence.

The City of Providence portion of cost for the fulfillment of any agreement entered into between itself and the Federal Government for the improvement of the water system shall be repaid by the eventual issuance of "Water bonds," the interest and principal of which shall be paid out of receipts of the Water Department.

No. 287. Resolution Authorizing the City Treasurer to Hire the Sum of \$400,000.00 in Anticipation of Taxes for Projects Carried on Under the Works Progress Administration.

(Approved September 20, 1938.)

RESOLVED, That the City Treasurer, acting under the direction of the Joint Standing Committee on Finance, be and he is hereby authorized and directed to borrow under the authority of and in compliance with the provisions of Chapter 47 of the General Laws of the State of Rhode Island, as amended by Chapter 1617 of the Public Laws of 1930 and Chapter 1861 of the Public Laws of 1932, during the present financial year, in anticipation of the receipt of the proceeds of the annual tax to be assessed in said present financial year, from time to time and in such amounts as he may be directed to borrow by the Joint Standing Committee on Finance, a sum not to exceed four hundred thousand dollars

(\$400,000.00) and to issue and sell at private sale the City's negotiable notes original and in renewal therefor, bearing interest at a rate not exceeding six per centum (6%) per annum, payable not later than one year from the date of the original notes so issued or renewed or paid and carrying on their face the designation "Note in Anticipation of Taxes", said original and renewal notes to be signed by the City Treasurer and countersigned by the Mayor and the Chairman of the Joint Standing Committee on Finance.

The money thus authorized is hereby appropriated for the purpose of paying for materials, supplies, supervision, transportation and all other necessary expenses on projects carried on under the Works Progress Administration.

CHAPTER 963.

No. 288. An Ordinance Permitting Saturday Closing, and Establishing a Five Day Week for City Officers and Employees.

(Approved September 21, 1938.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. The heads of the several city departments, other than the Bureau of Police and Fire, the School Department and the Board of Hospital Commissioners are hereby permitted as hereinafter provided to establish a five day week for the officers and employees in their several departments.

SEC. 2. The heads of the several departments coming within the provisions of this Ordinance, except in cases of emergency, special need or public necessity, may close their departments all day Saturday; but any department head may in his discretion

keep his department open with such number of employees as special circumstances may require. In case any emergency, special need or public necessity is determined to exist by His Honor, the Mayor, the Mayor may require any department head to keep his department open for business on any or all Saturdays, or any part of any Saturday.

SEC. 3. Temporary employees shall be paid on a weekly basis subject to the approval of the Joint Standing Committee on Finance.

SEC. 4. This Ordinance shall take effect upon its passage.

IN COMMON COUNCIL.

SEPTEMBER 23, 1938.

Pursuant to a Warrant issued by His Honor the Mayor, the Common Council meets this day in Special Session at 10:00 o'clock a. m.

Councilman Presel moves that the Common Council extend an invitation to the Board of Aldermen in the usual manner to join with the Common Council in joint session, and this motion being put to vote and adopted, Mr. President Cahir then appoints Councilman Tarro to so inform the Board of Aldermen, and subsequently the two bodies meet.

IN JOINT SESSION.

Hon. James E. Dunne, Mayor, presiding.

Mayor Dunne then reads the following message:

A very serious public emergency has arisen and without going into detail, I wish to state for your information that all heads of departments have been working to the end that this situation will be relieved as soon as it is possible to do so.

In many instances complete restoration has been had, but in certain parts of our city it will take several weeks to rectify all damage.

Constant reports have been made to me by the heads of the various departments on their responsibility. Our sewage plant and incinerator are working normally. Our water has been thoroughly tested, about one hundred times, by our city chemists and by the doctors of the Public Health Department and it is also in perfect condition and the people of Providence can rest assured that the reservoir and the water maintenance are in no way contaminated. However, Dr. Nestor, of the Health Department, has notified me about some people picking our dumps for food-stuffs for use. This I warn the people of our city is one of the most dangerous things that can be done, as an epidemic will be caused by such a practice.

The people can do their part in this trying period, especially by keeping out of the down-town area, unless absolutely necessary for them to visit there, as the public utilities are badly crippled in this section of Providence and people and automobiles impede their progress in restoring same to normal.

Reports have been made to me by food distributors of our city and the people should not become panicky and purchase in large amounts, as this will certainly cause a shortage of food-stuffs.

The financial end of this problem is being worked on by the members of the Finance Committee, the City Treasurer and myself, and we know now that an extra burden of probably several millions of dollars has been added to our ordinary financial responsibilities. The resolutions entered today have been compiled with the hope that we can secure the assistance necessary. It is my hope that both the state and the federal governments will on receipt of the resolutions passed by Your Honorable Body today, take immediate steps to assist in this calamity.

Another matter about which I have been very desirous of advising our public is the charging of excessive prices, or more than

regular prices for gasoline, food-stuffs, or other necessary commodities. I wish to warn the business men of Providence, that if there is any law that can be brought into play to prevent this, it will be immediately enforced and they will be prosecuted.

Councilman Presel states that the Finance Committee in meeting this morning has prepared Resolutions providing for the hiring of \$1,000,000.00 for expenses incidental to the rehabilitation of the City, urging the Governor to make every effort to obtain Federal funds for distribution to the cities and towns for rehabilitation, and directing the Committee on Finance, the Mayor, the City Treasurer and City Solicitor to confer with the Governor relative to financing the rehabilitation of the City. He further states that it is yet too early to state with any degree of accuracy the extent of actual damages in the City of Providence.

Councilmen Adler and Rider and Aldermen Violet and Sturges state that in their opinion a committee should be appointed by His Honor the Mayor and Mr. President Cahir to assume control of the work involved in the rehabilitation of the City.

Alderman Lynch states that up to the present moment the various department heads under the direction of His Honor the Mayor are causing all relief and emergency work to be carried on in an efficient and commendable manner and he sees no reason for any change in this procedure.

On motion of Alderman McCabe, seconded by Alderman Duggan, the Joint Session is then dissolved and the two bodies separate.

IN BOARD OF ALDERMEN.

S E P T E M B E R 2 3 , 1 9 3 8 .

Pursuant to a Warrant issued by His Honor the Mayor, the Board of Aldermen meets this day in Special Session at 10:00 o'clock a. m.

From the Common Council is received an invitation to join that Body in joint session and subsequently the two bodies meet. (For text of message see Common Council record of same date.) On motion of Alderman McCabe, seconded by Alderman Duggan, the joint session is then dissolved and the two bodies separate.

IN CITY COUNCIL.

(City Council File, September 23, 1938.)

No. 289. Message of His Honor the Mayor Relative to the Hurricane Emergency.

CITY OF PROVIDENCE,
EXECUTIVE DEPARTMENT,
CITY HALL.

September 23, 1938.

To the Honorable the City Council of the City of Providence.

GENTLEMEN:

You have been called together this morning in an emergency session to take action on Resolutions of the Finance Committee and any other resolutions dealing with the present disaster.

/s/ JAMES E. DUNNE,
Mayor.

No. 290. Resolution Authorizing the City Treasurer to Hire the Sum of \$1,000,000.00 for Expenses Incident to the Rehabilitation of the City of Provi-

dence as a Result of Damage Caused by the Recent Hurricane.

(Approved September 23, 1938.)

RESOLVED, That the City Treasurer, acting under the direction of the Joint Standing Committee on Finance, be and he is hereby authorized and directed to borrow under the authority of and in compliance with the provisions of Chapter 47 of the General Laws of the State of Rhode Island, as amended by Chapter 1617 of the Public Laws of 1930 and Chapter 1861 of the Public Laws of 1932, during the present financial year, in anticipation of the receipt of the proceeds of the annual tax to be assessed in said present financial year, from time to time and in such amounts as he may be directed to borrow by the Joint Standing Committee on Finance, a sum not to exceed one million dollars (\$1,000,000.00) and to issue and sell at private sale the City's negotiable notes original and in renewal therefor, bearing interest at a rate not exceeding six per centum (6%) per annum, payable not later than one year from the date of the original notes so issued or renewed or paid and carrying on their face the designation "Note in Anticipation of Taxes", said original and renewal notes to be signed by the City Treasurer and countersigned by the Mayor and the Chairman of the Joint Standing Committee on Finance.

The money thus authorized is hereby appropriated for the specific purpose of paying the expenses incidental to the rehabilitation of the City of Providence as a result of damage caused by the recent hurricane. The money thus borrowed shall be expended for the specific purpose named in this Resolution and a separate account set up against which the charges incidental thereto shall be made and accounted for.

No. 291. Resolution Urging His Excellency Governor Quinn to Make Every Effort to Obtain Fed-

eral Funds for the Rehabilitation of Various Cities
and Towns in Rhode Island.

(Approved September 23, 1938.)

RESOLVED, That the City Council of the City of Providence do and it hereby does respectfully urge His Excellency, Robert E. Quinn, Governor of the State of Rhode Island, to make every effort to obtain federal funds for distribution to the cities and towns in the State of Rhode Island for the alleviation of existing conditions and to pay for at least a part of the rehabilitation of the City of Providence to normal conditions.

No. 292. Resolution Directing the Joint Standing
Committee on Finance, the Mayor, City Treasurer
and City Solicitor to Confer with His Excellency
Governor Quinn Relative to Financing the Re-
habilitation of the City of Providence.

(Approved September 23, 1938.)

RESOLVED, That the Joint Standing Committee on Finance, His Honor, the Mayor of the City of Providence, the City Treasurer and the City Solicitor, call upon His Excellency, Robert E. Quinn, Governor of the State of Rhode Island, for the purpose of outlining ways and means of financing the cost of rehabilitation of the City of Providence to normal conditions.

IN BOARD OF ALDERMEN.

SEPTEMBER 29, 1938.

Pursuant to a recess of September 20, 1938, the Board of Aldermen reconvenes this day at 12:00 o'clock m. and various matters requiring concurrent action are passed.

IN COMMON COUNCIL.

SEPTEMBER 29, 1938.

Pursuant to a recess of September 20, 1938, the Common Council reconvenes this day at 12:00 o'clock m. and various matters requiring concurrent action are passed.

IN CITY COUNCIL.

(City Council File, September 29, 1938.)

No. 293. Resolution Making Appropriation of \$15,-744,420.88 for the support of the City Government for the Financial Year Ending September 30, 1939.

(Approved September 30, 1938.)

RESOLVED, That to defray the expenditures of the City of Providence for the financial year commencing October 1, 1938, and ending September 30, 1939, the following sums of money, or so much thereof as are authorized by law, be and they are hereby appropriated for the objects and purposes herein expressed, *provided*, that payments hereunder shall be subject to the provisions of the city ordinances relative to expenditures of money from the city treasury.

I. GENERAL GOVERNMENT.

CITY COUNCIL. (1) For salaries of the aldermen and councilmen, \$29,250.00. (2) for expenses of the city council and of the committees of the city council or either branch thereof, including the expense of expert examination of accounts, and for printing and binding the resolutions of the city council, the small city manual, the sinking fund reports, ordi-

nances and State Laws, \$8,625.00, (3) for the proper reception and entertainment of official representatives of other cities visiting this city, to be expended upon the approval of the head of the department or chairman of the committee supervising such reception and entertainment and for such floral tributes as may be required to be made on behalf of the City of Providence, payments to be made upon the approval of the Mayor, \$50.00; thirty-seven thousand nine hundred twenty-five dollars.

CITY CLERK'S DEPARTMENT. (1) For salaries of the city clerk, his deputies and assistants, \$26,403.00; (2) for expense of the office, \$2,591.00; twenty-eight thousand nine hundred ninety-four dollars.

EXECUTIVE DEPARTMENT. (1) For salaries for the mayor, mayor's secretary and clerk, \$14,026.00; (2) for expenses of office, including the sum of one thousand dollars which the mayor is authorized to expend and which shall be allowed for payment upon the order of said mayor, and also including the sum of thirty-one hundred fifty dollars which is allowed for automobile hire, \$5,000.00; nineteen thousand twenty-six dollars.

AUDITING DEPARTMENT. (1) For salaries of the city auditor, deputy city auditors and assistants, \$23,909.00, (2) for expenses of office, including the costs of printing and binding the annual report of the city auditor, \$3,955.00; twenty-seven thousand eight hundred sixty-four dollars.

EMPLOYEES' RETIREMENT SYSTEM. (1) For salaries of clerk, actuary and temporary assistance, \$10,176.00; (2) for expenses of administration, including the cost of printing the annual report, \$1,020.00, eleven thousand one hundred ninety-six dollars.

EMPLOYEES' RETIREMENT SYSTEM. For appropriation required, as estimated by the actuary employed by the Retirement Board to comply with Section 6 of Chapter 489 of the Public

Laws, passed at the January Session of the General Assembly, A. D. 1923, providing for the retirement of employees of the City of Providence, three hundred eight thousand dollars.

TREASURY DEPARTMENT. (1) For salaries of the city treasurer, deputy city treasurer and assistant, including temporary assistance duly authorized, \$55,318.00; (2) for expenses of office, \$8,910.00, and in addition thereto the receipts on account of the cost of levy and expense incurred in the collection of overdue taxes and sewer assessments, estimated at \$20,000.00; sixty four thousand two hundred twenty-eight dollars.

TAX DEPARTMENT. (1) For salaries of the assessors of taxes, deputies and assistants, including necessary temporary assistance duly authorized, \$69,255.00; (2) for expenses of the department, \$8,616.00; seventy-seven thousand eight hundred seventy-one dollars.

LAW DEPARTMENT. (1) For salaries of the city solicitor, assistant city solicitors and assistants, \$27,060.00; (2) for expenses of office, including officers' and witness' fees, \$3,640.00; thirty thousand seven hundred dollars.

CITY REGISTRAR. (1) For salaries of the city registrar's assistants, \$5,408.00; (2) for expenses attending the collection and recording of births, marriages and deaths, also the expense of printing and binding the annual report of the city registrar, \$4,000.00; nine thousand four hundred eight dollars.

PUBLIC WORKS, MUNICIPAL GARAGE. For salaries and wages on account of the care and maintenance of the Municipal Garage; for tools, supplies and expenses incidental to the maintenance and care of the garage; and for the purchase of gasoline, oils, grease, tires, automobile parts and supplies used for repairs on the City's automobiles, the receipts as provided by Chapter 938 of the Ordinances, approved March 3, 1937.

PUBLIC WORKS OFFICE. (1) For salaries of the commissioner of public works, deputy commissioner, secretary and of-

office assistants, \$45,285.55; (2) for expenses of the office and also for printing and binding the annual report, \$2,490.00; forty seven thousand seven hundred seventy-five dollars and fifty-five cents.

PUBLIC WORKS, CITY ENGINEER. (1) For salaries of the assistant engineer and clerks, exclusive of the assistant engineers employed in other departments, \$68,730.69; (2) for expense of the department, also for printing and binding the annual report of the City Engineer, \$4,100; seventy-two thousand eight hundred thirty dollars and sixty-nine cents.

ELECTIONS. (1) For salaries of the board of canvassers and registration, pay of wardens, clerks and supervisors, and for clerical assistance, \$35,920.00; (2) for the office and election expenses, \$11,860.00, (3) for repairs on ward room buildings and voting booths, to be made under the direction of the commissioner of public buildings, \$500.00; forty-eight thousand two hundred eighty dollars.

CITY HALL. (1) For salaries and wages of the city sergeant, deputy city sergeant and employees in the department of the city messenger, \$37,064.00; (2) for all supplies, and care of furniture, \$12,651.00; (3) for repairs to the city hall building, painting, heating, plumbing, lighting and elevator equipment therein, and the sidewalks adjoining said building, to be expended under the direction of the commissioner of public buildings, \$1,100.00; (4) for local telephone messages out of city hall, through the switch board, all departments, \$4,000.00; (5) for new furnishings and equipment for departments in city hall, \$500.00; fifty-five thousand three hundred fifteen dollars.

PUBLIC BUILDINGS. (1) For salaries of the commissioner of public buildings, superintendent of public buildings, office assistants and employees, \$19,760.22; (2) for expenses of office in City Hall, and work shop in City Yard, \$6,113.30; (3) for repairs and maintenance of public buildings and structures and expenses of miscellaneous property not otherwise provided for,

including such alterations as may be approved by the joint standing committee on city property, \$3,000.00; twenty-eight thousand eight hundred seventy-three dollars and fifty-two cents.

PUBLIC SERVICE ENGINEER. (1) For salaries of the public service engineer and his assistants, \$25,669.00; (2) for all other expenses of the office, \$2,647.90; twenty-eight thousand three hundred sixteen dollars and ninety cents.

PROBATE COURT. (1) For salaries of the judge and clerk of the probate court and assistants, \$18,822.00; (2) for expenses of office, \$1,300.00; twenty thousand one hundred twenty-two dollars.

POLICE COURT. (1) For salaries of the police justices, clerk of the court, deputy clerk, and clerical assistants, \$8,700.00; (2) for expenses of office, \$490.00, to be expended upon the approval of the Justices of the Court; nine thousand one hundred ninety dollars.

DISTRICT COURT. No appropriation this year.

II. *PROTECTION OF LIFE AND PROPERTY.*

POLICE DEPARTMENT. (1) For salaries and wages of clerks, members and employees of the police department and for allowance to the police pension fund required by Chapter 930 of the Public Laws of Rhode Island, passed November 22, 1901, \$1,059,520.92; (2) for supplies and other expenses of the department, \$77,375.00; (3) for repairs on police department buildings, to be expended by the Commissioner of Public Buildings, at the request of the Bureau of Police and Fire, \$4,000.00; (4) for cost of installation and maintenance of automatic traffic control signals for the year 1938-1939, for payrolls for regulation of traffic and care of parking meters, and for traffic signs and equipment including paint for crosswalks and lanes, \$87,408.72 plus receipts from Parking Meters estimated at \$130,000.00; (5) for killing or destroying dogs, \$5,000.00; one million two hundred thirty-three thousand three hundred four dollars and sixty-four cents.

POLICE PENSION FUND OF THE CITY OF PROVIDENCE. For payments to the members of the Police Department such sums as may be due them under the laws and ordinances, upon vouchers properly approved by the Bureau of Police and Fire; the receipts provided for by the laws and ordinances, all donations, contributions and receipts from any source that may be made on account of, or for the benefit of, said fund and in addition thereto, the sum of one hundred thirteen thousand five hundred dollars, or so much thereof as may be necessary.

FIRE DEPARTMENT. (1) For salaries of the officers, members and employees of the fire department, including allowance for temporary absence from duty on account of injuries received while engaged in fire service, and for allowance to the firemen's pension fund required by Chapter 107 of the city ordinances, approved June 18, 1901, \$1,079,933.12; (2) for fire apparatus and repairs of apparatus, for alterations and additions to fire alarm headquarters operating equipment, supplies and other expenses of the department, and for paying all sums of money allowed by the city council under authority of Chapter 874 of the Public Laws, passed at the January session, 1912, \$72,673.00; (3) for repairs on fire department buildings, to be expended by the Commissioner of Public Buildings, at the request of the Bureau of Police and Fire, \$4,000.00; (4) for maintenance of fire hydrants, \$25,000.00, one million one hundred eighty-one thousand six hundred six dollars and twelve cents.

FIREMEN'S PENSION FUND. For payment to the members of the Fire Department such sums as may be due them under the laws and ordinances, upon vouchers properly approved by the Bureau of Police and Fire; the receipts provided for by the laws and ordinances, all donations, contributions and receipts from any source that may be made on account of, or for the benefit of said fund, and in addition thereto the sum of one hundred sixteen thousand dollars, or so much thereof as may be necessary.

INSPECTOR OF BUILDINGS. (1) For salaries of the inspector of buildings, deputy inspector, assistants and clerks, \$33,433.00; (2) for expenses of the department, \$3,610.00; (3) for demolition or repairing of unsafe buildings, city to be reimbursed for such expenditure by a lien against owner of property, \$300.00; thirty-seven thousand three hundred forty-three dollars.

BOARD OF REVIEW. (1) For salaries of the secretary and assistants, \$4,860.00; (2) for expenses of office, \$175.00; five thousand thirty-five dollars.

BUILDING ORDINANCE BOARD OF REVIEW. (1) For salary of the secretary and temporary assistance duly authorized, \$1,000.00; (2) for expenses of office, \$160.00; one thousand one hundred sixty dollars.

SUPERINTENDENT OF WEIGHTS AND MEASURES. (1) For salaries of the superintendent of weights and measures and the deputies specified in Chapter 558 of the ordinances, approved May 6, 1927, \$8,300.00; (2) for expenses of office, \$490.00; eight thousand seven hundred ninety dollars.

RELIEF FUND FOR FIREMEN AND POLICEMEN. For allowances made by the committee on the relief of disabled firemen and policemen; thirteen thousand dollars.

HARBOR. (1) For salary of harbor master, engineer and for assistants during temporary absence, \$4,750.66; (2) for office expenses, expense of maintaining and running the city's launch and maintaining the public landing float, \$700.00; (3) for dredging the harbor, docks and rivers entering the harbor, and for dredging at the Municipal Dock at Field's Point, \$500.00; Items (1) and (2) to be expended under the direction of the Joint Standing Committee on Harbor; and Item (3) to be expended under the direction of the Joint Standing Committee on Harbor and the Joint Standing Committee on City Engineer's Department; five thousand nine hundred fifty dollars and sixty-six cents.

RECORDER OF DEEDS. (1) For salaries of the recorder of deeds and his assistants, \$27,699.00; (2) for all expenses of office, \$3,425.50; thirty-one thousand one hundred twenty-four dollars and fifty cents.

III. HEALTH CONSERVATION AND SANITATION.

HEALTH DEPARTMENT. (1) For salaries of the superintendent of health, his assistants, inspectors and employees, \$81,636.00; (2) for all other expenses, pertaining to the health of the city, other than hospital expenses, also for printing and binding the annual report of the department, \$6,600.00; eighty-eight thousand two hundred thirty-six dollars.

INSPECTOR OF MILK. (1) For salaries of the inspector of milk and his assistants, \$15,055.00; (2) for all expenses of the department, \$2,635.00; seventeen thousand six hundred ninety dollars.

SANITARY ENGINEER OF PLUMBING AND DRAINAGE. (1) For salaries of sanitary engineer of plumbing and drainage, including his duties as inspector of plumbing and his assistants, \$16,355.00; (2) for all other expenses of the office, \$980.50; seventeen thousand three hundred thirty-five dollars and fifty cents.

PUBLIC DRINKING FOUNTAINS. For water and ice for public drinking fountains and for cost of maintenance, to be expended under the direction of the Commissioner of Public Works, three thousand dollars.

CHARLES V. CHAPIN HOSPITAL. (1) *For salaries of the superintendent of the hospital, his assistants and the employees at the hospital, \$171,921.31; (2) for supplies and other expenses incident to maintaining the hospital and the care of the hospital grounds and buildings, and also for printing and binding the annual report, \$97,150.00, and in addition thereto certain receipts specified in the city ordinances, estimated

at \$60,000.00; (3) for repairs to the hospital buildings, including heating, plumbing, lighting and elevator equipment, to be expended under the direction of the Commissioner of Public Buildings, \$5,000.00; two hundred seventy-four thousand seventy-one dollars and thirty-one cents.

PUBLIC WORKS, INCINERATING PLANT. (1) For salary of superintendent, assistants and all wages on account of collection and disposal of garbage and refuse, \$195,000.00; (2) for all other expenses incident to operating the incinerating plant, including purchase of any necessary equipment, \$5,000.00, plus receipts as provided by Chapter 938 of the Ordinances, approved March 3, 1937, estimated at \$24,000.00, to be expended under the direction of the Commissioner of Public Works; two hundred thousand dollars.

PUBLIC WORKS, SEWER MAINTENANCE. (1) For salaries and wages on account of care and maintenance of sewers and drains, the precipitation plant and the disposal of sludge, \$175,000.00; (2) for all other expenses incident thereto, \$87,700.00; two hundred sixty-two thousand seven hundred dollars, and in addition thereto certain receipts estimated at \$45,000.00.

PUBLIC WORKS, STREET CLEANING. (1) For salaries and wages on account of cleaning public highways, \$90,737.40; (2) for all other expenses incident thereto, \$16,600.00, and in addition thereto certain receipts estimated at \$500.00; one hundred seven thousand three hundred thirty-seven dollars and forty cents.

PUBLIC BATH HOUSES. (1) For salaries and wages on account of care and maintenance of public bath houses, \$27,153.50; (2) for all other expenses, \$9,285.00; (3) for repairs on bath houses, \$4,000.00, to be expended under the direction of the Commissioner of Public Buildings; forty thousand four hundred thirty-eight dollars and fifty cents.

PUBLIC COMFORT STATIONS. (1) For salaries and wages, \$31,374.00; (2) for all other expenses incident to maintaining public comfort stations, \$5,375.00; (3) for repairs to buildings, \$4,000.00; forty thousand seven hundred forty-nine dollars to be expended under the direction of the Commissioner of Public Buildings.

IV. HIGHWAYS.

PUBLIC WORKS, HIGHWAYS. (1) For salaries and wages on account of maintaining and repairing highways, numbering and renumbering streets, \$274,336.00; (2) for all other expenses incident thereto, including placing street signs when required by the board of aldermen, \$34,900.00, and in addition thereto certain receipts as specified in the city ordinances estimated at \$50,000.00; three hundred nine thousand two hundred thirty-six dollars.

PUBLIC WORKS, SIDEWALKS AND CURBING. For salaries and wages on account of street curbing and setting the same, building and repairing sidewalks, and for all other expenses incident thereto, the unexpended balance of this account September 30, 1938, all sums received into the treasury for curbstones set and sidewalks constructed and repaired, and in addition thereto; six thousand five hundred nineteen dollars and sixty cents.

PUBLIC WORKS, SNOW REMOVAL. No appropriation this year.

PUBLIC WORKS, BRIDGES. (1) For salaries and wages on account of the construction, repair and maintenance of public bridges, \$26,833.85; (2) for all other expenses incident thereto, \$8,000.00; thirty-four thousand eight hundred thirty-three dollars and eighty-five cents.

PUBLIC WORKS, FORESTRY. (1) For salaries and wages of the city forester and the employees of the department, \$18,470.66;

(2) for all other expenses of the department, \$5,500.00; twenty-three thousand nine hundred seventy dollars and sixty-six cents.

PUBLIC LIGHTS. For all expenses incident to maintaining public lights, to be expended upon the approval of the Joint Standing Committee on Lights; two hundred seventy thousand dollars.

V. *CHARITIES AND CORRECTIONS.*

SUPPORT OF THE POOR. (1) Salaries and wages of the director of public aid, deputy director, his assistants and employees, \$25,724.57; (2) for all expenses incident to the maintenance of the poor department, \$24,620.00, and in addition thereto all receipts of said poor department, estimated at \$7,000.00; (3) for outdoor relief, \$164,598.50; two hundred fourteen thousand nine hundred forty-three dollars and seven cents.

AID TO DEPENDENT CHILDREN. For aid to dependent children, \$65,000.00, in addition to any funds received from the State of Rhode Island for this purpose.

ASYLUM WALLS AND BUILDINGS. For repairs on the asylum walls and buildings; one thousand dollars.

DEXTER ASYLUM MAINTENANCE. For salaries of the superintendent and matron, assistants and employees of the Dexter Asylum and farm, for supplies and all other expenses incident to maintaining the Asylum and the care of the grounds and buildings, for expenses of the Dexter Donation Commission, and repairs and maintenance of Dexter Donation property in other parts of the city; the income from the Dexter Asylum and farm, real estate owned in addition to the farm, invested funds and board of inmates, and in addition thereto, the sum of twenty-one thousand four hundred ninety-six dollars and thirteen cents, or so much thereof as may be necessary.

HOMEOPATHIC HOSPITAL OF RHODE ISLAND. For aid to the Homeopathic Hospital of Rhode Island; payable in equal quarterly installments on the twentieth day of October, January, April and July next ensuing; fifteen thousand dollars.

MIRIAM HOSPITAL. For aid to the Miriam Hospital, payable in equal quarterly installments on the twentieth day of October, January, April and July next ensuing; seven thousand five hundred dollars.

RHODE ISLAND HOSPITAL. (1) For aid to the Rhode Island Hospital, payable, in equal quarterly installments on the twentieth day of October, January, April and July next ensuing, on condition that said Rhode Island Hospital agrees to furnish twenty beds in said hospital for the use and treatment of injured or sick employees of the city, being proper subjects for treatment and recommended by the Mayor, also for treatment of the sick recommended by the Director of Public Aid, \$100,000.00; (2) for maintenance of the city's ambulance service, payable in equal quarterly installments on the twentieth day of October, January, April and July next ensuing, \$10,000.00; one hundred ten thousand dollars; and the Mayor is hereby authorized and directed to contract on behalf of the City of Providence with the Rhode Island Hospital for the use of said beds and the performance of said ambulance service.

ST. JOSEPH'S HOSPITAL. For aid to St. Joseph's Hospital, payable in equal quarterly installments on the twentieth day of October, January, April and July next ensuing; fifteen thousand dollars.

ST. VINCENT DE PAUL INFANT ASYLUM. For aid to the St. Vincent de Paul Infant Asylum, payable in equal quarterly installments on the twentieth day of October, January, April and July next ensuing; two thousand dollars.

JEWISH ORPHANAGE OF RHODE ISLAND. For aid to the Jewish Orphanage of Rhode Island payable in equal quarterly in-

stallments on the twentieth day of October, January, April and July next ensuing ; one thousand dollars.

PROVIDENCE DISTRICT NURSING ASSOCIATION. For aid to the Providence District Nursing Association, payable in equal quarterly installments on the twentieth day of October, January, April and July next ensuing ; twenty thousand dollars.

NORTH END DISPENSARY. For aid to the North End Dispensary of the Providence Section Council of Jewish Women, payable in November ; five hundred dollars.

PROVIDENCE LYING-IN HOSPITAL. For aid to the Providence Lying-In Hospital, payable in equal quarterly installments on the twentieth day of October, January, April and July next ensuing ; twenty-five thousand dollars.

PROVIDENCE ANIMAL RESCUE LEAGUE. For aid to the Providence Animal Rescue League for the disposal of diseased and homeless animals, payable on the twentieth day of October ; five hundred dollars.

SOLDIER'S BURIALS. For allowance for burial of deceased soldiers and sailors of any war, and for headstones for the graves of such as required by Chapter 105 of the General Laws of Rhode Island, \$1,300.00, and for services and expenses of the superintendent of burial of deceased soldiers and sailors, \$50.00, payable in October ; one thousand three hundred fifty dollars.

PROVIDENCE COUNTY JAIL. No appropriation this year.

VI. EDUCATION.

PUBLIC SCHOOLS. For all expenses of maintaining public schools, including repairs to school buildings and rent of Dexter Donation land for school purposes, except the purchase of land for school purposes, or for the improvement of the same, or for the construction of school buildings, in addition to certain re-

ceipts required by law to be expended for public education estimated at \$300,000.00; four million three hundred five thousand seven hundred eighty-seven dollars.

PROVIDENCE PUBLIC LIBRARY. For aid to the Providence Public Library, to be paid in equal quarterly installments on the twentieth day of October, January, April and July next ensuing; sixty-three thousand dollars.

OLNEYVILLE FREE LIBRARY ASSOCIATION. For aid to the Olneyville Free Library Association, to be paid in equal quarterly installments on the twentieth day of October, January, April and July next ensuing; two thousand five hundred dollars.

ELMWOOD PUBLIC LIBRARY ASSOCIATION. For aid to the Elmwood Public Library Association, to be paid in equal quarterly installments on the twentieth day of October, January, April and July next ensuing; nine thousand dollars.

MUSEUM, ROGER WILLIAMS PARK. For expenditures as directed by the Park Commissioners during curtailment of the Museum, eight thousand ninety-three dollars and twenty-eight cents.

VII. RECREATION.

PUBLIC PARKS, OFFICE. (1) For salaries of the superintendent of parks, clerks and employees in the office of the park commissioners, \$9,030.00; (2) for expenses of the office, \$995.00; ten thousand twenty-five dollars.

PUBLIC PARKS, GENERAL ACCOUNT. (1) For salaries and wages on account of care and maintenance of public parks, gardens, parkways, playgrounds and the Dexter Training Field, not including Roger Williams Park, \$35,184.50; (2) for all other expenses incident thereto, \$13,750.00; and in addition thereto the unexpended balance of this account September 30, 1938; the incomes of the Samuel H. Tingley Trust Fund and

Gladys Potter Trust Fund, and certain receipts as provided in the city ordinances; (3) for repairs on buildings in the several parks, to be expended by the Board of Park Commissioners, \$2,200.00; (4) for properly improving baseball fields, \$1,800.00; fifty-two thousand nine hundred thirty-four dollars and fifty cents.

PUBLIC PARKS, ROGER WILLIAMS PARK. (1) For salaries and wages on account of care and maintenance of Roger Williams Park, \$32,000.00; (2) for all other expenses incidental thereto, \$3,000.00; and in addition thereto the unexpended balance of this account September 30, 1938, the income of the Anna H. Man Trust Fund, and certain receipts as provided in the city ordinances estimated at \$15,000.00; (3) for repairs on Roger Williams Park buildings, to be expended by the Board of Park Commissioners, \$3,000.00; (4) the income of the Charles H. Smith Trust Fund to be expended in accordance with the provisions of the bequest; thirty-eight thousand dollars.

PUBLIC CELEBRATIONS. For public celebrations and entertainments, viz.: (1) the observance of Memorial Day, \$700.00 to be paid to the order of the Department Commander of the Grand Army of the Republic; \$250.00 to be paid to the order of the Department Commander of the United Spanish War Veterans; \$100.00 to be paid to the Disabled American Veterans of the World War; \$300.00 to be paid to the order of the Department Commander of the Veterans of Foreign Wars of the United States; and \$150.00 to be paid to the American Legion of Providence, R. I.; (2) the observance of Labor Day, 1939, \$100.00; (3) the observance of Armistice Day, \$150.00 to be paid to the order of the Department Commander of the American Legion, Department of Rhode Island, \$250.00 to be expended with the approval of Joint Special Committee on Armistice Day observance; (4) for decorating exterior of public buildings on occasions when ordered by the Mayor, \$500.00; two thousand five hundred dollars.

MUNICIPAL GOLF COURSE MAINTENANCE. For salaries and wages of employees and all other expenses incidental to the operating of the Municipal Golf Course, the sum of one thousand dollars, plus receipts.

PUBLIC PLAYGROUNDS. (1) For salaries and wages of the superintendent, clerk and employees of public playgrounds, recreation activities and centers, and for maintaining baths in school buildings during the summer season for the use of children of school age, \$22,331.23; (2) for equipment and all other expenses, \$8,000.00; thirty thousand three hundred thirty-one dollars and twenty-three cents; to be expended under the direction of the Board of Recreation.

VIII. MISCELLANEOUS.

CONTINGENCIES. For payment of execution issued from courts; for claims for damages allowed; for rent of Pioneer Hall lot \$275.00; for ringing the First Baptist bell every week day at sunrise, at noon and at nine o'clock in the evening, excepting during the months of July and August, the sum of \$125.00, payable in May to the Charitable Baptist Society; for removal of obstructions and cleaning rivers and harbors, for prevention of pollution, to be expended under the direction and approval of the Commissioner of Public Works and the Chairman of the River Pollution Commission, \$1,000.00; for expenses of the City Plan Commission, \$2,000.00; and for such other expenditures not otherwise provided for, as have been or may hereafter be legally ordered; fifteen thousand dollars.

IX. MUNICIPAL INDUSTRIES.

PUBLIC WORKS, WATER WORKS MAINTENANCE. (1) For salaries and wages on account of maintenance of and managing the water works, including the salaries of assistant engineers employed on the water works, \$397,496.16, (2) for all the other expenses incident to managing the water works, \$349,900.00; seven hundred forty-seven thousand three hundred

ninety-six dollars and sixteen cents, or so much thereof as may be required for such purposes.

MUNICIPAL DOCKS. For expenses of maintaining municipal dock at Field's Point. (1) For salaries and wages, \$9,243.00; (2) for all other expenses incident to maintaining the dock, including the necessary tools and supplies, \$2,739.50; eleven thousand nine hundred eighty-two dollars and fifty cents; to be expended under the direction of the Joint Standing Committee on Municipal Terminal Development.

X. INTEREST.

Interest on floating debt, ninety thousand dollars.

Interest on floating debt, water supply, two thousand dollars.

Interest on bridge loans, thirty-nine thousand two hundred seventy-five dollars; for the following issues:

Due March 1, 1949, twenty-one thousand two hundred fifty dollars.
 Due serially until July 1, 1952, twelve thousand six hundred dollars.
 Due serially until March 1, 1954, five thousand four hundred twenty-five dollars.

Interest on fire and police loan, due serially until July 1, 1952, eight thousand four hundred dollars.

Interest on harbor loans, forty-seven thousand six hundred dollars; for the following issues:

Due January 1, 1945, twenty thousand dollars.
 Due January 1, 1946, ten thousand dollars.
 Due January 3, 1948, eight thousand dollars.
 Due June 1, 1950, nine thousand six hundred dollars.

Interest on highway loans, three hundred eight thousand nine hundred dollars; for the following issues:

Due May 1, 1944, twenty-eight thousand dollars.
 Due January 1, 1945, sixty thousand dollars.
 Due January 1, 1946, twelve thousand dollars.
 Due June 1, 1950, twenty thousand dollars.
 Due May 1, 1952, twenty thousand dollars.
 Due April 2, 1953, fourteen thousand dollars.
 Due serially until December 1, 1939, three thousand one hundred eighty-seven dollars and fifty cents.
 Due serially until June 1, 1950, twelve thousand dollars.
 Due serially until January 1, 1941, ten thousand dollars.
 Due serially until July 1, 1941, six thousand dollars.
 Due serially until July 1, 1942, six thousand four hundred dollars.
 Due serially until April 1, 1948, twenty-eight thousand dollars.
 Due serially until April 1, 1952, thirty-one thousand five hundred dollars.

Due serially until March 1, 1949, three thousand six hundred seventy-five dollars.

Due serially until January 1, 1951, fifteen thousand dollars.

Due serially until February 1, 1957, twenty-nine thousand one hundred thirty-seven dollars and fifty cents.

Due serially until May 1, 1958, ten thousand dollars.

Interest on hospital loans, thirty thousand seven hundred twenty-five dollars; for the following issues:

Due May 1, 1940, thirteen thousand one hundred twenty-five dollars.

Due serially until June 1, 1950, twelve thousand dollars.

Due serially until July 1, 1952, five thousand six hundred dollars.

Interest on park and playground loans, fifty-nine thousand seven hundred fifty dollars; for the following issues:

Due May 1, 1947, twenty-three thousand five hundred ninety dollars.

Due November 1, 1947, twelve thousand dollars.

Due January 3, 1948, twelve thousand dollars.

Due serially until July 1, 1957, twelve thousand one hundred sixty dollars.

Interest on Providence World War Memorial loan, due serially until July 1, 1962, eight thousand six hundred forty dollars.

Interest on public improvement loans, thirty-six thousand eight hundred eighty dollars; for the following issues:

Due January 1, 1947, twelve thousand eight hundred eighty dollars.

Due June 1, 1950, twelve thousand dollars.

Due serially until June 1, 1950, twelve thousand dollars.

Interest on school loans, five hundred thirty-three thousand one hundred eighty-five dollars; for the following issues:

Due May 1, 1939, ten thousand five hundred dollars.

Due November 1, 1943, twelve thousand dollars.

Due January 1, 1946, twenty thousand dollars.

Due January 1, 1947, twenty thousand dollars.

Due June 1, 1950, ten thousand dollars.

Due May 1, 1952, twenty thousand dollars.

Due April 2, 1953, ("A" issue), sixteen thousand dollars.

Due April 2, 1953, twenty-eight thousand dollars.

Due April 1, 1954, twenty-one thousand two hundred fifty dollars.

Due October 1, 1954, twenty thousand dollars.

Due May 2, 1957, forty thousand dollars.

Due January 3, 1958, twenty-four thousand dollars.

Due March 1, 1959, forty-two thousand five hundred dollars.

Due serially until December 1, 1959, forty-five thousand six hundred eighty-seven dollars and fifty cents.

Due serially until January 1, 1951, fifty thousand dollars.

Due serially until July 1, 1961, forty-six thousand dollars.

Due serially until April 1, 1962, fifty-four thousand dollars.

Due serially until July 1, 1962, fifteen thousand three hundred sixty dollars.

Due serially until April 1, 1973, twenty-four thousand five hundred dollars.

Due serially until March 1, 1964, thirteen thousand three hundred eighty-seven dollars and fifty cents.

Interest on sewage disposal plant loan, due serially until April 1, 1953, thirteen thousand one hundred twenty-five dollars.

Interest on sewer loans, two hundred fifty-six thousand six hundred twelve dollars and fifty cents; for the following issues:

- Due May 1, 1940, fourteen thousand dollars.
- Due November 1, 1941, seventeen thousand five hundred dollars.
- Due May 1, 1944, fifteen thousand dollars.
- Due November 1, 1947, twelve thousand dollars.
- Due March 1, 1949, twenty-one thousand two hundred fifty dollars.
- Due June 1, 1950, eight thousand dollars.
- Due May 1, 1952, eight thousand dollars.
- Due April 1, 1954, twenty-one thousand two hundred fifty dollars.
- Due January 2, 1956, twenty-eight thousand dollars.
- Due May 2, 1957, forty thousand dollars.
- Due serially until December 1, 1949, twenty-four thousand four hundred thirty-seven dollars and fifty cents.
- Due serially until June 1, 1950, twelve thousand dollars.
- Due serially until April 1, 1952, fifteen thousand seven hundred fifty dollars.
- Due serially until April 1, 1958, fourteen thousand dollars.
- Due serially until March 1, 1954, five thousand four hundred twenty-five dollars.

Interest on unemployment relief loans, twenty-one thousand three hundred dollars; for the following issues:

- Due serially until July 1, 1944, six thousand three hundred dollars.
- Due serially until June 1, 1945, four thousand two hundred dollars.
- Due serially until August 1, 1947, ten thousand eight hundred dollars.

Interest on emergency unemployment relief loan, seventy-five thousand five hundred fifty dollars; for the following issues:

- Due serially until May 1, 1945, twelve thousand two hundred fifty dollars.
- Due serially until January 1, 1951, ten thousand dollars.
- Due serially until February 1, 1957, thirty-three thousand three hundred dollars.
- Due serially until May 1, 1958, twenty thousand dollars.

Interest on P. W. A. Dockets, thirty-three thousand eight hundred ninety dollars; for the following issues:

- Docket No. 1243, due serially until July 1, 1944, one thousand nine hundred eighty dollars.
- Docket No. 1244, due serially until July 1, 1944, four thousand five hundred dollars.
- Docket No. 1249, due serially until August 1, 1954, eight thousand one hundred sixty dollars.
- Docket No. 1132 F, due serially until September 1, 1958, nineteen thousand two hundred fifty dollars.

Interest on water supply loans, seven hundred thirty thousand dollars; for the following issues:

- Due January 3, 1942, forty thousand dollars.
- Due January 2, 1946, forty thousand dollars.
- Due January 3, 1952, forty thousand dollars.
- Due July 1, 1956, forty thousand dollars.
- Due February 1, 1962, forty-five thousand dollars.
- Due May 1, 1962, eighty thousand dollars.
- Due July 1, 1962, forty thousand dollars.
- Due December 1, 1962, one hundred thousand dollars.
- Due February 1, 1964, eighty-five thousand dollars.
- Due October 1, 1964, sixty thousand dollars.
- Due July 1, 1965, one hundred thousand dollars.
- Due January 3, 1968, sixty thousand dollars.

XI. CITY DEBT.

SINKING FUNDS TO REDEEM LOANS. The sum of three hundred seventy-four thousand four hundred ninety dollars.

Harbor loan due January 1, 1945, ten thousand dollars.
 Harbor loan due January 1, 1946, five thousand dollars.
 Harbor loan due January 3, 1948, seven thousand five hundred dollars.
 Harbor loan due June 1, 1950, four thousand eight hundred dollars.
 Highway loan due May 1, 1944, fourteen thousand dollars.
 Highway loan due January 1, 1945, thirty thousand dollars.
 Highway loan due January 1, 1946, six thousand dollars.
 Highway loan due June 1, 1950, ten thousand dollars.
 Highway loan due May 1, 1952, ten thousand dollars.
 Highway loan due April 2, 1953, seven thousand dollars.
 Park loan due May 1, 1947, five thousand seven hundred fifty dollars.
 Park and playground loan due November 1, 1947, six thousand dollars.
 Park and playground loan due January 3, 1948, ten thousand five hundred dollars.
 Public Improvement loan due January 1, 1947, six thousand four hundred forty dollars.
 Public Improvement loan due June 1, 1950, six thousand dollars.
 School loan due November 1, 1943, six thousand dollars.
 School loan due January 1, 1946, ten thousand dollars.
 School loan due January 1, 1947, ten thousand dollars.
 School loan due June 1, 1950, five thousand dollars.
 School loan due May 1, 1952, ten thousand dollars.
 School loan due April 2, 1953, fourteen thousand dollars.
 School loan due April 2, 1953, ("A" issue) eight thousand dollars.
 School loan due April 1, 1954, ten thousand dollars.
 School loan due October 1, 1954, ten thousand dollars.
 School loan due May 2, 1957, twenty thousand dollars.
 School loan due January 3, 1958, twelve thousand dollars.
 School loan due March 1, 1959, nineteen thousand dollars.
 Sewer loan due May 1, 1944, seven thousand five hundred dollars.
 Sewer loan due November 1, 1947, six thousand dollars.
 Sewer loan due June 1, 1950, four thousand dollars.
 Sewer loan due May 1, 1952, four thousand dollars.
 Sewer loan due April 1, 1954, ten thousand dollars.
 Sewer loan due January 2, 1956, fourteen thousand dollars.
 Sewer loan due May 2, 1957, twenty thousand dollars.
 Sewer loan due March 1, 1949, eighteen thousand dollars.
 Bridge loan due March 1, 1949, eighteen thousand dollars.

LOANS APPROPRIATION ACCOUNT. Twenty-eight thousand two hundred thirty-two dollars and fifty cents for payment of notes, viz.:

Anticipation of Taxes, Public Works Snow Removal loan notes issued under authority of Chapter 1617, Public Laws of 1930 and Chapter 1861, Public Laws of 1932.

APPROPRIATION TO RETIRE SERIAL BONDS. The sum of one million six hundred twenty-nine thousand eight hundred thirty-seven dollars and sixty-two cents.

Bridge loan issued July 1, 1932, twenty-two thousand five hundred dollars.
 Bridge loan issued March 1, 1934, ten thousand dollars.
 Fire and police loan issued July 1, 1932, fifteen thousand dollars.
 Hospital loan issued June 1, 1930, twenty-five thousand dollars.

- Hospital loan issued July 1, 1932, ten thousand dollars.
Highway loan issued December 1, 1929, fifty thousand dollars.
Highway loan issued June 1, 1930, twenty-five thousand dollars.
Highway loan issued January 1, 1931, one hundred thousand dollars.
Highway loan issued July 1, 1931, fifty thousand dollars.
Highway loan issued April 1, 1932, fifty thousand dollars.
Highway loan issued July 1, 1932, forty thousand dollars.
Highway loan issued April 1, 1933, eighty thousand dollars.
Highway loan issued March 1, 1934, ten thousand dollars.
Highway loan issued January 1, 1936, sixty thousand dollars.
Highway loan issued February 1, 1937, seventy thousand dollars.
Highway loan issued May 1, 1938, twenty-two thousand three hundred ten dollars.
Park and playground loan issued July 1, 1932, sixteen thousand dollars.
Providence World War Memorial loan issued July 1, 1932, nine thousand dollars.
Public Improvement loan issued June 1, 1930, twenty-five thousand dollars.
School loan issued December 1, 1929, fifty thousand dollars.
School loan issued January 1, 1931, one hundred thousand dollars.
School loan issued July 1, 1931, fifty thousand dollars.
School loan issued April 1, 1932, fifty thousand dollars.
School loan issued July 1, 1932, sixteen thousand dollars.
School loan issued April 1, 1933, twenty thousand dollars.
School loan issued March 1, 1934, fifteen thousand dollars.
Sewer loan issued December 1, 1929, fifty thousand dollars.
Sewer loan issued June 1, 1930, twenty-five thousand dollars.
Sewer loan issued April 1, 1932, twenty-five thousand dollars.
Sewer loan issued April 1, 1933, twenty thousand dollars.
Sewer loan issued March 1, 1934, ten thousand dollars.
Sewage disposal plant loan issued April 1, 1933, twenty-five thousand dollars.
Emergency unemployment relief loan issued May 1, 1935, one hundred thousand dollars.
Emergency unemployment relief loan issued January 1, 1936, forty thousand dollars.
Emergency unemployment relief loan issued February 1, 1937, eighty thousand dollars.
Emergency unemployment relief loan issued May 1, 1938, forty-four thousand six hundred twenty dollars.
Unemployment relief loan issued July 1, 1934, thirty-five thousand dollars.
Unemployment relief loan issued June 1, 1935, thirty thousand dollars.
Unemployment relief loan issued August 1, 1937, sixty thousand dollars.
P. W. A. Docket No. 1243, issued July 1, 1934, five thousand eight hundred seventy-one dollars and thirteen cents.
P. W. A. Docket No. 1244, issued July 1, 1934, seventeen thousand eight hundred thirty-four dollars and forty-nine cents.
P. W. A. Docket No. 1249, issued August 1, 1934, seventeen thousand dollars.
P. W. A. Docket No. 1132 F, issued September 1, 1938, fifty-three thousand and seven hundred two dollars.

XII. DEFICIT ACCOUNT.

For amount equal to the balance of deficiency of the city for the year ending September 30, 1937, the sum of two hundred forty-nine thousand three hundred forty-one dollars and ninety-nine cents is hereby appropriated.

The Joint Standing Committee on Finance may, upon the written request of the City Auditor, authorize the transfer from one division to another in any appropriation, provided it appears

at the time request is made that the amount of such transfer will not be needed for the purpose designated herein.

No. 294. Resolution Making Various Transfers to
Close the Books of the City of Providence for the
Fiscal Year Ending September 30, 1938.

(Approved September 30, 1938.)

RESOLVED, That the following transfers be and are hereby ordered from the appropriations of the departments named herein to the appropriations of those other departments named herein for the purpose of balancing the accounts for the fiscal year ending September 30, 1938, viz:

Relief Fund for Firemen and Policemen to Health Dept. Item (2).....	\$1,500.00
Public Service Engineer Item (1) to Health Dept. Item (2).....	1,800.00
Inspector of Bldgs. Item (1) to Health Dept. Item (2)	40.00
Inspector of Bldgs. Item (2) to Health Dept. Item (2)	435.00
Inspector of Bldgs. Item (3) to Health Dept. Item (2)	225.00
Pub. Service Eng. Item (2) to Public Lights.....	840.00
Relief Fund for Firemen and Policemen to San. Eng. Plumbing & Drainage, Item (2).....	53.03
Soldiers Burials to San. Eng. Plumbing & Drainage, Item (2).....	500.00
Police Court, Item (2) to San. Eng. Plumbing & Drainage, Item (2).....	102.68
Public Bldgs. Item (3) to Pub. Comft. Sta. Item (2)	1,100.00
Public Bldgs. Item (3) to Pub. Bath Houses, Item (2)	100.00
City Hall, Item (3) to Pub. Bath Houses, Item (2) ..	800.00
City Council, Item (2) to Pub. Bath Houses, Item (2)	801.63

City Council, Item (3) to Pub. Bath Houses, Item (2)	40.00
Law Dept. Item (2) to Pub. Bath Houses, Item (2)	100.00
Pub. Parks General, Item (3) to Museum, Roger Williams Park,	900.00
Pub. Parks, Item (1) to Pub. Parks, Roger Williams Park, Item (1).....	2,500.00
Pub. Parks General, Item (1) to Pub. Parks, Roger Williams Park, Item (2).....	4,000.00
Asylum Walls & Bldgs. to Dexter Asylum.....	1,000.00
Fire Dept. Item (1) to Firemen's Pension Fund....	7,250.00
Fire Dept. Item (1) to Police Pension Fund.....	5,000.00
Reserved Fund to Contingencies.....	20,000.00
Municipal Golf Course to Dexter Asylum.....	1,000.00
Reserved Fund to C. V. Chapin Hosp. Item (1)....	4,000.00
Harbor, Item (3) to Int. on Floating Debt.....	690.00
P. W. Office, Item (1) to P. W. Bridges, Item (1)..	2,300.00
P. W. Office, Item (2) to P. W. Bridges, Item (1)..	800.00
P. W. Highways, Item (2) to P. W. Bridges, Item (1)	900.00
P. W. Highways, Item (2) to P. W. Bridges, Item (2)	500.00
P. W. Highways, Item (2) to P. W. Forestry, Item (1)	5,500.00
P. W. Highways, Item (2) to P. W. Incinerator, Item (1)	41,000.00
P. W. Highways, Item (2) to P. W. Incinerator, Item (2)	3,000.00
P. W. Highways, Item (2) to P. W. Sewer Maint., Item (1)	36,000.00
P. W. Highways, Item (2) to P. W. Sidewalks and Curbing	6,000.00
P. W. Highways, Item (2) to P. W. Street Cleaning, Item (1)	5,000.00
Reserved Fund to Tax Department.....	9,268.83
Reserved Fund to Interest on Floating Debt.....	2,675.86
Reserved Fund to Treasury Department.....	1,165.93

No. 295. Resolution Making Additional Appropriations to Certain Departments for the Fiscal Year Ending September 30, 1938.

(Approved September 30, 1938.)

RESOLVED, That the appropriation for the following departments as made by City Council Resolution No. 263, approved September 30, 1937, be and the same are hereby increased by adding thereto the following:

Elections, Item (1) salaries.....	\$22,800.00
Elections, Item (2) expenses.....	2,850.00
Elections, Item (3) bldg. repairs.....	150.00
Aid to Dependent Children.....	20,338.53
Support of the Poor, Item (1) salaries.....	5,434.97
Support of the Poor, Item (2) expense.....	28,670.74
Support of the Poor, Item (3) outdoor relief.....	149,468.84
	\$229,713.08

No. 296. Resolution Adding the Sum of \$15,000.00 to the Appropriation for Sewers.

(Approved September 30, 1938.)

RESOLVED, That the sum of fifteen thousand dollars (\$15,000.00) be and the same is hereby added to the appropriation for sewers, and the City Treasurer, acting under the direction of the Joint Standing Committee on Finance, is hereby authorized to hire the same under the provisions of an Act passed by the General Assembly at its January Session, A. D. 1937, entitled "An Act Authorizing the City of Providence to hire the sum of One Hundred Thousand Dollars for Sewer Purposes."

No. 297. Resolution to Pay to the Board of Commissioners of Sinking Funds the Sum of \$516.31, the Unexpended Balance Left from Various Appropriations.

(Approved September 30, 1938.)

RESOLVED, That the City Treasurer be and he is hereby authorized and directed to pay to the Board of Commissioners of Sinking Funds the sum of five hundred sixteen and 31/100 dollars (\$516.31) being the unexpended cash balance of money appropriated and hired for Loan Accounts under the following Resolutions, viz: the unexpended cash balance of money hired for City Hall Alterations Loan Account under authority of City Council Resolution No. 191, series of 1936, twenty-two and 84/100 dollars (\$22.84); the unexpended cash balance of money hired for Harbor Improvement Loan Account under authority of City Council Resolutions Nos. 294 and 359, series of 1932, thirty-one and 25/100 dollars (\$31.25); the unexpended cash balance of money hired for Highway Special Loan Account under authority of City Council Resolution No. 77, series of 1936, twelve and 68/100 dollars (\$12.68); the unexpended cash balance of money hired for Parks and Playgrounds Loan Account under authority of City Council Resolution No. 79, series of 1936, three cents; and the unexpended cash balance of money hired for State Unemployment Relief Loan Account under authority of Board of Aldermen Resolution approved February 2, 1932; and the Commissioner of Sinking Funds, acting under authority of Section 10 of Chapter 61 of the Revised Ordinances of 1914, shall add the same to the Sinking Funds under their control.

No. 298. Resolution Providing for the Assessment and Collection of Poll Taxes.

(Approved September 30, 1938.)

RESOLVED, That the Poll Tax assessed by the Board of Tax Assessors, June 15, 1938, shall be paid to and collected by the

City Treasurer on and between the 15th day of December, A. D. 1938 and the 6th day of January, A. D. 1939, inclusive.

The City Treasurer shall by advertisement in the public newspapers of the City and by posting up one or more notices in each voting district of the City, at least one week before the said 15th day of December A. D. 1938, notify all persons assessed as aforesaid to pay said tax at his office on and between the 15th day of December A. D. 1938 and the 6th day of January A. D. 1939, inclusive.

No. 299. Resolution to Pay to the Charles V. Chapin Hospital the Sum of \$150.00 for Antirabic Treatments.

(Approved September 30, 1938.)

RESOLVED, That the following bill for the full course of anti-rabic treatment be allowed for payment to the Charles V. Chapin Hospital:

Justina Dailtura.....	\$ 50.00
Alex Dailtura.....	50.00
William Lonergan.....	50.00
	<hr/>
	\$150.00

The above payment is authorized under the authority of Chapter 800 of the Public Laws of 1912, and Chapter 136 of the General Laws of 1923, Section 32.

IN COMMON COUNCIL.

OCTOBER 3, 1938.

Upon motion of Councilman Tarro, the Resolution requesting the Commissioners of the North Burial Ground to set apart

certain periods for public inspection of the North Burial Ground, and to issue a general invitation to citizens to inspect the North Burial Ground during the periods set apart, is indefinitely postponed.

IN BOARD OF ALDERMEN.

OCTOBER 6, 1938.

The Accounts for

Dexter Asylum Maintenance,.....	\$2,307.87
Dexter Asylum Payroll,.....	397.37
Asylum Walls and Buildings,.....	1.10

are severally presented, examined and allowed and the Clerk is authorized to certify to the same.

From the Board of Tax Assessors are received various communications relative to changes in the 1938 City Tax List to correct clerical errors in assessments in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same are approved.

(See Files of the Board of Aldermen.)

Alderman Luongo presents the report of the Director of Public Welfare for the month of September, 1938, and upon his motion the same is read and received.

Alderman Lynch presents the report of the City Clerk for the quarter ending September 30, 1938, and upon his motion the same is read and received.

Alderman Shawcross presents the reports of the Dexter Asylum for the weeks ending September 24 and October 1, 1938, and upon his motion the same are read and received.

IN CITY COUNCIL.

(City Council File, October 6, 1938.)

No. 300. Resolution Directing the City Solicitor to Apply for Legislation Granting Certain Easements to the United States of America for the Construction of a Post Office Annex Building at Providence.

(Approved October 10, 1938.)

RESOLVED, That the City Solicitor is hereby directed to apply to the General Assembly at its January Session, A. D. 1939 for such legislation as may be necessary to authorize the City of Providence to ratify and confirm the grant of easements to the United States for the construction and maintenance of a tunnel, bridge and footings, for support of the proposed Post Office annex and driveway structure, in accordance with the accompanying Resolution granting certain easements to the United States of America for the construction of a Post Office annex building.

No. 301. Resolution Granting Certain Easements to the United States of America for the Construction of a Post Office Annex Building at Providence.

(Approved October 10, 1938.)

RESOLVED, That *Whereas*, the United States of America has acquired for the construction of a Post Office Annex building at Providence, Rhode Island, a tract of land bounded on the southwest by Exchange Terrace, on the southeast and east by Exchange Place and Steeple street, respectively, on the north and northeast by Promenade street and land of the City of Provi-

dence, respectively, on the northwest by other land of the City of Providence and land of the New York, New Haven and Hartford Railroad Company; and

Whereas, the plans for the construction of the proposed building contemplate the erection, maintenance and use of an overhead bridge for the handling of mail from the Post Office Annex building over and across lands of the City of Providence and the New York, New Haven and Hartford Railroad Company to connect with the southeasterly side of the viaduct of the New York, New Haven and Hartford Railroad Company, and the construction, maintenance and use of a mail-handling tunnel under and across Exchange Place between the present Post Office building and the Post Office Annex building, as shown by Drawing "J R & A No. 1-A", dated June 27, 1938, made by Jackson, Robertson and Adams, Architects, the original of which is on file in the Public Buildings Branch of the Procurement Division, Treasury Department, Washington, D. C., blueprint of which is attached hereto and by reference made a part hereof; and an easement for the construction and maintenance on Exchange Place, Promenade street, and other lands of the City of Providence of piers, footings and foundations for the support of the proposed Post Office Annex building and driveway structure, as shown on Drawing "J R & A No. 402," made by Jackson, Robertson and Adams, Architects, the original of which is on file in the Public Buildings Branch of the Procurement Division, Treasury Department, Washington, D. C., blue print of which is hereto attached and by reference made a part hereof, and

Whereas, it is necessary that there be granted to the United States of America easements to construct, maintain and use the said bridge, tunnel, piers, footings and foundations as shown by said Drawings "J R & A No. 1-A," dated June 27, 1938, and "J R & A No. 402."

NOW, THEREFORE, HIS HONOR THE MAYOR is hereby authorized to execute an instrument in the accompanying form and as hereinafter set forth granting to the United States of America easements for the aforesaid purposes.

"THIS INDENTURE, made this _____ day of _____ A. D. 1938, by and between the City of Providence, a municipal corporation of the State of Rhode Island, hereinafter called the "City", party of the first part, and the United States of America, hereinafter called the "Government", party of the second part,
WITNESSETH :

That the City of Providence, for and in consideration of the sum of One (\$1.00) Dollar, and other good and valuable considerations, to it in hand paid by the "Government", the receipt whereof is hereby acknowledged, does hereby grant and convey unto the United States of America an easement to construct, maintain and use a mail-handling tunnel under and across Exchange Place between the present Post Office building and the Post Office Annex building, for so long as the said properties shall be owned and used for purposes of the United States, an easement to construct and maintain over and across land of the City of Providence an overhead bridge which will connect the Post Office Annex building with the southeasterly side of the viaduct on land of the New York, New Haven and Hartford Railroad Company, for so long as the land of the Railroad Company and the Post Office Annex site shall be used for Railroad and Post Office purposes, respectively, and an easement for the construction and maintenance on Exchange Place, Promenade street, and on other lands of the City of Providence, of piers, footings and foundations for the support of the proposed Post Office Annex building and driveway structure, the lands to be affected by the construction, maintenance and use of the aforesaid tunnel and bridge being particularly described as follows:

PARCEL I.

The land of the City of Providence to be affected by the construction, maintenance and use of the mail-handling tunnel under Exchange Place is a tract of land beginning at a point in the northwesterly side of Exchange Place, which point is North 46 degrees 12 minutes 47 seconds East a

distance of 111 feet $1\frac{3}{4}$ inches measured along the northwesterly side of Exchange Place from the intersection of the northwesterly side of Exchange Place with the northeasterly side of Exchange Terrace; running thence along the northwesterly side of Exchange Place a distance of 25 feet to a point; thence southeastwardly along a line forming an interior angle of 90 degrees with the last mentioned line a distance of 50 feet to a point; thence in a northeastwardly direction along a line forming an interior angle of 270 degrees with the last mentioned line a distance of 8 feet to a point; thence in a southeastwardly direction along a line forming an interior angle of 90 degrees with the last mentioned line a distance of 10 feet to a point in the northwesterly side of the present Post Office site; thence southwestwardly along the northwesterly side of the present Post Office site on a line forming an interior angle of 90 degrees with the last mentioned line a distance of 33 feet to a point; thence in a northwestwardly direction along a line forming an interior angle of 90 degrees with the last mentioned line a distance of 60 feet to the point or place of beginning, the last mentioned line forming at its point of intersection with the first mentioned line an interior angle of 90 degrees.

PARCEL II.

The land of the City of Providence to be affected by construction, maintenance and use of the said overhead bridge for handling mail is described as follows: beginning at a point being the intersection of the northeasterly side of Exchange Terrace with the northwesterly side of Exchange Place running thence North 44 degrees 03 minutes 35 seconds West a distance of 204.55 feet to a point in lands of the New York, New Haven and Hartford Railroad Company; running thence North 65 degrees 12 minutes 37 seconds East a distance of 64.40 feet for the true point of beginning; thence South 69 degrees 32 minutes 48 seconds East along lands of the United States of America a distance of approximately 10.34 feet to a point; thence North 46

degrees 12 minutes 47 seconds East along lands of the United States of America a distance of 38 feet to a point; thence northwestwardly along a line forming an interior angle of 90 degrees with the last mentioned line a distance of approximately 19.8 feet to a point in the southeasterly side of lands of the New York, New Haven and Hartford Railroad Company; thence in a southwestwardly direction along the southeasterly side of said lands of the Railroad Company a distance of approximately 43 feet 6 inches to the point or place of beginning.

The land comprising Parcels 1 and 2 aforesaid are as shown on Drawing "JR&A No. 1-A", dated June 27, 1938, made by Jackson, Robertson and Adams, Architects, the original of which is on file in the Public Buildings Branch of the Procurement Division, Treasury Department, Washington, D. C., blueprint of which is attached hereto and by reference made a part hereof.

PARCEL III.

The lands to be affected by the construction, and maintenance of the piers, footings and foundations for the support of the proposed Post Office Annex building and driveway structure are those four (4) small triangular tracts of land outside the Government's property lines in Promenade street, Exchange Place, and on the northeasterly side of the Post Office Annex site as shown on Drawing "JR&A No. 402" made by Jackson, Robertson and Adams, Architects, the original of which is on file in the Public Buildings Branch of the Procurement Division, Treasury Department, Washington, D. C., blueprint of which is hereto attached and by reference made a part hereof.

TO HAVE AND TO HOLD all and singular the above described easements unto the United States of America and its assigns for and during the period above stated.

The "Government" covenants and agrees to have its contractors for the construction of the said tunnel and bridge give

a good and sufficient bond guaranteeing that such contractors shall be responsible for all damage to persons or property which may occur during the prosecution of and in connection with the work involved in the construction of said tunnel and bridge ; and

The provisions of this Instrument shall be as binding upon the successors and assigns of the respective parties as upon themselves.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed by their proper officers, this day of _____, A. D. 1938.

Signed, Sealed and Delivered } CITY OF PROVIDENCE
in the presence of: } By.....
..... Mayor.
..... By.....
As to party of the 1st part. City Clerk.
..... UNITED STATES OF AMERICA.
As to party of the 1st part. By.....

IN THE CITY OF PROVIDENCE } Secretary of the Treasury.
STATE OF RHODE ISLAND } ss

In the City of Providence, on the _____ day of _____, before me a Notary Public in and for the said County personally appeared _____, Mayor and _____, City Clerk of the City of Providence, a municipal corporation, of the State of Rhode Island, grantor, in the above and foregoing instrument, both of them known to me, and known by me to be such officers of the said City and acknowledged that they signed and executed the said instrument in their said respective characters for and in behalf of the said City of Providence, and by virtue of and pursuant to the authority contained in joint Resolution of the City Council of the City of Providence, No. _____, approved _____, and that such execution was their and each of their free and voluntary act and deed and the free and voluntary act and deed of the said City, and that

the seal affixed to said instrument is the corporate seal of the said City.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year first above written.

My commission expires.....

No. 302. Resolution Adding the Sum of \$750.00 to the Appropriation for the Proper Observance of Armistice Day.

(Approved October 10, 1938.)

RESOLVED, That the sum of Seven Hundred and Fifty Dollars (\$750.00) be appropriated above the Two Hundred and Fifty Dollars (\$250.00) carried in the budget of the City for the proper observance of Armistice Day.

No. 303. Resolution Approving a State Unemployment Relief Program for the Month Ending October 31, 1938, in Accordance with "The State Unemployment Relief Act of 1934."

(Approved October 10, 1938.)

RESOLVED, That the City Council of the City of Providence hereby approves the accompanying program for the City of Providence for the month ending October 31, 1938, in accordance with the requirements of "The State Unemployment Relief Act of 1934."

No. 304. Resolution Requesting the School Committee to Consider the Advisability of Opening the Hope Street and Mt. Pleasant Avenue Senior High Schools for Public Inspection.

(Approved October 10, 1938.)

RESOLVED, That the School Committee of the City of Providence be and it is hereby requested to consider the advisability of opening for the inspection of the public the Hope Street and Mt. Pleasant Avenue Senior High Schools.

No. 305. Resolution Expressing Appreciation for the Heroic Civic Service Performed by the Boy Scouts of the City of Providence in the Hurricane Emergency.

(Approved October 10, 1938.)

RESOLVED, That the City Council of Providence thank and express its deep appreciation for the self-sacrificing and heroic Civic service performed by the Boy Scouts of the Providence District in the hurricane emergency, the excellent spirit of helpfulness of these boys in aiding pedestrians to places of safety during the height of the storm on September 21, 1938, and their successful efforts in facilitating traffic in the days following, has been an example of patriotic devotion which should be an inspiration to the citizens of our City.

IN BOARD OF ALDERMEN.

(OCTOBER 20, 1938.)

Alderman Gibson, for the Committee on Street Signs and Numbers, presents the following Resolution, and upon motion of Alderman McCabe, the same is read and passed, viz.:

RESOLVED, That the name of Seventh street from Brewster street to Summit avenue be changed to Overhill road.

From the Board of Tax Assessors is received a Resolution, which is read and passed, cancelling in whole or in part certain personal property taxes as follows:

1937

Adelaide W. Vernon, Anne T. Vernon
and Amey Vernon, 2nd., exrs. of the
will of Amey Vernon,.....\$63.20

From the Board of Tax Assessors are also received various communications relative to changes in the 1938 City Tax List to correct clerical errors in assessments in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same are approved.

(See Files of the Board of Aldermen.)

Alderman Gibson presents the following Resolution, and upon his motion the same is read and granted, viz.:

RESOLVED, That permission be and it is hereby granted to the Carpenter-Jenks Funeral Home, Inc. to erect a marquee on Sprague street, side entrance of the Home on 131 Elmwood avenue, in accordance with the plans submitted herewith and under the direction of the Inspector of Buildings.

Alderman Shawcross presents the reports of the Dexter Asylum for the weeks ending October 8 and 15, 1938, and upon his motion the same are read and received.

Alderman Shawcross also presents the following Resolution, and upon his motion the same is read and passed, viz.:

RESOLVED, That permission be and it is hereby granted to the Strand Theatre to make certain additions and alterations to the existing marquee at 77 and 79 Washington street, in accordance with the plans submitted herewith and under the direction of the Inspector of Buildings.

IN BOARD OF ALDERMEN.

NOVEMBER 1, 1938.

Pursuant to a Warrant issued by His Honor the Mayor, the Board of Aldermen meets this day in Special Session at 12:00 o'clock noon.

The account for Dexter Asylum Maintenance, amounting to \$2,070.31, is presented, examined and allowed and the Clerk is authorized to certify to the same.

From the Board of Tax Assessors are received various communications relative to changes in the 1938 City Tax List to correct clerical errors in assessments in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same are approved.

(See Files of the Board of Aldermen.)

Alderman Shawcross presents the reports of the Dexter Asylum for the weeks ending October 22 and 29, 1938, and upon his motion the same are read and received.

IN COMMON COUNCIL.

NOVEMBER 1, 1938.

Pursuant to a Warrant issued by His Honor the Mayor, the Common Council meets this day in Special Session at 12 o'clock noon, and various matters requiring concurrent action are passed.

IN CITY COUNCIL.

(City Council File, November 1, 1938.)

No. 306. Message of His Honor the Mayor Relative
to the Viaduct at Point and Eddy Streets.CITY OF PROVIDENCE,
EXECUTIVE DEPARTMENT,
CITY HALL.

November 1, 1938.

To the Honorable the City Council of the City of Providence.

GENTLEMEN :

I have called your Honorable Body together today in special session for the purpose of taking action upon a grant of the United States Government for a Viaduct at Point and Eddy streets, Docket No. 1173-F, and for any other business which may legally come before you for consideration.

It is my hope that favorable consideration is given to the grant for the Viaduct and that same is accepted, as it will relieve congestion at a point which now is perhaps the worst place in New England.

/s/ JAMES E. DUNNE,
Mayor.

No. 307. Report of the Harbor Master for the Quar-
ter Ending September 30, 1938.

No. 308. Report of the Bureau of Police and Fire for
the Quarter Ending October 9, 1938.

No. 309. Report of the City Messenger for the Month of September, 1938.

No. 310. Resolution Accepting the Offer of the United States of America to Aid by Way of Grant in Financing the Construction of a Viaduct and Approaches Thereto on Point and Eddy Streets.

(Approved November 2, 1938.)

RESOLVED, That the offer of the United States of America to the City of Providence to aid by way of grant in financing the construction of a viaduct and approaches thereto, including the acquisition of necessary land, a copy of which offer reads as follows:

FEDERAL EMERGENCY ADMINISTRATION
OF PUBLIC WORKS

Washington, D. C.,
Dated: Oct. 28, 1938
Docket No. R. I. 1173-F

"City of Providence,
Providence, Providence County,
Rhode Island.

"1. Subject to the Terms and Conditions (PWA Form No. 230, as amended to the date of this Offer), which are made a part hereof, the United States of America hereby offers to aid in financing the construction of a viaduct and approaches thereto, including the acquisition of necessary land (herein called the 'Project'), by making a grant to the City of Providence, Providence County, Rhode Island (herein called the ('Applicant'), in the amount of 45 percent of the cost of the Project upon completion, as determined by the Federal Emergency Administrator of Public Works (herein called the 'Administrator'), but not to exceed, in any event, the sum of \$251,471.

"2. By acceptance of this Offer the Applicant covenants to begin work on the Project as early as possible but in no event later than 8 weeks from the date of this Offer and to complete such Project with all practicable dispatch, and in any event within 12 months from the commencement of construction.

"3. In determining the cost of the Project for the purpose of computing the amount of the grant, the Administrator will include as eligible, on account of the cost of necessary land, no amount in excess of \$83,824 or of 15 percent of the cost of the Project upon completion, as by him determined, whichever is less; and the Applicant by the acceptance hereof covenants that any amount in excess of such eligible amount which is required to pay the cost of the acquisition of necessary land shall constitute a pro tanto increase in the Applicant's share of the cost of the Project and will be deposited, with the rest of the Applicant's share, in the Construction Account described in the said Terms and Conditions.

"4. This Offer is made subject to the express condition that, if the Administrator shall determine at any time that the Applicant has paid or agreed to pay, whether directly or indirectly, a bonus, commission or fee to any person, firm or corporation for attempting to procure an approval of the Applicant's application, or for alleged services in procuring or in attempting to procure such approval, or for activities of the nature commonly known as lobbying performed or agreed to be performed in connection with the application, then the Administrator shall have the right, in his discretion, to rescind this Offer and any agreements resulting herefrom, and, in the event of such rescission, the United States of America shall be under no further obligation hereunder.

"UNITED STATES OF AMERICA
Federal Emergency Administrator
of Public Works
By /s/ H. H. MAY
Assistant Administrator"

is hereby in all respects accepted, and the Mayor is hereby authorized, empowered and directed to submit the project, plan, offer and terms and conditions in final form to the Governor of the State of Rhode Island for presentation to the Emergency Public Works Commission for approval, and to act for the city in doing all things required by said offer and acceptance to be done by or on behalf of the city.

The City of Providence agrees to abide by all the terms and conditions of said offer, including the terms and conditions (P.W.A. form No. 230) annexed thereto and made a part thereof.

The Mayor is hereby authorized and directed as soon as said project, plans, offer and terms and conditions are approved by the Emergency Public Works Commission of the State of Rhode Island to send to the Federal Emergency Administration of Public Works three certified copies of the proceedings of the City Council in connection with the adoption of this Resolution setting forth this Resolution in full and such further documents or proofs in connection with the acceptance of said offer as may be requested by the Federal Emergency Administration of Public Works.

The terms and conditions are as follows:

(P.W.A. form No. 230 attached on following page)

Note: PWA Form No. 230 is printed in full following Chapter 958, No. 227.)

No. 311. Resolution Authorizing the City Treasurer to Borrow Not Exceeding the Sum of \$600,000.00 for the Building of a Viaduct on Point and Eddy Streets.

(Approved November 2, 1938.)

RESOLVED, That the City Treasurer acting under the direction of the Joint Standing Committee on Finance is hereby au-

thorized and directed to borrow from time to time and in such amounts as may be necessary a sum not exceeding Six Hundred Thousand (\$600,000.00) Dollars and to issue the city's notes therefor, bearing interest at a rate not exceeding five per cent. (5%) per annum, signed by him and countersigned by the mayor and chairman of the Joint Standing Committee on Finance. The money thus obtained is hereby appropriated for and shall be exclusively used and expended for the purpose of building a Viaduct on Point and Eddy streets, including the purchase and condemnation of land for the widening of said streets, (P.W.A. Docket #1173-F), all in accordance with the provisions of Chapter 2078 of the Public Laws of 1933 as amended, and in conformity with agreement entered into between the Federal Government and the City of Providence.

The City of Providence portion of cost, approximately Three Hundred and Thirty Thousand (\$330,000.00) Dollars, which is required for the fulfillment of the agreement entered into between the said city and the Federal Government (P.W.A. Docket #1173-F) shall be refunded by the subsequent issuance of bonds under the authority of said Chapter 2078 of the Public Laws of 1933 as amended, and the temporary borrowing authorized by this Resolution as it applies to the City's portion of said cost shall be repaid out of the proceeds of the sale of said bonds.

No. 312. Resolution to Pay to William J. Barry the Sum of \$5.30 for Refund of Dog License Fee.

(Approved November 2, 1938.)

RESOLVED, That to William J. Barry the sum of Five Dollars and Thirty Cents (\$5.30) be refunded, the same representing fee paid for dog license, said license being issued on April 30, 1938, the dog having died on May 1, 1938, before said license became effective; said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 313. Resolution to Pay to James J. Donnelly the Sum of \$150.00 for Compensation for Injuries.

(Approved November 2, 1938.)

RESOLVED, That to James J. Donnelly (McKiernan, McElroy & Going, Attorneys), the sum of One Hundred and Fifty Dollars (\$150.00) be allowed whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for injuries received on January 27, 1938, by reason of defect in the sidewalk of Academy avenue in front of premises numbered 721 on said street; said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 314. Resolution to Pay to Constance M. Gleason the Sum of \$106.39 as Compensation for Damages.

(Approved November 2, 1938.)

RESOLVED, That to Constance M. Gleason (Wilfred E. McKenna, Attorney), the sum of One Hundred and Six Dollars and Thirty Nine Cents (\$106.39) be allowed, whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims arising out of damages sustained to property located at 28-30 Paterson street on May 15, 1938, by reason of stoppage in the main pipe line of Paterson street; said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 315. Resolution to Pay to Margaret Grant the Sum of \$5.30 for Refund of Dog License Fee.

(Approved November 2, 1938.)

RESOLVED, That to Margaret Grant the sum of Five Dollars and Thirty Cents (\$5.30) be refunded, the same representing

fee paid for dog license by reason of dog having died on May 8, 1938, before said license became effective; said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 316. Resolution to Pay to the Estate of Emma C. Sward the Sum of \$286.00 as Compensation for Injuries.

(Approved November 2, 1938.)

RESOLVED, That to the Estate of Emma C. Sward (Eric A. Peterson, Adm.), the sum of Two Hundred Eighty Six Dollars (\$286.00) be allowed, whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims arising out of injuries received by Emma C. Sward on May 7, 1938, by reason of falling on sidewalk in front of premises numbered 54-56 on Toronto avenue; said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 317. Resolution to Pay to Adelaide Vernon, Et al the Sum of \$63.20 for Taxes Erroneously Assessed.

(Approved November 2, 1938.)

RESOLVED, That to the following named persons, the sum set opposite their names be abated, or if already paid be refunded whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for same, said sum representing

personal property taxes erroneously assessed and cancelled by the Board of Aldermen:

Adelaide W. Vernon, Anne T. Vernon and Amey Vernon, 2nd., exrs of the will of Amey Vernon	\$63.20
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said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 318. Resolution Approving a State Unemployment Relief Program for the Month Ending November 30, 1938 in Accordance with "The State Unemployment Relief Act of 1934."

(Approved November 2, 1938.)

RESOLVED, That the City Council of the City of Providence hereby approved the accompanying program for the City of Providence for the month ending November 30, 1938, in accordance with the requirements of "The State Unemployment Relief Act of 1934."

No. 319. Resolution Creating a Joint Special Committee for the Proper Observance of Armistice Day.

(Approved November 2, 1938.)

RESOLVED, That a committee of four Councilmen and one Alderman be appointed by the proper authority to be known as the Municipal Armistice Day Committee. The appropriation for this celebration has been approved by both the Council and Board of Aldermen at a recent meeting.

No. 320. Resolution Creating a Joint Special Committee on Christmas Tree Celebration.

(Approved November 2, 1938.)

RESOLVED, That a Joint Special Committee consisting of four Councilmen, to be appointed by the President of the Common Council, and one Alderman, to be appointed by His Honor the Mayor, be and the same is hereby created for the purpose of organizing and conducting a Municipal Christmas Celebration to perpetuate the Christmas spirit in the City of Providence; and the sum of five hundred dollars (\$500.00) or so much thereof as may be necessary is hereby appropriated to defray the expenses of the Joint Special Committee in connection with this matter, said sum to be charged to the appropriation for Contingencies.

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No. 321. Resolution Expressing Sympathy to Michael J. Nestor, M. D. in the Loss of His Sister.

(Approved November 2, 1938.)

RESOLVED, That whereas it has pleased Almighty God to take unto Himself the soul of Miss Ann Nestor, the beloved sister of our esteemed associate Dr. Michael J. Nestor;

NOW, THEREFORE, BE IT RESOLVED, That we, the members of the City Council of the City of Providence, while bowing to the will of an All Wise Providence, sincerely condole with Dr. Nestor in his great loss; and

BE IT FURTHER RESOLVED, That we express to Dr. Michael J. Nestor and to his family our deepest sympathy in their bereavement and direct that a copy of this Resolution be spread on the records of this Council.

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No. 322. Resolution Expressing Appreciation and Thanks for Various Services Rendered and Heroic Sacrifices Made During and After the Hurricane Disaster of September 21, 1938.

(Approved November 2, 1938.)

RESOLVED, That the City Council of the City of Providence hereby expresses its sincere and heartfelt appreciation and thanks for the services rendered during and after the disaster of September 21, 1938, and further acknowledges the heroic sacrifices made and the splendid spirit of cooperation extended by the following:

- Bureau of Police and Fire.
- Officers and Members of the Providence Police Department.
- Officers and Members of the Providence Fire Department.
- Commissioner of Public Works, Charles A. Maguire.
- City Engineer, S. Frank Nolan.
- Deputy City Engineer, John E. Meade.
- Superintendent of Scituate Reservoir, Philip J. Holton.
- Employees of the Highway Department, City of Providence.
- Employees of the Water Department, City of Providence.
- Employees of the Sewer Department, City of Providence.
- Employees of the Incinerator Department, City of Providence.
- Employees of the Forestry Department, City of Providence.
- Director of Public Welfare, Eugene A. McGough.
- Employees of the Public Welfare Department, City of Providence.
- Superintendent of Health, Michael J. Nestor, M. D.
- Employees of the Health Department, City of Providence.
- Commissioner of Public Buildings, Patrick F. Mahoney.
- Employees of the Public Buildings Department, City of Providence.
- Public Service Engineer, Ralph W. Eaton.
- Employees of the Public Service Engineer's Dept., Providence.

Inspector of Buildings, Alexander Addeo.

Employees of the Inspector of Buildings Dept., Providence.

Sanitary Engineer, Michael J. Carbon.

Employees of the Sanitary Engineer's Dept., Providence.

W.P.A. Administrator, Farrell D. Coyle.

W.P.A. Employees of the City of Providence.

Officials and Employees of the Narragansett Electric Co.

Officials and Employees of the United Electric Railways Co.

Officials and Employees of the New England Tel. & Tel. Co.

Officials and Employees of the Providence Gas Company.

Adjutant General, Herbert R. Dean.

Officers and Members of the R. I. National Guard.

Employees of Station WJAR, The Outlet Company, Providence.

Employees of Station WEAN, The Shepard Company, Providence.

Employees of Station WPRO, Cherry & Webb's, Providence.

Operators of all Short Wave Radio Sets in the City of Providence.

The Staffs and assistants in the several hospitals in the City of Providence.

In recognition of the loyal and devoted service of the persons and firms listed above, the City Clerk of the City of Providence is hereby directed to insert a copy of this Resolution in the records of the City Council of the City of Providence.

No. 323. Resolution to Establish Butts Street as a Public Highway.

(Approved November 2, 1938.)

RESOLVED, That in accordance with the provisions of Chapter 1549 of the Public Laws of 1917, the Mayor and Aldermen are hereby requested to establish as a Public Highway all those parts of Butts street from the present easterly line of Eddy

street to a proposed new easterly line of Eddy street, to be established by condemnation, as shown on Plat entitled "Providence, R. I. City Engineer's Office, City Property Dep't. August 5, 1938, 057782, Sheet No. 2".

No. 324. Resolution to Establish Globe Street as a Public Highway.

(Approved November 2, 1938.)

RESOLVED, That in accordance with the provisions of Chapter 1549 of the Public Laws of 1917, the Mayor and Aldermen are hereby requested to establish as a public highway all those parts of Globe street from the present easterly line of Eddy street to a proposed new easterly line of Eddy street, to be established by condemnation as shown on Plat entitled "Providence, R. I. City Engineer's Office, City Property Dep't., August 5, 1938, 057782, Sheet No. 2".

No. 325. Resolution to Establish Marengo Street as a Public Highway.

(Approved November 2, 1938.)

RESOLVED, That in accordance with the provisions of Chapter 1549 of the Public Laws of 1917, the Mayor and Aldermen are hereby requested to establish as a public highway all those parts of Marengo street from the present easterly line of Eddy street to a proposed new easterly line of Eddy street, to be established by condemnation as shown on Plat entitled "Providence, R. I. City Engineer's Office, City Property Dep't., August 5, 1938, 057782, Sheet No. 2".

No. 326. Resolution Accepting Certain Gifts to the
North Burial Ground Fund.

(Approved November 2, 1938.)

RESOLVED, That the following gifts of the following sums of money, to the Commissioners of the North Burial Ground, in trust, the income thereof to be applied, under the provisions of Chapter 367 of the Public Laws, to the preservation and care of the following specified burial lots in said ground be and the same are hereby respectively accepted as follows, viz.:

From Charlotte E. Kelly, the sum of \$57.00 for lot standing in the name of Charlotte E. Kelly; Fund accepted under the name of Charlotte E. Kelly;

From William Iannone & Ely Caniglia, the sum of \$50.00 for lot standing in the name of William Iannone & Ely Caniglia; Fund accepted under the name of William Iannone & Ely Caniglia;

From Mary Jane Clegg, the sum of \$100.00 for lot standing in the name of Mary Jane Clegg; Fund accepted under the name of Mary Jane Clegg;

From Eva H. Thomas, the sum of \$50.00 for lot standing in the name of Eva H. Thomas; Fund accepted under the name of Eva H. Thomas;

From Rozlean Mae Fisher, the sum of \$35.00 for lot standing in the name of Rozlean Mae Fisher; Fund accepted under the name of Rozlean Mae Fisher;

From Robert C. McTague, the sum of \$50.00 for lot standing in the name of Robert C. McTague; Fund accepted under the name of Robert C. McTague.

No. 327. Resolution Accepting Certain Gifts to the
North Burial Ground Fund.

(Approved November 2, 1938.)

RESOLVED, That the following gifts of the following sums of money, to the Commissioners of the North Burial Ground, in

trust, the income thereof to be applied, under the provisions of Chapter 367 of the Public Laws, to the preservation and care of the following specified burial lots in said ground be and the same are hereby respectively accepted as follows, viz.:

From Sarah E. Robbins, the sum of \$50.00 for lot standing in the name of Sarah E. Robbins; Fund accepted under the name of Sarah E. Robbins;

From Ellen McGregor, the sum of \$50.00 for lot standing in the name of Ellen McGregor; Fund accepted under the name of Ellen McGregor.

No. 328. Resolution Accepting Certain Gifts to the North Burial Ground Fund.

(Approved November 2, 1938.)

RESOLVED, That the following gifts of the following sums of money, to the Commissioners of the North Burial Ground, in trust, the income thereof to be applied, under the provisions of Chapter 367 of the Public Laws, to the preservation and care of the following specified burial lots in said ground be and the same are hereby respectively accepted as follows, viz.:

From Charles E. Varney & wife Tena M., the sum of \$35.00 for lot standing in the name of Charles E. Varney & wife Tena M.; Fund accepted under the name of Charles E. Varney & wife Tena M.;

From Margaret Lowell Kendrick & Stephen E. C. Kendrick, the sum of \$50.00 for lot standing in the name of Margaret Lowell Kendrick & Stephen E. C. Kendrick; Fund accepted under the name of Margaret Lowell Kendrick & Stephen E. C. Kendrick;

From Estate of Mary E. Smith, the sum of \$137.00 for lot standing in the name of Jacob Smith; Fund accepted under the name of Jacob Smith;

From Thomas Lobello, the sum of \$50.00 for lot standing in the name of Thomas Lobello; Fund accepted under the name of Thomas Lobello;

From Frank O. Anderson, the sum of \$50.00 for lot standing in the name of Frank O. Anderson; Fund accepted under the name of Frank O. Anderson;

From George Henry Bell, the sum of \$50.00 for lot standing in the name of George Henry Bell; Fund accepted under the name of George Henry Bell.

IN BOARD OF ALDERMEN.

N O V E M B E R 10, 1 9 3 8.

Pursuant to a Warrant issued by His Honor the Mayor, the Board of Aldermen meets this day in Special Session at 12:00 o'clock noon.

The account for Dexter Asylum Payroll, amounting to \$398.70, is presented, examined and allowed and the Clerk is authorized to certify to the same.

IN COMMON COUNCIL.

N O V E M B E R 10, 1 9 3 8.

Pursuant to a Warrant issued by His Honor the Mayor, the Common Council meets this day in Special Session at 12

o'clock noon, and various matters requiring concurrent action are passed.

IN CITY COUNCIL.

(City Council File, November 10, 1938.)

No. 329. Message of His Honor the Mayor Relative to the Construction of Additions and Alterations to the Water Works System.

CITY OF PROVIDENCE,
EXECUTIVE DEPARTMENT,
CITY HALL.

November 10, 1938.

To the Honorable the City Council of the City of Providence.

GENTLEMEN :

I have called Your Honorable Body together today in special session for the purpose of taking action on a grant of the United States Government, Docket No. 1159, Water Purification Plant, and for any other business which may legally come before you for consideration.

/s/ JAMES E. DUNNE,
Mayor.

No. 330. Resolution Accepting the Offer of the United States of America to Aid by Way of Grant in Financing the Construction of Additions and Alterations to the Water Works System.

(Approved November 10, 1938.)

RESOLVED, That the offer of the United States of America to the City of Providence to aid by way of grant in financing the

construction of additions and alterations to the water works system, including necessary equipment (P.W.A. Docket No. R. I. 1159-F) a copy of which offer reads as follows:

"FEDERAL EMERGENCY ADMINISTRATION
OF PUBLIC WORKS

Washington, D. C.,
Dated: Nov. 3, 1938
Docket No. R. I. 1159-F

"City of Providence,
Providence, Rhode Island.

"1. Subject to the Terms and Conditions (PWA Form No. 230, as amended to the date of this Offer), which are made a part hereof, the United States of America hereby offers to aid in financing the construction of additions and alterations to water works system, including necessary equipment (herein called the "Project"), by making a grant to the City of Providence (herein called the "Applicant") in the amount of 45 percent of the cost of the Project upon completion, as determined by the Federal Emergency Administration of Public Works (herein called the "Administrator"), but not to exceed, in any event, the sum of \$351,120.

"2. By acceptance of this Offer the Applicant covenants to begin work on the Project as early as possible but in no event later than 8 weeks from the date of this Offer and to complete such Project with all practicable dispatch, and in any event within 18 months from the commencement of construction.

"3. The United States of America shall be under no obligation to furnish any funds to the Applicant until satisfactory evidence of the approval of the construction of the Project by the Emergency Public Works Commission has been submitted to the Administrator.

"4. This Offer is made subject to the express condition that, if the Administrator shall determine at any time that the Applicant has paid or agreed to pay, whether directly or indi-

rectly, a bonus, commission or fee to any person, firm or corporation for attempting to procure an approval of the applicant's application, or for alleged services in procuring or in attempting to procure such approval, or for activities of the nature commonly known as lobbying performed or agreed to be performed in connection with the application, then the Administrator shall have the right, in his discretion, to rescind this Offer and any agreements resulting herefrom, and, in the event of such rescission, the United States of America shall be under no further obligation hereunder.

“UNITED STATES OF AMERICA

“Federal Emergency Administrator of
Public Works

“By /s/ H. H. MAY
“Assistant Administrator”

is hereby in all respects accepted, and the Mayor is hereby authorized, empowered and directed to submit the project, plan, offer and terms and conditions in final form to the Governor of the State of Rhode Island for presentation to the Emergency Public Works Commission for approval, and to act for the city in doing all things required by said offer and acceptance to be done by or on behalf of the city.

The City of Providence agrees to abide by all the terms and conditions of said offer, including the terms and conditions (P.W.A. form No. 230) annexed thereto and made a part thereof.

The Mayor is hereby authorized and directed as soon as said project, plan, offer and terms and conditions are approved by the Emergency Public Works Commission of the State of Rhode Island to send to the Federal Emergency Administration of Public Works three certified copies of the proceedings of the City Council in connection with the adoption of this Resolution setting forth this Resolution in full and such further documents or proofs in connection with the ac-

ceptance of said offer as may be requested by the Federal Emergency Administration of Public Works.

The Terms and conditions are as follows:

(P.W.A. form No. 230 attached hereto)

(Note: PWA form No. 230 is printed in full following Chapter 958, No. 227.)

No. 331. Resolution Authorizing the City Treasurer to Borrow the Sum of \$500,000.00 for the Construction of Additions and Alterations to the Water Works System.

(Approved November 10, 1938.)

RESOLVED, That the City Treasurer acting under the direction of the Joint Standing Committee on Finance is hereby authorized and directed to borrow from time to time and in such amounts as may be necessary a sum not exceeding Five Hundred Thousand (\$500,000.00) Dollars and to issue the city's notes therefor, bearing interest at a rate not exceeding five per cent. (5%) per annum, signed by him and countersigned by the mayor and chairman of the joint standing committee on finance. The money thus obtained is hereby appropriated for and shall be exclusively used and expended for the construction of additions and alterations to the water works system including necessary equipment (P.W.A. Docket No. 1159-F), and for such other water works improvements as may be authorized by the city council, all in accordance with the provisions of Chapter 2078 of the Public Laws of 1933 as amended, and in conformity with agreement or agreements entered into between the Federal Government and the City of Providence.

The City of Providence portion of cost for the fulfillment of any agreement entered into between itself and the Federal

Government for the improvement of the water system shall be repaid by the eventual issuance of "Water Bonds," the interest and principal of which shall be paid out of receipts of the Water Department.

No. 332. Resolution Authorizing the City Treasurer to Borrow the Sum of \$400,000.00 in Anticipation of Taxes for Certain Expenses on Projects Carried on Under the Works Progress Administration.

(Approved November 10, 1938.)

RESOLVED, That the City Treasurer, acting under the direction of the Joint Standing Committee on Finance, be and he is hereby authorized and directed to borrow under the authority of and in compliance with the provisions of Chapter 47 of the General Laws of the State of Rhode Island, as amended by Chapter 1617 of the Public Laws of 1930 and Chapter 1861 of the Public Laws of 1932, during the present financial year, in anticipation of the receipt of the proceeds of the annual tax to be assessed in said present financial year, from time to time and in such amounts as he may be directed to borrow by the Joint Standing Committee on Finance, a sum not to exceed four hundred thousand dollars (\$400,000.00) and to issue and sell at private sale the City's negotiable notes original and in renewal therefor, bearing interest at a rate not exceeding six per centum (6%) per annum, payable not later than one year from the date of the original notes so issued or renewed or paid and carrying on their face the designation "Note in Anticipation of Taxes", said original and renewal notes to be signed by the City Treasurer and countersigned by the Mayor and the Chairman of the Joint Standing Committee on Finance.

The money thus authorized is hereby appropriated for the purpose of paying for materials, supplies, supervision, transportation and all other necessary expenses on projects carried on under the Works Progress Administration.

IN COMMON COUNCIL.

NOVEMBER 14, 1938.

From the Desk is received a communication from the Providence Police Association extending an invitation to the members of the Common Council to attend its Fifty-fourth Annual Concert and Ball, and the same is read.

IN BOARD OF ALDERMEN.

NOVEMBER 16, 1938.

Pursuant to a Warrant issued by His Honor the Mayor, the Board of Aldermen meets this day in Special Session at 12:00 o'clock noon, and various matters requiring concurrent action are passed.

IN COMMON COUNCIL.

NOVEMBER 16, 1938.

Pursuant to a Warrant issued by His Honor the Mayor, the Common Council meets this day in Special Session at 12:00 o'clock noon, and various matters requiring concurrent action are passed.

IN CITY COUNCIL.

(City Council File, November 16, 1938.)

No. 333. Message of His Honor the Mayor Relative
to Certain Grants of the United States Government.

CITY OF PROVIDENCE,
EXECUTIVE DEPARTMENT,
CITY HALL.

November 16, 1938.

To the Honorable the City Council of the City of Providence :

GENTLEMEN :

I have called Your Honorable Body together in special session for the purpose of taking action on certain grants of the United States Government for the following projects :

R. I. 1150—Police and Fire Station Building.

R. I. 1182—Sewage Disposal Plant.

R. I. 1156—Reservoir and Conduit.

These grants have been received by me and according to the rules and regulations of the United States Government must be accepted or rejected within seven days after receipt of same. Therefore, I desire to have same presented to you for your consideration before the period allowed for acceptance has elapsed.

/s/ JAMES E. DUNNE,
Mayor.

No. 334. Resolution Accepting the Offer of the
United States of America to Aid by Way of Grant
in Financing the Construction of a Police and Fire

Station Building, Including Necessary Equipment,
Acquisition of Land and Demolition of Existing
Structures.

(Approved November 17, 1938.)

RESOLVED, That the offer of the United States of America to the City of Providence to aid by way of grant in financing the construction of a municipal building, including necessary equipment, the acquisition of necessary land and the demolition of existing structures (Police and Fire Station Building, Docket No. R. I. 1150-F) a copy of which offer reads as follows:—

"FEDERAL EMERGENCY ADMINISTRATION
OF PUBLIC WORKS

Washington, D. C.

Dated: Nov. 9, 1938

Docket No. R. I. 1150-F

"City of Providence,
Providence, Rhode Island.

"1. Subject to the Terms and Conditions (PWA Form No. 230, as amended to the date of this Offer), which are made a part hereof, the United States of America hereby offers to aid in financing the construction of a municipal building, including necessary equipment, the acquisition of necessary land and the demolition of existing structures (All herein called the 'Project'), by making a grant to the City of Providence (herein called the 'Applicant') in the amount of 45 percent of the cost of the Project upon completion, as determined by the Federal Emergency Administrator of Public Works (herein called the 'Administrator'), but not to exceed, in any event, the sum of \$787,500.

"2. By acceptance of this Offer the Applicant covenants to begin work on the Project as early as possible but in no event later than December 31, 1938, and to complete such Project with all practicable dispatch, and in any event within 15 months from the commencement of construction.

"3. The United States of America shall be under no obligation to furnish any funds to the Applicant until satisfactory evidence of the approval of the construction of the Project by the Emergency Public Works Commission has been submitted to the Administrator.

"4. This Offer is made subject to the express condition that, if the Administrator shall determine at any time that the Applicant has paid or agreed to pay, whether directly or indirectly, a bonus, commission or fee to any person, firm or corporation for attempting to procure an approval of the Applicant's application, or for alleged services in procuring or in attempting to procure such approval, or for activities of the nature commonly known as lobbying performed or agreed to be performed in connection with the application, then the Administrator shall have the right, in his discretion, to rescind this Offer and any agreements resulting herefrom, and, in the event of such rescission, the United States of America shall be under no further obligation hereunder.

"UNITED STATES OF AMERICA

Federal Emergency Administrator of
Public Works

By /s/ H. A. GRAY,
Assistant Administrator"

is hereby in all respects accepted, and the Mayor is hereby authorized, empowered and directed to submit the project, plan, offer and terms and conditions in final form to the Governor of the State of Rhode Island for presentation to the Emergency Public Works Commission for approval, and to act for the city in doing all things required by said offer and acceptance to be done by or on behalf of the city.

The City of Providence agrees to abide by all the terms and conditions of said offer, including the terms and conditions (P.W.A. form No. 230) annexed thereto and made a part thereof.

The Mayor is hereby authorized and directed as soon as said project, plans, offer and terms and conditions are approved by the Emergency Public Works Commission of the State of Rhode Island to send to the Federal Emergency Administration of Public Works three certified copies of the proceedings of the City Council in connection with the adoption of this Resolution setting forth this Resolution in full and such further documents or proofs in connection with the acceptance of said offer as may be requested by the Federal Emergency Administration of Public Works.

The terms and conditions are as follows:

(P.W.A. form No. 230 attached on following page)

(Note: PWA Form No. 230 is printed in full following Chapter 958, No. 227.)

CHAPTER 964.

No. 335. An Ordinance Providing for the Issue of P.W.A. Municipal Building Loan Bonds (Combination Police and Fire Station).

(Approved November 17, 1938.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. The City of Providence will issue the bonds of said City to the amount of eight hundred thousand (\$800,000.00) dollars designated as "P.W.A. Municipal Building Loan" (Combination Police and Fire Station) under and by virtue of the authority granted by Chapter 2078 of the Public Laws of Rhode Island, approved June 29, 1933.

SEC. 2. The City Treasurer, with the advice and consent of the Joint Standing Committee on Finance, shall sell and dispose of said bonds at not less than par, and accrued interest, if any,

at public sale; and when issued the full amount of said bonds shall be applied for the purpose of fulfilling an agreement entered into between the City of Providence and the Federal Government in conformity with application "P.W.A. Docket 1150-F" made by the City of Providence (Providence County, Rhode Island) in financing a project consisting of the construction of a Municipal Building, including necessary equipment, the acquisition of necessary land and the demolition of existing structures.

SEC. 3. The cash received from the sale of said bonds shall be deposited in a special bank account or accounts in a bank or banks which are members of the Federal Reserve system, shall be designated as "Construction Account, P.W.A. Docket 1150-F" and shall be expended only for the purpose described in Section 2.

SEC. 4. Said bonds shall be issued in serial form and forty thousand (\$40,000.00) dollars of such issued shall be payable each year, on the first day of February, beginning with the first day of February 1940, until final payment is made on the first day of February 1959.

SEC. 5. All bidders for said bonds shall be required to name the rate of interest that said bonds shall bear, but not in multiples of less than one quarter of one per centum. Such rate of interest, when bid, shall apply to the entire issue of said bonds. Said interest shall be payable on the first days of August and February in each year.

SEC. 6. Any premium arising from the sale of said bonds shall be applied to the payment of principal of said bonds in the order of their maturity.

SEC. 7. Said bonds shall bear date as of February 1, 1939 and shall be payable yearly as provided in Section 4 and both principal and interest shall be payable in any coin or currency of the United States of America which, at the time of payment is legal tender for public and private debts, at the fiscal agency of the City of Providence in New York City. Said bonds shall

be signed by the City Treasurer, countersigned by the Mayor, and registered by the City Auditor, who shall certify the registry of each bond, and the certificate of the City Auditor that said bonds have been registered by him shall be conclusive evidence that said bonds have been issued as hereinbefore provided.

SEC. 8. Said bonds shall be issued subject to the approval of the Emergency Public Works Commission, as provided under the terms and provisions of said Chapter 2078 of the Public Laws of the State of Rhode Island, approved June 29, 1933.

CHAPTER 965.

No. 336. An Ordinance Providing for the Appropriation of Federal Grant in Connection with P.W.A. Docket No. 1150-F Municipal Building (Combination Police and Fire Station).

(Approved November 17, 1938.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. Any and all sums of money that shall accrue to the City of Providence in the form of a grant by and under an executed and signed agreement by and between the City of Providence (Providence County, Rhode Island) and the Federal Government, as represented in an application (Docket 1150-F) of the City of Providence to aid in financing the construction of a Municipal Building (Combination Police and Fire Station Building Docket 1150-F) including necessary equipment, the acquisition of necessary land and the demolition of existing structures, be and the same is hereby appropriated for the sole purpose of fulfilling the terms of said agreement.

SEC. 2. Said sum or sums of money thus accruing to said City of Providence in accordance with the agreement described in Section 1, shall be deposited in a member bank of the Federal

Reserve System in an account designated as "Construction Account, P.W.A. Docket 1150-F".

No. 337. Resolution Appropriating the Sum of \$225,000.00 for the Purchase of Land from LaSalle Academy, Inc. as a Site for a Police and Fire Station Building.

(Approved November 17, 1938.)

RESOLVED, That the Board of Contract and Supply is hereby authorized and directed to purchase from LaSalle Academy, a Rhode Island corporation, in fee simple, as a site for a police and fire station building (Docket No. R. I. 1150-F) whenever the deeds and title thereto shall be approved by the City Solicitor that certain tract or parcel of land with all buildings and improvements thereon situated in said City of Providence at the junction of Broadway, LaSalle Square and Fountain street, bounded and described as follows:

Beginning at the northwesterly corner of Fountain street and Greenman lane, thence westerly bounding southerly on Greenman lane, one hundred seventy and twenty-nine one hundredths (170.29) feet to the easterly line of Sabin street, thence northerly making an interior angle of $87^{\circ}-26'-35''$, bounding westerly on Sabin street seventy and twenty-two one hundredths (70.22) feet to a corner, thence easterly at a right angle, bounding northerly on land now or formerly of Arthur J. Latham Jr. et al. fifty-three and seventy-eight one hundredths (53.78) feet to a corner, thence northerly making an interior angle of $269^{\circ}-45'-24''$, bounding westerly on land now or formerly of Arthur J. Latham Jr. et al. one hundred twelve and thirty-eight one hundredths (112.38) feet to the present southeasterly line of Broadway, thence northeasterly making an interior angle of $141^{\circ}-06'-21''$ and bounding northwesterly on Broadway forty-nine and ninety-four one hundredths (49.94)

feet to LaSalle Square, thence easterly making an interior angle of $131^{\circ}-41'-40''$, and bounding northerly on LaSalle Square eighty-four and ninety-four one hundredths (84.94) feet to the westerly line of Fountain street, thence southerly making an interior angle of $87^{\circ}-18'-10''$ and bounding easterly on Fountain street two hundred seventeen and fifty-three one hundredths (217.53) feet to the northerly line of Greenman lane and the point and place of beginning.

Said parcel contains approximately 29,020 square feet of land.

And for this purpose the sum of Two Hundred and Twenty-five Thousand (\$225,000.00) Dollars or so much thereof as may be necessary is hereby appropriated, the same to be charged to the loan account authorized by an accompanying Resolution providing for the financing of the construction of a municipal building, including necessary equipment, the acquisition of necessary land, and the demolition of existing structures, all in accordance with an agreement entered into between the City of Providence and the United States of America, P.W.A. Docket No. R. I. 1150-F.

No. 338. Resolution Transferring the Sum of \$15,000.00 from the Reserved Fund to Public School Estates.

(Approved November 17, 1938.)

RESOLVED, That the sum of fifteen thousand dollars (\$15,000.00) be and the same is hereby transferred from the Reserved Fund to the appropriation for Public School Estates, for the purpose of financing salaries, wages and all other expenses on account of repairs to school buildings, made by the Commissioner of Public Buildings at the request of the School Committee of the City of Providence.

AND BE IT FURTHER RESOLVED, That the Commissioner of Public Buildings shall render to the School Committee bills for all work done by order of said committee, and when payment is made for said work, the City Auditor is hereby authorized to credit such payment to Public School Estates.

At the close of the fiscal year all unexpended balances shall revert to the Reserved Fund. A statement of the value of the materials on hand, and of work performed and materials furnished, for which payment is due as of September 30th, shall be filed with the City Auditor.

No. 339. Resolution Authorizing the Payment of Notes Hired in Anticipation of Taxes for Works Progress Administration from the Sale of Certain Bonds.

(Approved November 17, 1938.)

RESOLVED, That all sums of money heretofore borrowed or hereafter to be borrowed in anticipation of taxes for the purpose of paying for materials, transportation and supervision of Works Progress Administration projects shall be paid out of the proceeds of the sale of bonds issued or to be issued under the authority of Chapter 2011 of the Public Laws of Rhode Island, approved February 15, 1933, as amended.

CHAPTER 966.

No. 340. An Ordinance Providing for the Issue of Emergency Unemployment Relief Bonds.

(Approved November 17, 1938.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. The City of Providence will issue the bonds of said city to the amount of two million (\$2,000,000.00) dollars.

designated as "Emergency Unemployment Relief Loan" under and by virtue of the authority granted by Chapter 2011 of the Public Laws of Rhode Island, approved February 15, 1933.

SEC. 2. The City Treasurer, with the advice and consent of the Joint Standing Committee on Finance, shall sell and dispose of such bonds at not less than par and accrued interest, if any, and shall receive the proceeds arising from such sale, and said proceeds shall be applied for the purposes named in said Chapter 2011 of said Public Laws, or for payment and cancellation of any notes issued thereunder as provided in Chapter 1017 of said Public Laws, passed at the January Session, A. D. 1902, and for no other purpose.

SEC. 3. Said bonds shall be issued in serial form and one hundred thousand (\$100,000.00) dollars of such issue shall be payable each year on the first day of February, beginning with the first day of February, 1940, until final payment is made on the first day of February, 1959.

SEC. 4. All bidders for said bonds shall be required to name the rate of interest that said bonds shall bear, but not in multiples of less than one quarter of one per centum. Such rate of interest when bid, shall apply to the entire issue of said bonds. Said interest shall be payable on the first days of August and February in each year.

SEC. 5. Said bonds shall bear date as of February 1, 1939, and shall be payable yearly as provided in Section 3, and both principal and interest shall be payable in any coin or currency of the United States of America, which at the time of payment is legal tender for public and private debts, at the fiscal agency of the City of Providence in New York City, and all premiums received from the sale of said bonds, if any, shall be applied to the payment of the principal of said bonds in the order of their maturity. Said bonds shall be signed by the City Treasurer, countersigned by the Mayor and registered by the City Auditor, who shall certify the registry of each bond, and the certificate of the City Auditor that said bonds have been registered by him shall be conclusive evidence that said bonds have been issued as

hereinbefore provided. The holders of said coupon bonds may at any time exchange the same for registered bonds payable at the office of the City Treasurer.

SEC. 6. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed.

IN BOARD OF ALDERMEN.

NOVEMBER 17, 1938.

From the Board of Tax Assessors are received various communications relative to changes in the 1938 City Tax List to correct clerical errors in assessments in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same are approved.

(See Files of the Board of Aldermen.)

From the Desk is received the resignation of Charles A. Maguire as Commissioner of Public Works to take effect on December 1, 1938, and upon motion of Alderman Shawcross the same is read and accepted.

Alderman Duggan presents the following Resolution, and upon his motion the same is read and passed, viz.:

WHEREAS, The people of our State and Nation are grieved and amazed at the treatment and persecution accorded those of Jewish faith in Germany, and

WHEREAS, The peoples of all faiths throughout the civilized world are unanimous in condemnation of such persecution and are united in pleas to the German Government to alleviate the plight of those oppressed,

NOW, THEREFORE, BE IT RESOLVED, That we, the members of the Board of Aldermen of the City of Providence do hereby voice our protest against said treatment and persecution and add our plea for their relief, and

BE IT FURTHER RESOLVED, That a copy of this Resolution be sent to the President of the United States and to each Senator and Representative from our State of Rhode Island to the end that they may add the dignity of their high offices to such efforts as they may deem advisable towards the securing of relief of these people.

Alderman Luongo presents the report of the Director of Public Welfare for the month of October, 1938, and upon his motion the same is read and received.

Alderman Lynch presents the petition of Nicholas Mezzonette to be appointed a Weigher of Coal and Other Merchandise for the remainder of the term ending on the first Monday in January, A. D. 1939, and upon his motion the same is read and granted.

Alderman Shawcross presents the reports of the Dexter Asylum for the weeks ending November 5 and 12, 1938, and upon his motion the same are read and received.

IN CITY COUNCIL.

(City Council File, November 17, 1938.)

No. 341. Report of the City Treasurer for the Month of September, 1938.

No. 342. Two Hundred Thirty-Eighth Quarterly Report of the Board of Commissioners of Sinking Funds.

No. 343. Report of the Joint Special Committee on Low Cost Housing and Slum Clearance.

No. 344. Resolution Directing the City Clerk to Provide for the Printing of the Report of the Joint Special Committee on Housing and Slum Clearance.

(Approved November 18, 1938.)

RESOLVED, That the City Clerk be directed to provide for the printing of 250 copies of the Report of the Joint Special Committee on Low Cost Housing and Slum Clearance, said cost to be charged to the City Council appropriation for printing.

No. 345. Resolution Appropriating the Sum of \$1,000.00 for a Suitable Christmas Display in Roger Williams Park.

(Approved November 18, 1938.)

RESOLVED, That the sum of one thousand dollars (\$1,000.00) or so much thereof as may be necessary, is hereby appropriated for the purpose of providing for a suitable display in Roger Williams Park in connection with the Christmas Tree Celebration; said sum to be expended under the direction of the Superintendent of Parks.

Nos. 346 & 347. Resolutions Permitting Certain Persons, Firms or Corporations to Erect Gasoline Stations.

(Approved November 18, 1938.)

RESOLVED, That the following named person, firm or corporation is hereby granted permission to erect, alter or use a

building or structure at the location named herein for the sale of petroleum, kerosene, gasoline, coal oil and their products, compounds and components as described and shown in and on the application therefor and accompanying plat, all on file in the office of the Inspector of Buildings subject to the conditions that said person, firm or corporation shall not violate any of the laws of the State of Rhode Island or any of the Ordinances of the City of Providence relative to the erection, use or occupation of said structure and that said person, firm or corporation shall not allow petroleum, kerosene, gasoline, coal oil or their products, compounds or components, to be conveyed over or across any sidewalk by means of any pipe or hose, and upon such special conditions as are hereby enumerated, viz.:

No. 346. Dr. Salvatore Castallo, 306 Broadway, Plat 28, Lot 118; 1 additional pump, making 3 in all.

No. 347. Albert P. Matile, 706-708 Valley street, Plat 66, Lots 309 and 310; 5 pumps.

The erection or location of any buildings or structures not shown on the original plat on file with the Inspector of Buildings or any change in the location of buildings or structures from that shown on said plat shall be deemed a violation of this permit.

IN COMMON COUNCIL.

NOVEMBER 29, 1938.

Pursuant to a Warrant issued by His Honor the Mayor, the Common Council meets this day in Special Session at 12:00 o'clock noon.

The President then requests Councilman Hoey to extend an invitation to the Mayor and Board of Aldermen to meet with the Common Council, and subsequently the two bodies meet.

IN JOINT SESSION.

Hon. James E. Dunne, Mayor, presiding.

The City Clerk reads a petition requesting the calling of the present City Council hearing in accordance with the provisions of Chapter 2255 of the Public Laws of Rhode Island, 1935; said petition bearing the signatures of twenty-five residents of the City of Providence. (For petition see files of the City Council.)

The City Clerk then reads a copy of the notice of the hearing as published in the daily papers.

The Mayor thereupon declares the public hearing open, and statements urging the establishment of a Housing Authority in the City of Providence are presented by interested persons.

Mayor Dunne presents Mr. Sumner Wiley, representing the United States Housing Authority, who, granted the privilege of the floor, explains various phases of the provisions of the Wagner-Steagall Act in answer to questions of various members of the City Council.

At 2:28 o'clock p. m. Mayor Dunne declares the public hearing closed and on motion of Alderman Sturges, seconded by Alderman Rao, the joint session is dissolved and the two bodies separate.

IN BOARD OF ALDERMEN.

NOVEMBER 29, 1938.

Pursuant to a Warrant issued by His Honor the Mayor, the Board of Aldermen meets this day in Special Session at 12:00 o'clock noon.

From the Common Council is received an invitation to join that Body in joint session and subsequently the two bodies meet.

IN JOINT SESSION.

Hon. James E. Dunne, Mayor, presiding.

The City Clerk reads a petition requesting the calling of the present City Council hearing in accordance with the provisions of Chapter 2255 of the Public Laws of Rhode Island, 1935; said petition bearing the signatures of twenty-five residents of the City of Providence. (For petition see files of the City Council.)

The City Clerk then reads a copy of the notice of the hearing as published in the daily papers.

The Mayor thereupon declares the public hearing open, and statements urging the establishment of a Housing Authority in the City of Providence are presented by interested persons.

Mayor Dunne presents Mr. Sumner Wiley, representing the United States Housing Authority, who, granted the privilege of the floor, explains various phases of the provisions of the Wagner-Steagall Act in answer to questions of various members of the City Council.

At 2:28 o'clock p. m. Mayor Dunne declares the public hearing closed and on motion of Alderman Sturges, seconded by Alderman Rao, the joint session is dissolved and the two bodies separate.

IN CITY COUNCIL.

(City Council File, November 29, 1938.)

No. 348. Message of His Honor the Mayor Relative to a Public Hearing on Housing and Slum Clearance.

CITY OF PROVIDENCE,
EXECUTIVE DEPARTMENT,
CITY HALL.

November 29, 1938.

To the Honorable the City Council of the City of Providence :

GENTLEMEN :

Twenty-five residents of the City of Providence have filed a petition for a public hearing on the question of municipal housing in our City. I have called Your Honorable Body together today in special session for the purpose of listening to this hearing and then to pass upon the Resolution regarding same to be presented to you.

/s/

JAMES E. DUNNE,
Mayor.

IN BOARD OF ALDERMEN.

DECEMBER 1, 1938.

Upon recommendation of the Inspector of Milk, certain persons, firms and corporations are severally granted licenses to sell, exchange and deliver milk, cream and skimmed milk in the City of Providence.

(See Files of the Board of Aldermen.)

The account for the Dexter Asylum Payroll, amounting to \$397.20 is presented, examined and allowed and the Clerk is authorized to certify to the same.

Alderman McCabe, for the Committee on Streets, presents the following Resolutions and upon his motion the same are read and passed, viz.:

✓ RESOLVED, DECREED AND ORDERED, That Butts street from the present easterly line of Eddy street to a proposed new easterly line of Eddy street to be established by condemnation as shown on Plat entitled "Providence, R. I., City Engineer's Office, City Property Dep't., August 5, 1938, 057782, Sheet No. 2" is hereby established as a public highway pursuant to the provisions of Chapter 1549 of the Public Laws of 1917.

✓ RESOLVED, DECREED AND ORDERED, That Globe street from the present easterly line of Eddy street to a proposed new easterly line of Eddy street, to be established by condemnation, as shown on Plat entitled "Providence, R. I., City Engineer's Office, City Property Dep't., August 5, 1938, 057782, Sheet No. 2", is hereby established as a public highway pursuant to the provisions of Chapter 1549 of the Public Laws of 1917.

✓ RESOLVED, DECREED AND ORDERED, That Marengo street from the present easterly line of Eddy street to a proposed new easterly line of Eddy street, to be established by condemnation as shown on Plat entitled "Providence, R. I., City Engineer's Office, City Property Dep't., August 5, 1938, 057782, Sheet No. 2", is hereby established as a public highway pursuant to the provisions of Chapter 1549 of the Public Laws of 1917.

The Committee on Ordinances reporting adversely thereon, it is voted that the following petitioners for changes in the zoning map be severally granted leave to withdraw, viz.: Carl and Catherine Christiansen, et al., Smith street; Helena V. Cook, et al., Smith street; and Ida Cardi, et al., Friendship and Portland streets.

From the Board of Tax Assessors is received a report relative to the petition of Herbert S. Roberts and Arthur C. Cameron, Trustees of the Loyal Lilly Lodge No. 6675, I. O. O. F., Manchester Unity, for a refund of real estate taxes for the years 1933 to 1938 and the same being reported adversely thereon, it is voted that said petitioners be granted leave to withdraw.

Also from the Board of Tax Assessors are received various communications relative to changes in the 1938 City Tax List

to correct clerical errors in assessments in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same are approved.

(See Files of the Board of Aldermen.)

Alderman Luongo presents the report of the Director of Public Welfare for the month of November, 1938, and upon his motion the same is read and received.

Alderman Shawcross presents the petition of Andrew Harris for a renewal of a gunpowder license at 51 Washington street, the same bearing the recommendation of the Bureau of Police and Fire, and upon his motion the same is read and granted.

Alderman Shawcross also presents the reports of the Dexter Asylum for the weeks ending November 19 and 26, 1938, and upon his motion the same are read and received.

From the Desk is received a communication from His Honor Mayor James E. Dunne, appointing S. Frank Nolan as Commissioner of Public Works for the remainder of the term ending on the first Monday in March, A. D. 1939, and the same is read and the appointment approved.

His Honor Mayor Dunne submits a report upon the \$1,000,000.00 Anticipation of Taxes Rehabilitation Loan Account showing a balance of \$165,894.20 as of November 25, 1938 and the same is read.

(See Files of the Board of Aldermen.)

IN COMMON COUNCIL.

DECEMBER 5, 1938.

The Committee on Claims reporting adversely thereon, it is voted that the following petitioners be severally granted leave

to withdraw, viz. : H. Betty Williams, compensation for injuries and Roland H. Ballou, compensation for damages.

The Committee on the Storage and Sale of Petroleum Products reporting adversely thereon, it is voted that S. Chiappinelli of 292 Hartford avenue is granted leave to withdraw his petition to erect a gasoline station.

Councilman McKiernan presents the following Resolution, and upon his motion the same is read and passed, viz. :

WHEREAS, It has pleased Almighty God to take unto Himself the soul of the beloved brother of our esteemed associate, Hugh B. Donley.

NOW, THEREFORE, BE IT RESOLVED, That we, the members of the Common Council of the City of Providence, while humbly bowing to the will of an all wise Providence, sincerely condole with our colleague in his great loss, and

BE IT FURTHER RESOLVED, That we express to Councilman Hugh B. Donley and to his family our deepest sympathy in their bereavement and direct that a copy of this Resolution be spread on the records of this Common Council.

IN CITY COUNCIL.

(City Council File, December 5, 1938.)

No. 349. Statement of the City Auditor for the Month of August, 1938.

No. 350. Statement of the City Auditor for the Month of September, 1938.

No. 351. Report of the City Treasurer for the Month of October, 1938.

No. 352. Report of the City Messenger for the Month of October, 1938.

No. 353. Report of the City Solicitor on Pending Suits Prior to October 31, 1938.

No. 354. Resolution Authorizing the Temporary Borrowing of the Sum of \$227,015.15 for Payment of Land and Adjustment of Taxes in Connection With P. W. A. Docket 1150-F.

(Approved December 6, 1938.)

RESOLVED, That the City Treasurer, acting under the direction of the Joint Standing Committee on Finance, be and he is hereby authorized and directed to borrow under the authority of and in compliance with the provisions of Chapter 47 of the General Laws of the State of Rhode Island, as amended by Chapter 1617 of the Public Laws of 1930 and Chapter 1861 of the Public Laws of 1932, during the present financial year, in anticipation of the receipt of the proceeds of the annual tax to be assessed in said present financial year, from time to time and in such amounts as he may be directed to borrow by the Joint Standing Committee on Finance, a sum not to exceed two hundred twenty-seven thousand and fifteen dollars and fifteen cents (\$227,015.15) and to issue and sell at private sale the City's negotiable notes original and in renewal therefor, bearing interest at a rate not exceeding six per centum (6%) per annum, payable not later than one year from the date of the original

notes so issued or renewed or paid and carrying on their face the designation "Note in Anticipation of Taxes", said original and renewal notes to be signed by the City Treasurer and countersigned by the Mayor and the Chairman of the Joint Standing Committee on Finance.

The money thus authorized is hereby appropriated for the purpose of purchasing land for a police and fire station building (by resolution No. 334, approved November 17, 1938 and resolution No. 337, approved November 17, 1938) (P. W. A. Docket No. R. I. 1150-F) and for the adjustment of taxes paid thereon. Upon the receipt of the proceeds of the sale of bonds authorized by Chapter 964 of the Ordinances, approved November 17, 1938, said temporary borrowing shall be paid up and cancelled.

No. 355. Resolution Approving a State Unemployment Relief Program for the Month Ending December 31, 1938, in Accordance With "The State Unemployment Relief Act of 1934."

(Approved December 6, 1938.)

RESOLVED, That the City Council of the City of Providence hereby approves the accompanying program for the City of Providence for the month ending December 31, 1938, in accordance with the requirements of "The State Unemployment Relief Act of 1934."

No. 356. Resolution to Pay in Equal Amounts to Each Member of the Special Committee on Tabulations Received From Voting Machines the Sum of \$750.00 for Services Rendered in Connection With the Providence Election on November 8, 1938.

(Approved December 6, 1938.)

*RESOLVED, That the sum of Seven Hundred and Fifty Dollars (\$750.00) be and it is hereby appropriated, said sum to be

paid in equal amounts to each member of the Special Committee for Receiving, Reviewing and Tabulating for Final Totals, the Returns and Tabulations from the respective Voting Machines used at the City of Providence election on November 8, 1938; and

BE IT FURTHER RESOLVED, That said sum is in full payment for services rendered by the members of said Special Committee, said sum shall be charged to the appropriation for Contingencies.

No. 357. Resolution Presenting to the Retiring Mayor of the City of Providence, Hon. James E. Dunne, the Desk and Chair Used by Him During His Many Years of Service.

(Approved December 6, 1938.)

RESOLVED, That the City Council in behalf of the City of Providence present to Hon. James E. Dunne, upon his retirement as Mayor of the City of Providence, the desk and chair that he used during his many years of service; and that the City Sergeant is hereby directed to deliver to Mayor Dunne the above mentioned desk and chair.

No. 358. Resolution Condemning Certain Land on Point Street, Eddy Street and Allens Avenue in Connection With the Construction of a Viaduct in Said Location.

(Approved December 6, 1938.)

RESOLVED, That the City Council of the City of Providence hereby judges that public necessity requires the establishing, laying out and widening of Point street, on the southerly side from

the Harbor line westerly to Eddy street, and of Eddy street on the easterly side, from Point street southerly to Crary street, which will involve the taking of land not dedicated for highway purposes, and that pursuant to the provisions of Chapter 2118 of the Public Laws, passed at the January Session, A. D. 1921, entitled "An Act relating to the taking of land in the cities of Providence and Pawtucket for highway purposes" and in exercise of the powers and authority conferred by said Act, the City Council of the City of Providence hereby deems it necessary to take, and the City of Providence, a municipal corporation created by the General Assembly of the State of Rhode Island, hereby elects to take and does take for highway purposes the following tracts or parcels of land, with all the buildings and improvements thereon, located in said City of Providence, and shown on the accompanying condemnation plat consisting of two sheets, numbered Sheet No. 1 and Sheet No. 2.

Sheet No. 1 is entitled "Providence, R. I. City Engineer's Office, City Property Dep't. Aug. 5, 1938, 057781" ✓

Sheet No. 2 is entitled "Providence, R. I. City Engineer's Office, City Property Dep't. August 5, 1938, 057782" ✓

Said tracts or parcels of land are bounded and described as follows:

PARCEL NO. 1

SHEET No. 1.

Beginning at the present southeasterly corner of Point street and Eddy street, at point marked "K" on said condemnation plat; thence easterly in the present southerly line of Point street and bounding northerly on Point street, six hundred two and fifty-two one hundredths (602.52) feet to the harbor line at point marked "A" on said condemnation plat; thence southwesterly in the proposed southerly line of Point street and making an interior angle of 10°-12'-14" and bounding southeasterly on land now or formerly of The Narragansett Electric Company, one hundred one and sixty-one one hundredths (101.61) feet to

an angle at point marked "B" on said condemnation plat, thence westerly in the proposed southerly line of Point street making an interior angle of $169^{\circ}-47'-46''$ and bounding southerly in part on land now or formerly of said The Narragansett Electric Company and in part on land now or formerly of Mary E. Simmons, four hundred seventy and thirty-four one hundredths (470.34) feet to the tangent point of a curve at point marked "C" on said condemnation plat, thence in a general southwesterly direction in the arc of said curve with a radius of fifty (50.00) feet, and a central angle of $57^{\circ}-01'-51''$, and bounding southeasterly on land of said Mary E. Simmons, forty-nine and seventy-seven one hundredths (49.77) feet to the southerly tangent point of said curve at point marked "D" on said condemnation plat, thence southerly in the proposed easterly line of Eddy street and bounding easterly on land now or formerly of Mary E. Simmons, ninety-nine and thirty-seven one hundredths (99.37) feet to point marked "N" on said condemnation plat, thence westerly making an interior angle of $118^{\circ}-48'-52''$ and bounding southerly on land formerly of The Narragansett Electric Company and condemned for highway purposes as shown on Sheet No. 2, and hereinafter described, fifteen and ninety-eight one hundredths (15.98) feet to the present easterly line of Eddy street at point marked "e" on said condemnation plat, thence northerly in the present easterly line of Eddy street, making an interior angle of $61^{\circ}-11'-08''$ and bounding westerly on Eddy street, one hundred forty-six and sixty-one one hundredths (146.61) feet to the present southeasterly corner of Eddy street and Point street at point marked "E" on said condemnation plat and the point and place of beginning.

Said parcel contains approximately 11,927 square feet of land.

PARCEL NO. 2.

SHEET No. 2.

Beginning at the present northeasterly corner of Eddy street and Marengo street, at point marked "d" on said con-

demnation plat, thence northerly in the present easterly line of Eddy street and bounding westerly on Eddy street, two hundred forty-two and thirty-one one hundredths (242.31) feet to point marked "e" on said condemnation plat, thence northeasterly making an interior angle of $118^{\circ}-48'-52''$ and bounding northwesterly on parcel hereinbefore described, taken for highway purposes, fifteen and ninety-eight one hundredths (15.98) feet to point marked "N" on said condemnation plat in the proposed easterly line of Eddy street, thence southerly in the proposed easterly line of Eddy street, making an interior angle of $61^{\circ}-11'-08''$ and bounding easterly on land now or formerly of The Narragansett Electric Company, two hundred forty and ninety-eight one hundredths (240.98) feet to the northerly line of Marengo street at point marked "O" on said condemnation plat, thence southwesterly, making an interior angle of $122^{\circ}-49'-50''$ and bounding southeasterly on Marengo street, sixteen and sixty-six one hundredths (16.66) feet to the present southeasterly corner of Eddy street and Marengo street at point marked "d" on said condemnation plat and the point and place of beginning.

Said parcel contains approximately 3,385 square feet of land.

PARCEL NO. 3.

SHEET No. 2.

Beginning at the present southeasterly corner of Eddy street and Marengo street at point marked "c" on said condemnation plat, thence northeasterly and bounding northwesterly on Marengo street, sixteen and sixty-six one hundredths (16.66) feet to the proposed easterly line of Eddy street at point marked "P" on said condemnation plat, thence southerly in the proposed easterly line of Eddy street, making an interior angle of $57^{\circ}-10'-10''$ and bounding easterly on land now or formerly of The Narragansett Electric Company, two hundred sixty-nine and sixty-seven one hundredths (269.67) feet to an angle at point marked "E" on said condemnation plat, thence south-

easterly, making an interior angle of $207^{\circ}-07'-03''$ and bounding easterly on land now or formerly of said The Narragansett Electric Company, fifty-one and ninety one hundredths (51.90) feet to the northerly line of Butts street at point marked "R" on said condemnation plat, thence southwesterly, making an interior angle of $95^{\circ}-32'-47''$ and bounding southeasterly on said Butts street, twenty-seven and thirty-nine one hundredths (27.39) feet to the present easterly line of Eddy street at point marked "L" on said condemnation plat, thence northerly in the present easterly line of Eddy street, making an interior angle of $70^{\circ}-47'-56''$ and bounding westerly on Eddy street, sixty-two and seventy one hundredths (62.70) feet to an angle in said present easterly line of Eddy street at point marked "J" on said condemnation plat, thence continuing northerly in the present easterly line of Eddy street, making an interior angle of $166^{\circ}-32'-14''$ and bounding westerly on Eddy street, two hundred sixty and sixty-three one hundredths (260.63) feet to the present southeasterly corner of Eddy street and Marengo street at point marked "c" on said condemnation plat and the point and place of beginning.

Said parcel contains approximately 4,847 square feet of land.

PARCEL NO. 4

SHEET NO. 2.

Beginning at the present northeasterly corner of Allens avenue and Crary street, at point marked "C" on said condemnation plat, thence northwesterly bounding southwesterly on Allens avenue, sixty and eighteen one hundredths (60.18) feet to point marked "a" on said condemnation plat, thence northerly making an interior angle of $149^{\circ}-02'-04''$ and bounding westerly on land now or formerly of Trustees of The New York, New Haven and Hartford Railroad Company, forty-eight and eighty-one one hundredths (48.81) feet to the proposed easterly line of Allens avenue the point marked "V" on said condemnation plat, thence southeasterly in the proposed easterly

line of Allens avenue, making an interior angle of $15^{\circ}-39'-39''$ and bounding easterly on land now or formerly of Burrows & Kenyon, Incorporated, seventy-seven and six one hundredths (77.06) feet to an angle at point marked "F" thence southeasterly in said proposed easterly line of Allens avenue making an interior angle of $185^{\circ}-31'-35''$ and bounding easterly on land now or formerly of Burrows & Kenyon, Incorporated, twenty-eight and eleven one hundredths (28.11) feet to the present northeasterly corner of Allens avenue and Crary street at point marked "G" on said condemnation plat and the point and place of beginning.

Said parcel contains approximately 651 square feet of land.

Although the measurements herein given and the measurements and area given or shown on said plat are believed to be approximately correct, yet all the land described or delineated as included in the taking herein or hereunder is taken whether said area is greater or less than shown herein.

That there shall be filed in the office of the Recorder of Deeds in said City a description of said land over which said highway is to be laid out and also a plat thereof and a statement that the same is taken pursuant to the provisions of said act, which said description and statement shall be signed by the Mayor of said City.

After the filing of said description, plat and statement, the Board of Contract and Supply is hereby authorized and empowered to confer with the owner or owners of any part or parts of land taken hereunder and to agree in behalf of the City of Providence upon the price of the land so taken. The Board of Contract and Supply is hereby further authorized as a part of any such agreement made by it to sell to the owner or owners thereof any and all improvements upon the premises of said owner or owners.

The Joint Standing Committee on City Property is hereby authorized and directed to collect all rents or other charges for the occupancy of any and all lands or premises condemned pur-

suant to the provisions of this Resolution, and to sell at public auction or private sale in its discretion any and all improvements on said premises which have not been sold to the owner or owners thereof as a part of a settlement agreement as hereinbefore provided.

For the purposes of this Resolution so much money as may be necessary is hereby appropriated, the same to be charged to the loan account authorized by Resolution No. 311, approved November 2, A. D. 1938.

IN CONVENTION.

DECEMBER 13, 1938.

The following Message of His Honor Mayor James E. Dunne is read, viz.:

CITY OF PROVIDENCE,
EXECUTIVE DEPARTMENT,
CITY HALL.

December 13, 1938.

To the Honorable the City Council of the City of Providence.

GENTLEMEN:

I have been informed by the Commissioner of Public Works, S. Frank Nolan, that it is essential that a Deputy Commissioner of Public Works be appointed at this time. His letter is self-explanatory and I have called Your Honorable Body together today in special session for the purpose of taking action on this matter and on any other business which may legally come before you for consideration.

/s/

JAMES E. DUNNE,

Mayor.

From the Desk is received a communication from the Commissioner of Public Works appointing John E. Meade as Deputy Commissioner of Public Works.

A discussion ensues as to the legality of said appointment, and the following communication from the City Solicitor to the Commissioner of Public Works is read by the Clerk, viz.:

December 12, 1938.

GENERAL S. FRANK NOLAN,
COMMISSIONER OF PUBLIC WORKS,
PROVIDENCE, R. I.

DEAR SIR:—

Relative to your request for an opinion as to your right to appoint John E. Meade as Deputy Commissioner of Public Works, enclosing a copy of a letter from William A. Needham, Esq., the City Solicitor is of the opinion that the validity of your own appointment and the approval of the Board of Aldermen of your appointment and your qualification as Commissioner of Public Works is beyond question.

Upon your qualification for the office of Commissioner of Public Works you ceased to be Deputy Commissioner of Public Works, and that office became vacant. It was then proper for you to proceed with the appointment of Mr. John E. Meade as your Deputy Commissioner of Public Works for the unexpired term.

This duty and power are given the Commissioner of Public Works, who may in case of any vacancy occurring at any time in the office of Deputy Commissioner of Public Works from any cause appoint, subject to the approval of the City Council in joint convention, some person to fill the vacancy for the unexpired term.

It is well settled that when a person accepts an office incompatible with one which he then holds he thereby impliedly resigns or vacates his former office.

It is the intention of the City Solicitor, to so advise the President of the Board of Aldermen and the President of the Common Council, and His Honor the Mayor, in order that the City Council may be prepared to act upon the appointment of a Deputy Commissioner of Public Works in convention, and the City Solicitor will be pleased to furnish to William A. Needham, Esq., his authorities for this opinion.

Very truly yours,

DANIEL E. GEARY,
City Solicitor.

The motion to confirm is then put to vote and thereupon Mayor Dunne declares the approval of the appointment of John E. Meade as Deputy Commissioner of Public Works for the remainder of the term ending on the first Monday in March, A. D. 1939.

IN BOARD OF ALDERMEN.

DECEMBER 13, 1938.

Pursuant to a Warrant issued by His Honor the Mayor, the Board of Aldermen meets this day in Special Session at 12:00 o'clock noon.

The Accounts for

Asylum Walls and Buildings.....	\$.68
Dexter Asylum Maintenance.....	3031.88

are presented, examined and allowed and the Clerk is authorized to certify to the same.

From the Board of Tax Assessors are received various communications relative to changes in the 1938 City Tax List to correct clerical errors in assessments in pursuance to an

amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same are approved.

(See Files of the Board of Aldermen.)

Alderman Shawcross presents the reports of the Dexter Asylum for the weeks ending December 3 and 10, 1938, and upon his motion the same are read and received.

IN COMMON COUNCIL.

DECEMBER 13, 1938.

Pursuant to a Warrant issued by His Honor the Mayor, the Common Council meets this day in Special Session at 12 o'clock noon, and various matters requiring concurrent action are passed.

IN CITY COUNCIL.

(City Council File, December 13, 1938.)

No. 359. Report Upon an Examination of the Books and Accounts of the City Treasurer and Allied Offices of the City of Providence for the Period From April 1, 1938 to September 30, 1938.

CHAPTER 967.

No. 360. An Ordinance Providing for the Issue of
Public Works Loan Bonds to the Commissioners
of Sinking Funds.

(Approved December 14, 1938.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. The City of Providence will issue the bonds of said City to the amount of three hundred thousand dollars (\$300,000.00) designated as "Public Works Loan" under and by virtue of the authority granted by Chapter 2634 of the Public Laws of Rhode Island,, approved April 25, 1938.

SEC. 2. The City Treasurer, with the advice and consent of the Joint Standing Committee on Finance, shall issue said bonds, or cause them to be issued, under the corporate name and seal of the City of Providence, to the Board of Commissioners of Sinking Funds, at par, for cash; and when issued, the full amount of said bonds shall be applied for the purposes named in said Chapter 2634 of said Public Laws of Rhode Island, approved April 25, 1938, and for no other purposes.

SEC. 3. Said bonds shall be issued in serial form and thirty thousand dollars (\$30,000.00) of such issue shall be payable each year on the first day of December, beginning with the first day of December, 1939, with interest at the rate of two per centum per annum, payable on the first days of June and December in each year.

SEC. 4. Said bonds shall bear date as of December 1, 1938 and shall be payable yearly as provided in Section 3, and both principal and interest shall be payable in gold coin of the United States of America equal to the present standard of fineness and weight, at the fiscal agency of the City of Providence in

New York City, or at the office of the City Treasurer in said City of Providence. Said bonds shall be signed by the City Treasurer, countersigned by the Mayor, and registered by the City Auditor, who shall certify the registry of each bond, and the certificate of the City Auditor that said bonds have been registered by him shall be conclusive evidence that said bonds have been issued as hereinbefore provided.

SEC. 5. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed.

No. 361. Resolution Transferring the Sum of \$250,000.00 From the Reserved Fund to the Appropriation for Loans Appropriation Account.

(Approved December 14, 1938.)

RESOLVED, That the sum of two hundred and fifty thousand dollars (\$250,000.00) be and the same is hereby transferred from the Reserved Fund to the appropriation for Loans Appropriation Account as made by City Council Resolution No. 293, approved September 30, 1938; said sum to be used for the payment and cancellation of notes issued in anticipation of taxes.

No. 362. Resolution Authorizing the Sum of \$15,000.00 in Anticipation of Taxes for Snow Removal.

(Approved December 14, 1938.)

RESOLVED, That the City Treasurer, acting under the direction of the Joint Standing Committee on Finance, be and he is hereby authorized and directed to borrow under the authority of and in compliance with the provisions of Chapter 47 of the General Laws of the State of Rhode Island, as amended by

Chapter 1617 of the Public Laws of 1930 and Chapter 1861 of the Public Laws of 1932, during the present financial year, in anticipation of the receipt of the proceeds of the annual tax to be assessed in said present financial year, from time to time and in such amounts as he may be directed to borrow by the Joint Standing Committee on Finance, a sum not to exceed fifteen thousand dollars (\$15,000.00) and to issue and sell at private sale the City's negotiable notes original and in renewal therefor, bearing interest at a rate not exceeding six per centum (6%) per annum, payable not later than one year from the date of the original notes so issued or renewed or paid and carrying on their face the designation "Note in Anticipation of Taxes", said original and renewal notes to be signed by the City Treasurer and countersigned by the Mayor and the Chairman of the Joint Standing Committee on Finance.

The money thus authorized is hereby appropriated for the purpose of paying the costs of snow removal in the City of Providence.

No. 363. Resolution to Pay to the Claflin Sales Corporation the Sum of \$7.50 for Anti-Rabic Treatment.

(Approved December 14, 1938.)

RESOLVED, That the following bill for rabies vaccine be allowed for payment:

Claflin Sales Corporation..... \$7.50

The above bill represents the cost of anti-rabic treatment for Richard Neal of 45 Delaine street who was bitten by a rabid dog during the hurricane period and who was treated at his home by a Health Department physician. The above payment is authorized under authority of Section 30, Chapter 1936 of the General Laws of the State of Rhode Island of 1923, the same to be charged to "Dog Licenses".

No. 364. Resolution to Pay to Lillian Stenning the Sum of \$150.00 as Compensation for Injuries.

(Approved December 14, 1938.)

RESOLVED, That to Lillian Stenning (J. Raymond Dubee, Attorney), the sum of One Hundred and Fifty Dollars (\$150.00) be allowed whenever the City shall be released in a manner satisfactory to the City Solicitor of all claim for injuries and damages received April 21, 1938, by reason of defect in the sidewalk of Whittier avenue in front of premises numbered 15 on said street; said sum to be paid in the ordinary course of payments by the City of Providence according to the Ordinances governing such payments.

No. 365. Resolution to Pay to Julia A. Walsh the Sum of \$1.30 for Refund of Dog License Fee.

(Approved December 14, 1938.)

RESOLVED, That to Julia A. Walsh, the sum of One Dollar and Thirty Cents (\$1.30) be refunded, the same representing fee paid for Dog License, said license being issued on April 29, 1938, the dog having died on April 30, 1938, before said license became effective; said sum to be paid in the ordinary course of payments by the City of Providence according to the Ordinances governing such payments.

No. 366. Resolution Authorizing His Honor the Mayor to Execute a Lease to the Gammino Construction Company of a Parcel of Land on Ernest Street.

(Approved December 14, 1938.)

RESOLVED, That His Honor the Mayor is hereby authorized to execute a lease to the M. A. Gammino Construction Company of a parcel of land on Ernest street containing approximately 73,530 square feet at three and one-half cents ($3\frac{1}{2}$) per foot, said lease to run for a period of ten years with a privilege of renewal for another ten years and with rent adjustments at ten and fifteen years, substantially in accordance with the accompanying draft lease.

THIS INDENTURE OF LEASE, made and executed this day of December, A. D. 1938, by and between the City of Providence, a municipal corporation in the County of Providence, and State of Rhode Island, hereinafter referred to as the lessor, which expression shall include its successors and assigns where the context so requires or admits, and the M. A. Gammino Construction Company, a corporation organized under the laws of the State of Rhode Island, hereinafter referred to as the lessee, which expression shall include its successors and assigns where the context so requires or admits,

W I T N E S S E T H :

The lessor, in consideration of the rents and charges hereinafter reserved, doth hereby grant, demise and lease unto the lessee the following described parcel or tract of land subject to the conditions, reservations and covenants hereinafter specified, namely:

That certain parcel of land situated on the westerly side of the Providence River at or near Fields Point, indicated by the shaded area and designated by the letters A-B-C-D-E-F-A on the accompanying plan entitled "Providence, R. I., City Engineer's Office, City Property Dep't. Nov. 22, 1938, 057874".

Said parcel is bounded and described as follows:

Beginning at a point in the northerly line of Ernest street seven hundred seventy-five and seventy-nine one hundredths (775.79) feet easterly from the northeasterly corner of Ernest street and Ellis street; thence northerly at a right angle and

bounding westerly on other land of this lessor seventy-nine and thirty-eight one hundredths (79.38) feet to a corner; thence northeasterly making an interior angle of $107^{\circ} 53' 40''$ and bounding northwesterly on other land of this lessor one hundred nine and thirty-three one hundredths (109.33) feet to an angle; thence continuing northeasterly making an interior angle of $170^{\circ} 45' 54''$ and bounding northwesterly on other land of this lessor one hundred thirteen and nineteen one hundredths (113.19) feet to an angle; thence easterly making an interior angle of $171^{\circ} 20' 26''$ and bounding northerly on other land of this lessor, now under lease to Richfield Oil Corporation of New York, three hundred eighty-four and six one hundredths (384.06) feet to a corner; thence southerly at a right angle and bounding easterly on other land of this lessor now used for sewer purposes, one hundred thirty (130) feet to the northerly line of Ernest street; thence westerly at a right angle and bounding southerly on Ernest street six hundred (600) feet to the point and place of beginning.

Said parcel contains approximately 73,530 square feet of land.

TO HAVE AND TO HOLD said parcel of land for and during the term of ten years from and after the 15th day of December, A. D. 1938, yielding and paying therefor the rent and charges hereinafter specified, the rent during the first period of ten years to be Two Thousand Five Hundred Seventy-three and $56/100$ (\$2573.56) Dollars per year, and in the same proportion for any less time, in equal quarterly payments of Six Hundred Forty-three and $39/100$ (\$643.39) Dollars, payable in advance at the office of the City Treasurer of the City of Providence on the 15th day of December, March, June and September, in each year. The first payment, however, to be made on the date of the execution of this instrument.

It is further covenanted and agreed that said lessee shall have the option to renew the within lease at the expiration thereof for a further term of ten years. The rent for the first five year period ensuing shall be such sum as the parties shall agree upon, but in case the parties shall not within the first nine

and one-half years of the original term thereof agree upon the rent to be paid by the lessee hereunder for the first five year period of the second term of ten years, then the rent for said five year period shall be fixed and determined by a majority of three judicious men to be selected within the first month of the last six months of said original term, one to be chosen by the mayor (for the time being) of said City of Providence, one to be chosen by the lessee and the third by the two so chosen. Each party upon naming an arbitrator in pursuance hereof shall at once give the other party notice in writing of the appointment so made, and thereafterwards the other party shall have the right within said month or within ten days after the receipt of such notice to name the arbitrator representing such other party, even though the said ten days extended beyond the said period of one month. In case two arbitrators first to be chosen as above provided do not agree upon a third within ten days after the time the second of said two are chosen, then the Presiding Justice for the time being of the Superior Court for the counties of Providence and Bristol of said State of Rhode Island, or in the absence of such Presiding Justice, any justice of said court, upon application therefor by either party hereto may, after notification to the other party, appoint said third arbitrator and the determination of a majority of the three arbitrators so chosen shall determine the rent for said first period of five years hereunder, provided that the rent to be determined by the arbitrators shall never be less than the rent current at the time of the appointment of the arbitrators, and in case the rent for said first period of (five) years shall not be fixed and determined before said period begins to run, then the lessee shall continue to pay rent at the rate provided for herein with respect to the original term of ten years, and upon the determination of the rent for said first period of five years the lessee shall in case the same shall be greater than the rent for the original period of ten years within ten days after receipt of notice from the arbitrators of the amount of rent determined, pay up all deficiencies in rent and thereafter shall pay rent in accordance with the decision of the arbitrators; the cost of said arbitration shall be paid one-half

thereof by the lessor and the other half by the lessee. The rent for the remaining five year period of the second term of ten years shall be such sum as the parties shall agree upon, but in case the parties shall not, within the first four and one-half years of said second term of ten years, agree upon the rent to be paid by the lessee hereunder for the final period of five years, then the rent shall be fixed and determined by arbitration as hereinbefore provided for the first five year period of said second ten year term.

In consideration of the payment of said rents and charges hereinafter specified and the performance of the covenants and agreements on the part of the lessee to be kept and performed as herein set forth, the lessor hereby covenants to and with the lessee as follows, viz.:

1. That the lessee, paying the rent and charges hereby reserved and performing and observing the covenants of the lessee herein contained, may peaceably hold and enjoy said premises during said term without any lawful let or hindrance by the lessor or any party claiming by, through or under the lessor, except as herein provided.

2. The present railroad connection from the tracks of the New York, New Haven and Hartford Railroad Company to the westerly boundary line of the leased premises constructed by this lessor in accordance with the terms of a lease between the City of Providence and the M. A. Gammino Construction Company, dated the 15th day of March A. D. 1934, shall continue to be for the joint use of the lessee and of the owners and occupants of land abutting on said connection and such other persons as the lessor may designate. That the said lessee may use said connection and the main line railroad tracks of the lessor in conformity with that certain agreement by and between the City of Providence and the New York, New Haven and Hartford Railroad Company, dated September 20, 1917, in receiving freight and material consigned by rail to said premises and in shipping freight and material by rail from said premises. The lessee shall not use the said railroad connection for the

loading or unloading of cars but shall cause all cars to be loaded and unloaded upon the leased premises.

3. That the lessee shall not place, erect or construct any buildings on that portion of the demised premises in which is located the eighty-eight inch sewer as shown on accompanying plan connecting with the mixing chamber of the Sewage Disposal Plant, and any loading upon this area shall meet with the approval of the city engineer.

4. The lessee shall have the right to build and maintain such buildings, pipes, tanks, machinery and equipment as the lessee shall deem necessary upon the leased premises for the operation of a concrete mixing and asphalt plant for the purpose of manufacturing all kinds of hot and cold asphaltic mixtures, and for the comprehensive operation of a colprovia plant, and for the installation of a ready-mix cement concrete plant and all things incidental and necessary thereto, and for the storage and sale of masons' supplies and general contracting materials: *Provided, however,* that the permission hereby granted shall be subject to the express condition that the lessee shall comply with all laws of the State of Rhode Island and Ordinances of the City of Providence relating to such location and construction, and perform all such work to the satisfaction of the city engineer. The lessee shall hold and keep the lessor harmless, safe and indemnified from and against loss, cost, damage, payment and expense on account of any injuries to persons or damage to property for which the lessor may become liable as a result of the building and maintenance of any of the aforesaid property of the lessee, or the use or repair or neglect to properly maintain and repair, or any defect of such pipes, tanks, machinery and equipment. The lessor reserves for itself or other person or persons having permission from the lessor the right to place pipes or structures under, along or across the leased premises, provided the said pipes or structures do not interfere with the use or maintenance of the lessee's pipes, tanks, buildings or other appurtenances then existing.

5. The lessee shall not transfer or assign this lease without the written consent of the lessor, provided, however, that such consent on the part of the lessor shall not be capriciously or unreasonably withheld, and said lessor shall have access to the plant and premises at any time for the purpose of inspection, through its city engineer, or other agents or servants designated by him.

6. That the lessor will supply water for the lessee to said premises at the same rate for which like quantities of water are supplied to other customers of the City of Providence.

In consideration of the aforesaid lease and the performance of the covenants and agreements on the part of the lessor to be kept and performed as herein set forth, the lessee hereby covenants to and with the said lessor as follows, viz. :

7. That the lessee shall use said parcel or tract of land solely for the operation of a concrete mixing and asphalt plant, and for the purpose of manufacturing all kinds of hot and cold asphaltic mixtures, for the operation of a colprovia plant, and also for the installation of a ready-mix cement concrete plant, and all things incidental and necessary thereto, and for the storage and sale of masons' supplies and general contracting materials; but no refining operations whatsoever of tar or asphalt or the products of petroleum shall be conducted on the leased premises; and that the lessee will so conduct said business as not to create a nuisance or to be obnoxious or dangerous to the people or the holders of neighboring property.

8. That the lessee will promptly pay the rent reserved as aforesaid at the times the same shall become due as herein fixed; it will also pay for all water furnished by the lessor to said premises at the regular rates fixed for other customers using like quantities of water, except water used for fire purposes; and said lessee will pay the prevailing rate per car for every loaded car shipped inward or outward over the tracks belonging to the lessor; and said lessee will also pay upon all other materials and commodities and for other service the regular wharfage,

dockage or other charges established from time to time by municipal regulations.

9. It is further understood and agreed by and between the parties hereto that all buildings and improvements erected or placed upon said land are and shall be pledged for the payments of all rents and sums of money accruing or owing under this lease. And at any time after default in the payment of any rent or sum of money accruing or owing under this lease, and such default shall have continued for the space of thirty (30) days, from and after written notice as hereinafter provided is served upon the lessee, it shall be lawful for the lessor to enforce said pledge by selling the buildings and improvements, or any of them on said demised premises at public auction, first giving notice once a week at least for three successive weeks of the time and place of such sale by advertisement in some newspaper published in said City of Providence; and in its, or their own name or names, or as the attorney or attorneys of the lessee, (for that purpose by these presents duly authorized and appointed with full power of substitution and revocation (to make, execute and deliver to the purchaser or purchasers thereof good and sufficient transfers or bills of sale thereof; and to receive the proceeds of such sale or sales, and from such proceeds to retain the amount of rent then due from the lessee and all other sums of money accruing or owing under this lease, together with the expense incident to such sale or sales, rendering and paying the surplus of said proceeds, if any there be, to the lessee; said notice may be served by leaving the same at any office on the premises hereby leased with any person there employed, or by posting the same on any outer door of any building now or hereafter on said premises.

10. That in case of any failure on the part of the lessee to pay said rent and charges at the time and in the manner aforesaid, or in case of failure on its part to perform any or all of the covenants and agreements herein contained on its part to be kept and performed, and if such failure shall continue for sixty (60) days, after notice in writing by the lessor to the lessee,

addressed to its office at its usual place of business in the City of Providence, in the State of Rhode Island, the lessor, by any agent duly authorized shall be at liberty to declare this lease at an end may thereupon enter upon and take immediate and full possession of said premises and repossess the same as of its former estate, without prejudice to its right to recover full rent and charges for the time for which the lessee has been in possession and any damages which the lessor may have suffered by reason of any breach of the terms or conditions of this lease on the part of the lessee: Provided, that in case the default upon which any notice shall be predicated is in the payment of any rent or other money charge reserved hereunder, the lessee shall have the right to cure any default before actual possession is taken by the lessor or actual sale of property pledged to secure the payment of rent hereunder. Such default may be cured by the payment of the amount of rent due with interest and any costs or expenses which the lessor shall have been put to on account of any such default.

11. That the lessee will place all permanent structures near railroad tracks so as to conform to the requirements for operating clearance for locomotives and cars prescribed by the laws and regulations of the State of Rhode Island and of the United States, or in the absence of such laws or regulations, prescribed by the standards of the New York, New Haven and Hartford Railroad Company and will indemnify and save harmless the lessor against all claims for damages to persons or property caused or occasioned by failure to maintain such clearances; said track on the leased premises to be maintained to the satisfaction of the New York, New Haven and Hartford Railroad Company, and the city engineer.

12. That the lessee within sixty (60) days after the expiration or sooner termination of said lease will remove all buildings and improvements together with the foundations of the same from said leased premises and will leave said premises in good condition at the grade designated by the city engineer as hereinbefore provided, and at the request of the city engineer the

lessee shall bring to the established grade any or all depressed areas.

13. That the lessee will not keep explosives of any kind upon said premises nor allow any vessels with explosives aboard to be tied alongside said Municipal Wharf, without the written permit of the lessor, nor will it permit the crew of any vessel tied alongside said Municipal Wharf for the purpose of receiving or delivering cargo to the lessee to pump bilge water overboard or allow any rubbish, oil or any substance containing oil to be discharged into the waters of Providence River; provided, however, that this clause shall be construed to apply only to vessels owned by or under contract with said lessee.

14. That the lessee will pay all damages that may be occasioned to the sea wall, cap log or fender piling due to the negligent handling of any vessel which may tie up at said Municipal Wharf for the purpose of receiving or delivering cargo to the lessee; provided, however, that this clause shall be construed to apply only to vessels owned by or under contract with said lessee.

15. That the lessee will place and build all buildings, tanks similar structures for the storing of asphalt, tar or other materials to the satisfaction of the city engineer, and will protect any tank or similar structure carrying highly inflammable products with ample fire banks, in accordance with the present or future Ordinances of the City of Providence and to the satisfaction of the city engineer, whose approval of the initial construction as provided herein shall be considered final.

16. That the lessee will not subject the whole or any part of said premises, except with the approval of the lessor acting by and through the Terminal Development Committee of the City Council or such other committee or commission as shall succeed to the duties now performed by the Terminal Development Committee, in either case with the approval of the Mayor.

17. In consideration of the execution of this lease and with the intent and purpose that the term of the lease between the

City of Providence and the M. A. Gammino Construction Company dated the 15th day of March, A. D. 1934, may be wholly merged and extinguished, the said lessee has given, granted and surrendered and by these presents does give, grant, release and surrender unto the City of Providence, its successors and assigns, the unexpired term of the aforesaid lease, and also all the right, title, interest, term of use, property, possession, claim and demand whatsoever of the said M. A. Gammino Construction Company arising out of said lease dated the 15th day of March, A. D. 1934.

IN TESTIMONY WHEREOF, said City of Providence has caused these presents to be executed and its corporate seal to be hereunto affixed by James E. Dunne, its Mayor, hereunto duly authorized by vote of its City Council, and said M. A. Gammino Construction Company has caused these presents to be executed and its corporate seal to be hereunto affixed by Michael A. Gammino, its president and treasurer, hereunto duly authorized by a vote of its Board of Directors, the day and year first above written.

Signed and sealed
in presence of

.....
.....

CITY OF PROVIDENCE

By.....
Mayor

M. A. GAMMINO CONSTRUCTION
COMPANY

By.....
President and Treasurer

STATE OF RHODE ISLAND,
COUNTY OF PROVIDENCE.

In Providence, on the _____ day of December, A. D. 1938, before me personally appeared James E. Dunne, Mayor of the City of Providence, to me known and known by me to be the party executing the foregoing instrument and acknowledged said instrument, by him executed in the name and behalf of said City of Providence, to be his free act and deed and the free act and deed of said City of Providence.

.....
.....

STATE OF RHODE ISLAND,
COUNTY OF PROVIDENCE.

In Providence, on the _____ day of December, A. D. 1938, before me personally appeared Michael A. Gammino, President and Treasurer of the M. A. Gammino Company, to me known and known by me to be the party executing the foregoing instrument, and acknowledged said instrument, by him executed in the name and behalf of said M. A. Gammino Construction Company to be his free act and deed and the free act and deed of said M. A. Gammino Construction Company.

.....
.....

The within lease is authorized by Joint Resolution of the City Council No. _____, approved December _____, 1938.

The within lease is approved by me.

.....
City Engineer.

Correct in form and satisfactory to me.

.....

City Solicitor.

No. 367. Resolution Authorizing His Honor the Mayor to Execute a Deed to Anthony B. Manera of Land on Mount Pleasant Avenue.

(Approved December 14, 1938.)

RESOLVED, That His Honor the Mayor be and he is hereby authorized to sign and deliver a deed to Anthony B. Manera of Lot 6, Plat 121 on Mount Pleasant avenue, nine thousand eight hundred eighty-two (9,882) square feet, for the sum of \$1250.00.

Nos. 368-373, Inc. Resolutions Permitting Certain Persons, Firms or Corporations to Erect Gasoline Stations.

(Approved December 14, 1938.)

RESOLVED, That the following named person, firm or corporation is hereby granted permission to erect, alter or use a building or structure at the location named herein for the sale of petroleum, kerosene, gasoline, coal oil and their products, compounds and components as described and shown in and on the application therefor and accompanying plat, all on file in the office of the Inspector of Buildings subject to the conditions that said person, firm or corporation shall not violate any of the laws of the State of Rhode Island or any of the Ordinances of the City of Providence relative to the erection, use or occupation of said structure and that said person, firm or corporation shall not allow petroleum, kerosene, gasoline, coal oil or their products, compounds or components, to be conveyed over or across any

sidewalk by means of any pipe or hose, and upon such special conditions as are hereby enumerated, viz.:

No. 368. Cosmo Arrigo, 427-431 Hartford avenue, Plat 113, Lots 324 and 325; 3 pumps.

No. 369. Mario Cerilli, 228-230 Huntington avenue, Plat 37, Lots 608-609; 3 pumps.

No. 370. Louis Germani, 419-421 Prairie avenue, Plat 48, Lots 665-666; 3 pumps.

No. 371. Frank Holland, 895 Chalkstone avenue, Plat 117, Lots 415-472; 3 pumps.

No. 372. Investors Realty, 33-35 Broad street, Plat 24, Lots 381-382; 3 pumps.

No. 373. Salvatore Leonardo, (Vincent Marandola, Lessee), 618 Hartford avenue, Plat 115, Lots 284 and 285; replace 250 gal. tank with 1000 gal. tank.

The erection or location of any buildings or structures not shown on the original plat on file with the Inspector of Buildings or any change in the location of buildings or structures from that shown on said plat shall be deemed a violation of this permit.

IN BOARD OF ALDERMEN.

DECEMBER 15, 1938.

Alderman McCabe, for the Committee on Streets, presents the following order of the Board of Aldermen, and upon his motion the same is read and passed, viz.:

RESOLVED, DECREED AND ORDERED, That the portion of Broadway, on the southerly side, from Sabin street to Empire street, defined by the shaded area and designated by the letters

A B C A on the accompanying plat entitled "Providence, R. I., City Engineer's Office, City Property Dep't., August 26, 1938, 057797" has ceased to be useful to the public and the same is abandoned as a highway and the damage to the abutters is appraised at nothing and so awarded; and

IT IS FURTHER ORDERED, That the Superintendent of Street Signs and Numbers be and he is hereby directed to cause a sign to be placed at each end of the said Broadway, as aforesaid having thereon the words, "Not a Public Highway" and

IT IS FURTHER ORDERED, That after 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 each week for three successive weeks and a further and personal notice shall be served by the City Sergeant upon every owner of land abutting upon that part of Broadway which has been abandoned, who is known to reside within this State.

From the Board of Tax Assessors is received a communication relative to a change in the 1938 City Tax List to correct a clerical error in an assessment against Duncan Langdon in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same is approved.

IN BOARD OF ALDERMEN.

DECEMBER 22, 1938.

Pursuant to a Warrant issued by His Honor the Mayor, the Board of Aldermen meets this day in Special Session at 12:00 o'clock noon.

From the Desk is taken the bond of S. Frank Nolan in the sum of \$10,000.00 and the same is read and approved.

IN COMMON COUNCIL.

DECEMBER 22, 1938.

Pursuant to a Warrant issued by His Honor the Mayor, the Common Council meets this day in Special Session at 12:00 o'clock noon, and various matters requiring concurrent action are passed.

IN CITY COUNCIL.

(City Council File, December 22, 1938.)

No. 374. Message of His Honor the Mayor Relative to Certain Appropriations for the Construction Account for Two Senior High Schools and for the Hurricane Rehabilitation Account.

CITY OF PROVIDENCE,
EXECUTIVE DEPARTMENT,
CITY HALL.

December 22, 1938.

To the Honorable the City Council of the City of Providence.

GENTLEMEN:

I have called your Honorable Body together today in special session for the purpose of taking action on two Resolutions from the Finance Committee and for any other business which may legally come before you for consideration.

One of the Resolutions to be presented deals with a transfer of \$200,000 from the Interest Account on the building of the Mount Pleasant Senior High School and the Hope Street Senior High School, to the Construction Account.

When these two schools were started, and financial arrangements were made, the City of Providence set up two accounts, one called the "Interest Account", and the other the "Construction Account". The Interest Account was for the purpose of caring for the amortization of bonds, and under the Construction Account, the building of the schools was to be financed.

Many contractors are waiting for their money, which is to be paid from the final payment by the Federal Government. The City of Providence will not receive this final payment from the Federal Government until they have completed auditing this project. It will probably be the middle of February before this audit is completed and the payment made. Considerable money has been tied up in this transaction and is due various firms for the work they have done on these schools.

I visited the Federal authorities in New York to find out if they had any objection to the transfer of this money from one account to the other, and I was assured both verbally and in writing that this action by the City Council will meet with their approval and be legal in every way. Further, the arrangement will not jeopardize the financial standing of the City of Providence and at the same time will be of great assistance to the men to whom payments are due.

The second Resolution is for an appropriation of \$100,000 for the hurricane rehabilitation account.

On the 23rd of September, two days after the hurricane, the City Council appropriated one million dollars, known as the "Rehabilitation Loan Account", to take care of the damage incurred by the hurricane and flood. Because of the emergency then existing, the expenditure of this money was placed under my jurisdiction. Therefore, I have consulted with each head of a department in regard to every expenditure from the very

beginning. I have kept in constant contact with the City Auditor as to how this money is being spent and the balance on hand.

On December 1, I made a specific report of the money spent to that date which was published in the Journal of December 2 in detail, although I noticed in the evening paper of December 20, a statement that no report had been made by me. A final report cannot be made by me, but I did make a report of the money spent to the date mentioned.

Any purchases made from this account were subject to competitive bid and the low bidder in each case received the award. Work which could be done at a saving to the City was incorporated under the WPA program.

In the beginning, for the protection of city property, only temporary work was done. This work is being made permanent and it will take approximately another year before it will be finished. For example, ninety-six schools were damaged, ten having been already repaired and men are working on seven. Sidewalk repairs will have to be made as soon as the weather permits. I have received no estimate on bridges, one being destroyed and several weakened and will have to be replaced.

Although the Finance Committee recommends at this time the appropriation of one hundred thousand dollars, I believe more will be needed before the entire work is completed, as the first estimate was approximately one million five hundred thousand dollars.

I have had the City Auditor request a re-estimate of the work to be completed from the various department heads. A few have same ready at this time, but the entire list is not complete.

Attached hereto is the City Auditor's report of the account as of December 20, 1938, leaving a balance of \$5,480.14 of the original appropriation of one million dollars.

/s/

JAMES E. DUNNE,

Mayor.

No. 375. Resolution Transferring the Sum of \$200,000.00 From the Interest and Principal Account, P. W. A. Docket 6579, to the Construction Account, P. W. A. Docket 6579.

(Approved December 23, 1938.)

RESOLVED, That the City Treasurer be and he is hereby authorized to transfer the sum of (\$200,000.00) two hundred thousand dollars from the Interest and Principal Account, P.W.A. Docket 6579 to the Construction Account, P.W.A. Docket 6579, temporarily, for the purpose of paying contractors who performed work on the construction of the two new senior high schools;

AND BE IT FURTHER RESOLVED, That under the authority of this Resolution, the City Treasurer is directed to repay the sum of two hundred thousand dollars (\$200,000.00), when received from the Federal Government in the form of a final grant on account of P.W.A. Docket 6579, to the Interest and Principal Account of said docket.

No. 376. Resolution Authorizing the City Treasurer to Hire the Sum of \$27,000.00 in Anticipation of Taxes for Snow Removal.

(Approved December 23, 1938.)

RESOLVED, That the City Treasurer, acting under the direction of the Joint Standing Committee on Finance, be and he is hereby authorized and directed to borrow under the authority of and in compliance with the provisions of Chapter 47 of the General Laws of the State of Rhode Island, as amended by Chapter 1617 of the Public Laws of 1930, and Chapter 1861 of the Public Laws of 1932, during the present financial year, in an-

ticipation of the receipt of the proceeds of the annual tax to be assessed in said present financial year, from time to time and in such amounts as he may be directed to borrow by the Joint Standing Committee on Finance, a sum not to exceed twenty-seven thousand dollars (\$27,000.00) and to issue and sell at private sale the City's negotiable notes original and in renewal therefor, bearing interest at a rate not exceeding six per centum (6%) per annum, payable not later than one year from the date of the original notes so issued or renewed or paid and carrying on their face the designation "Note in Anticipation of Taxes", said original and renewal notes to be signed by the City Treasurer and countersigned by the Mayor and the Chairman of the Joint Standing Committee on Finance.

The money thus authorized is hereby appropriated for the purpose of paying the costs of snow removal in the City of Providence.

No. 377. Resolution to Pay to Alvah H. Barnes, M. D., the Sum of \$50.00 for Anti-Rabic Treatment.

(Approved December 23, 1938.)

RESOLVED, That the following bill for rabies serum treatment be allowed for payment:

Alvah H. Barnes, M. D.....\$50.00

The above bill represents the cost of anti-rabic treatment for Ernest L. Salisbury of 100 Petteys avenue who was bitten by a rabid dog during the hurricane period and who was treated by Dr. Alvah H. Barnes. The above payment is authorized under authority of Section 30, Chapter 1936 of the General Laws of the State of Rhode Island of 1923, the same to be charged to "Dog Licenses."

IN BOARD OF ALDERMEN.

DECEMBER 29, 1938.

The Accounts for

Dexter Asylum Maintenance.....	\$995.95
Asylum Walls and Buildings.....	6.50

are severally presented, examined and allowed and the Clerk is authorized to certify to the same.

From the Board of Tax Assessors are received various communications relative to changes in the 1938 City Tax Lists to correct clerical errors in assessments in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same are approved.

(See Files of the Board of Aldermen.)

Upon motion of Alderman Rao, the Resolution authorizing the hiring of the sum of \$100,000.00 in anticipation of taxes for rehabilitation is taken from the table and the same is read and not concurred.

Upon motion of Alderman Lynch, the bond of John E. Meade, in the sum of \$10,000.00, as Deputy Commissioner of Public Works, is taken from the table and the same is read and approved.

Alderman Luongo presents the following Resolution, and upon his motion the same is read and passed, viz.:

RESOLVED, That the thanks of this Board of Aldermen are hereby extended to the representatives of the press who have accompanied this Board in its deliberations during the past two years, for the impartial reports they have made of the proceedings of this Board and for the many courtesies they have shown the members.

Alderman Lynch presents the following Resolution, and upon his motion the same is read and passed, viz.:

RESOLVED, That the thanks of this Board of Aldermen are hereby extended to Raymond E. Shawcross of the Twelfth Ward for the courtesies he has extended to the members of this Board while performing the duties of Acting Mayor of the City of Providence, whenever the occasion required his assuming that obligation, and also to express to him its appreciation of the manner in which he has performed his duties as President of this Board of Aldermen, presiding at the session of this Body during the absence of the Mayor, serving since August 27, 1935.

Alderman McCabe presents the following Resolution, and upon his motion the same is read and passed, viz.:

RESOLVED, That the thanks of this Board of Aldermen are hereby extended to Mayor James E. Dunne for the efficient and satisfactory manner in which he has presided over the deliberations of this Board of Aldermen for the past two years, and the members hereby record their appreciation of the courteous, impartial treatment which he has accorded to them; and

BE IT FURTHER RESOLVED, That as an additional mark of esteem the City Messenger is hereby directed to cause the gavel used by Mayor Dunne during the past two years to be suitably inscribed and presented to him.

Alderman Rao also presents the following Resolution, and upon his motion the same is read and passed, viz.:

WHEREAS, Herbert E. Humes has been a member of the City Government for the past 27 years, having served in the Common Council from January 1, 1912 to January 5, 1931, also serving as President of that Body from January 3, 1927 to January 5, 1931, and in the Board of Aldermen from January 5, 1931 to January 2, 1939,

NOW, THEREFORE, BE IT RESOLVED, That the Board of Aldermen of the City of Providence hereby expresses its deep appre-

ciation of the efforts of Alderman Humes in the interests of the City of Providence for so many years, and does further express its best wishes for his continued happiness and success in the future.

Alderman Rao presents the following Resolution, and upon his motion the same is read and passed, viz. :

RESOLVED, That the thanks of this Board of Aldermen are hereby extended to the City Clerk and his deputies for the satisfactory manner in which they have performed their duties during the past two years.

Alderman Rao also presents the reports of the Dexter Asylum for the weeks ending December 17 and 24, 1938, and upon his motion the same are read and received.

Alderman Violet presents the following Resolution, and upon his motion, the same is read and passed, viz. :

RESOLVED, That all unfinished business now pending before this Board of Aldermen be and the same is hereby continued to the next Board of Aldermen, which meets on the first Monday in January, A. D. 1939.

IN COMMON COUNCIL.

DECEMBER 29, 1938.

The Committee on Claims reporting adversely thereon, it is voted that the following petitioners be granted leave to withdraw, viz. : Everett Joseph Benoit, Matilda Benoit and Elizabeth King, for compensation for injuries and damages.

The Committee on the Storage and Sale of Petroleum Products reporting adversely thereon, it is voted that William

Fletcher is granted leave to withdraw his petition to erect a gasoline station at 24 Franklin street.

Councilman Coleman presents the following Resolution, and upon his motion the same is read and passed, viz. :

RESOLVED, That all unfinished business now pending before this Common Council be and the same is hereby continued to the next Common Council which meets on the first Monday in January, A. D. 1939.

Councilman Farrell, for Councilman Richmond, presents the following Resolution, and upon his motion the same is read and passed, viz. :

RESOLVED, That the thanks of this Common Council are hereby extended to the City Clerk and his deputies, for the satisfactory manner in which they have performed their duties during the past two years.

Councilman Presel presents the following Resolution, and upon his motion the same is read and passed, viz. :

RESOLVED, That the thanks of this Council are hereby extended to the representatives of the press who have accompanied this Council in its deliberations during the past two years, for the impartial reports they have made of the proceedings of this Body and for the many courtesies they have shown the members.

Councilman Presel also presents the following Resolution, and upon his motion the same is read and passed, viz. :

RESOLVED, That the thanks of this Common Council are hereby extended to President William A. Cahir, for the efficient and satisfactory manner in which he has presided over the deliberations of this Common Council since January 4, 1937 and the members hereby record their appreciation of the courteous, impartial treatment which he has accorded them; and

BE IT FURTHER RESOLVED, That as an additional mark of esteem the City Messenger is hereby directed to cause the gavel

used by President Cahir since January 4, 1937, to be suitably inscribed and presented to him.

IN CITY COUNCIL.

(City Council File, December 29, 1938.)

No. 378. Statement of the City Auditor for the Month of October, 1938.

No. 379. Statement of the City Auditor for the Month of November, 1938.

No. 380. Report of the City Treasurer for the Month of November, 1938.

No. 381. Resolution to Pay to Harriet P. and Earl W. Hawkins the Sum of \$600.00 as Compensation for Damages.

(Approved December 30, 1938.)

RESOLVED, That to Harriet P. and Earl W. Hawkins (Walter W. Goff, Attorney), the sum of Six Hundred Dollars (\$600.00) be allowed, whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims arising out of damages to property located at 115-117 Cranston street on September

24 and 25, 1938, adjoining the Estate of the Seventh Day Advent Church, by reason of demolition of said church steeple by dynamite after demolition had been ordered by a City official; said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 382. Resolution to Pay to Jean and Zella Jacques the Sum of \$187.68 for Remission of Tax Erroneously Assessed.

(Approved December 30, 1938.)

RESOLVED, That to the following named persons the sum set opposite their names be abated, or if already paid be refunded, whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for same, said sum representing real estate taxes paid to the City Treasurer in error:

Jean and Zella Jacques.....\$187.68

said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 383. Resolution to Pay to Alice E. Roberts the Sum of \$5.30 for Refund of Dog License Fee.

(Approved December 30, 1938.)

RESOLVED, That to Alice E. Roberts the sum of Five Dollars and Thirty Cents (\$5.30) be refunded, whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for a refund of fee paid for a dog license issued April 26, 1938, said dog having died May 16, 1938, before said license became effective; said sum to be paid in the ordinary course of

payments by the City of Providence, according to the Ordinances governing such payments.

No. 384. Resolution to Pay to Arthur A. Cone the Sum of \$21.62 for Remission of Tax Erroneously Assessed.

(Approved December 30, 1938.)

RESOLVED, That to the following named person the sum set opposite his name be abated, or if already paid be refunded, whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for same, said sum representing personal property taxes erroneously assessed and cancelled by the Board of Aldermen:

1938

Arthur A. Cone.....\$21.62

said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 385. Resolution Directing the Inspector of Buildings to Tear Down and Remove the School Building at the Corner of Elmwood and Potters Avenues.

(Approved December 30, 1938.)

RESOLVED, That the Inspector of Buildings is hereby authorized and directed to tear down and remove from the premises the old school building located at the southeasterly corner of Elmwood avenue and Potters avenue, the same having been condemned as unsafe for public use.

No. 386. Resolution Authorizing His Honor the Mayor to Execute a Lease to Daniel P. Fox of Certain Land at the Corner of Elmwood and Potters Avenues.

(Approved December 30, 1938.)

RESOLVED, That His Honor, the Mayor is hereby authorized and directed to execute a lease to Daniel P. Fox of the triangular parcel of land situated at the southeasterly corner of Elmwood avenue and Potters avenue, containing approximately 25,284 square feet of land, for a term of ten years, at a rental of One Thousand Dollars per year, payable in advance, together with a privilege of renewal for a further term of ten years. The old Potters Avenue School Building at present located upon this area, which has been condemned by the Inspector of Buildings shall be torn down and removed at the expense of the City of Providence, and the lessee shall have the right at any time within the first period of ten years to purchase the land at a price to be determined by the then City Council, all substantially in accordance with the accompanying draft lease.

THIS INDENTURE OF LEASE, made and executed this day of December, A. D. 1938, by and between the City of Providence, a municipal corporation in the County of Providence, and State of Rhode Island, hereinafter referred to as the lessor, which expression shall include its successors and assigns where the context so requires or admits, and Daniel P. Fox, of the City of Providence, in the said County and State, hereinafter referred to as the lessee, which expression shall include his administrators, successors and assigns where the context so requires or admits,

W I T N E S S E T H :

The lessor, in consideration of the rents and charges hereinafter reserved doth hereby grant, demise and lease unto the lessee the following described parcel or tract of land subject to

the conditions, reservations and covenants hereinafter specified, namely:

That certain triangular tract or parcel of land with all the buildings and improvements thereon situated at the southeasterly corner of Elmwood avenue and Potters avenue and bounded and described as follows:

Beginning at the southeasterly corner of Elmwood avenue and Potters avenue; thence southeasterly in the southwesterly line of Potters avenue and bounding northeasterly on Potters avenue two hundred ninety-six and twenty-two one hundredths (296.22) feet to an angle in the line of said Potters avenue; thence westerly and making an interior angle of $31^{\circ}-28'-40''$ and bounding southerly by land now or formerly of Locust Grove Cemetery three hundred twenty-six and eighty-nine one hundredths (326.89) feet to the easterly line of Elmwood avenue; thence northerly in the easterly line of Elmwood avenue and making an interior angle of $64^{\circ}-20'-50''$ and bounding westerly on said Elmwood avenue, one hundred seventy-one and sixty one hundredths (171.60) feet to the southeasterly corner of Elmwood avenue and Potters avenue and the point and place of beginning. Said parcel contains approximately 25,284 square feet of land.

TO HAVE AND TO HOLD, said parcel of land for and during the term of ten years from and after the 30th day of December, A. D. 1938, yielding and paying therefor the rent hereinafter specified. The rent during the first period of ten years to be One thousand (\$1,000.00) dollars per year, payable in advance at the office of the city treasurer of the City of Providence on the 30th day of December in each year. The first payment, however, is to be made on the date of the execution of this instrument.

It is further covenanted and agreed that said lessee shall have the option to renew the within lease at the expiration thereof for a further term of ten years. The rent for the second term of ten years shall be such sum as the parties shall agree upon, but in case the parties shall not within the first nine and one-half

years of the original term agree upon the rent to be paid by the lessee hereunder for the said second term of ten years then the rent for said second term of ten years shall be fixed and determined by a majority of three judicious men to be selected within the first month of the last six months of said original term, one to be chosen by the mayor (for the time being) of said City of Providence, one to be chosen by the lessee and the third by the two so chosen. Each party upon naming an arbitrator in pursuance hereof shall at once give the other party notice in writing of the appointment so made, and thereafterwards the other party shall have the right within said month or within ten days after the receipt of such notice to name the arbitrator representing such other party, even though the said ten days extended beyond the said period of one month. In case two arbitrators first to be chosen as above provided do not agree upon a third within ten days after the time the second of said two are chosen then the Presiding Justice for the time being of the Superior Court for the counties of Providence and Bristol of said State of Rhode Island, or in the absence of such Presiding Justice, any justice of said court, upon application therefor by either party hereto may, after notification to the other party, appoint said third arbitrator and the determination of a majority of the three arbitrators so chosen shall determine the rent for said second period of ten years hereunder, provided that the rent to be determined by the arbitrators shall never be less than the rent current at the time of the appointment of the arbitrators, and in case the rent for said second period of ten years shall not be fixed and determined before said period begins to run, then the lessee shall continue to pay rent at the rate provided for herein with respect to the original term of ten years, and upon the determination of the rent for the second period of ten years the lessee shall in case the same shall be greater than the rent for the original period of ten years within ten days after receipt of notice from the arbitrators of the amount of rent determined, pay up all deficiencies in rent and thereafter shall pay rent in accordance with the decision of the arbitrators; the cost of said arbitration shall be paid one-half thereof by the lessor and the other half by the lessee.

In consideration of the payment of said rents and charges hereinafter specified and the performance of the covenants and agreements on the part of the lessee to be kept and performed as herein set forth, the lessor hereby covenants to and with the lessee as follows, viz.:

1. That the lessee, paying the rent and charges hereby reserved and performing and observing the covenants of the lessee herein contained, may peaceably hold and enjoy said premises during said term without any lawful let or hindrance by the lessor or any party claiming by, through or under the lessor, except as herein provided.

2. That the obsolete school building now standing upon the premises shall be removed at the expense of the lessor, and the lessee shall have the right to build and maintain such buildings, pipes, tanks, machinery and equipment as the lessee shall deem necessary upon the leased premises for general business and mercantile purposes: *Provided, however*, that the permission hereby granted shall be subject to the express condition that the lessee shall comply with all laws of the State of Rhode Island, and Ordinances of the City of Providence relating to such location and construction, and perform all such work to the satisfaction of the Inspector of Buildings. The lessee shall hold and keep the lessor harmless, safe and indemnified from and against loss, cost, damage, payment and expense on account of any injuries to persons or damage to property for which the lessor may become liable as a result of the building and maintenance of any of the aforesaid property of the lessee, or the use or repair or neglect to properly maintain or repair, or any defect of such pipes, tanks, machinery and equipment.

3. The lessee shall not transfer, assign or sub-let this lease without the written consent of the lessor, *provided, however*, that such consent on the part of the lessor shall not be capriciously or unreasonably withheld, and said lessor shall have access to the premises at any time for the purpose of inspection through its city engineer, or other agents or servants designated by it.

In consideration of the aforesaid lease and the performance of the covenants and agreements on the part of the lessor to be kept and performed as herein set forth, the lessee hereby covenants to and with the said lessor as follows, viz. :

1. That the lessee shall so conduct any business or mercantile purpose upon said parcel or tract of land as not to create a nuisance or to be obnoxious or dangerous to the people or the holders of neighboring property.

2. That the lessee will promptly pay the rent reserved as aforesaid at the times the same shall become due as herein fixed.

3. It is further understood and agreed by and between the parties hereto that all buildings and improvements erected or placed upon said land are and shall be pledged for the payments of all rents and sums of money accruing or owing under this lease. And at any time after default in the payment of any rent or sum of money accruing or owing under this lease, and such default shall have continued for the space of thirty (30) days, from and after written notice as hereinafter provided is served upon the lessee, it shall be lawful for the lessor to enforce said pledge by selling the buildings and improvements, or any of them on said demised premises at public auction, first giving notice once a week at least for three successive weeks of the time and place of such sale by advertisement in some newspaper published in said City of Providence; and in its, or their own name or names, or as the attorney or attorneys of the lessee, (for that purpose by these presents duly authorized and appointed with full power of substitution and revocation) to make, execute and deliver to the purchaser or purchasers thereof good and sufficient transfers or bills of sale thereof; and to receive the proceeds of such sale or sales, and from such proceeds to retain the amount of rent then due from the lessee and all other sums of money accruing or owing under this lease, together with the expense incident to such sale or sales, rendering and paying the surplus of said proceeds, if any there be, to the lessee; said notice may be served by leaving the same at any

office on the premises hereby leased with any person there employed, or by posting the same on any outer door of any building now or hereafter on said premises.

4. That in case of any failure on the part of the lessee to pay said rent and charges at the times and in the manner aforesaid, or in case of failure on his part to perform any or all of the covenants and agreements herein contained on his part to be kept and performed, and if such failure shall continue for sixty (60) days, after notice in writing by the lessor to the lessee, addressed to his office at his usual place of business in the City of Providence, in the State of Rhode Island, the lessor, by any agent duly authorized shall be at liberty to declare this lease at an end and may thereupon enter upon and take immediate and full possession of said premises and repossess the same as of its former estate, without prejudice to its right to recover full rent and charges for the time for which the lessee has been in possession and any damages which the lessor may have suffered by reason of any breach of the terms or conditions of this lease on the part of the lessee: Provided, that in case the default upon which any notice shall be predicated is in the payment of any rent or other money charge reserved hereunder, the lessee shall have the right to cure any default before actual possession is taken by the lessor or actual sale of property pledged to secure the payment of rent hereunder. Such default may be cured by the payment of the amount of rent due with interest and any costs or expenses which the lessor shall have been put to on account of any such default.

5. That the lessee within sixty (60) days after the expiration or sooner termination of said lease will remove all buildings and improvements together with the foundations of the same from said leased premises and will leave said premises in good condition at the grade designated by the Commissioner of Public Buildings for the time being, as hereinbefore provided, and at the request of said Commissioner of Public Buildings the lessee shall bring to the established grade any or all depressed areas.

And it is further understood and agreed that upon any violation of any of the foregoing conditions or covenants, the said lessor, by any agent duly authorized, shall be at liberty to terminate this lease, and may thereupon lawfully immediately or any time thereafter, and without notice or demand, enter into and upon said premises and repossess the same as of their former estate.

And it is further understood and agreed by and between the parties hereto that if the said lessee, its successors and assigns, shall not within sixty days from and after the expiration or other termination of this lease remove any and all buildings, structures and other improvements now or hereafter erected on said premises by said lessee, the same shall become and be the sole and lawful property of the said lessor.

It is further mutually understood and agreed that the lessee at any time within the first period of ten years shall have the right to purchase the aforementioned land at a price to be determined by the lessor. Whenever the lessee shall choose to exercise his right to purchase he shall so notify the lessor in writing, addressing his communication to the city clerk, for transmission to the city council, and thereupon the city council shall by Resolution authorize the then Mayor to execute a deed at a price to be determined by said city council, but if said lessor shall name a price therefor which is not acceptable to the lessee, the lessor shall not be required to again name a price within the calendar year.

IN TESTIMONY WHEREOF, said City of Providence has caused these presents to be executed and its corporate seal to be hereunto affixed by James E. Dunne, its Mayor, hereunto duly authorized by vote of its City Council, and said Lessee has hereunto set his hand and seal the day and year first above written.

Signed, sealed and delivered }
 in the presence of: }

.....

CITY OF PROVIDENCE

By
Mayor

.....

STATE OF RHODE ISLAND,
COUNTY OF PROVIDENCE.

In Providence, on the day of December, A. D. 1938, before me personally appeared James E. Dunne, Mayor of the City of Providence, to me known and known by me to be the party executing the foregoing instrument, and acknowledged said instrument, by him executed in the name and behalf of said City of Providence, to be his free act and deed and the free act and deed of said City of Providence.

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STATE OF RHODE ISLAND,
COUNTY OF PROVIDENCE.

In Providence, on the day of December, A. D. 1938, before me personally appeared Daniel P. Fox, to me known and known by me to be the party executing the foregoing instrument, and acknowledged said instrument by him executed to be his free act and deed.

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The within lease is authorized by Joint Resolution of the

City Council No. _____, approved _____ 1938.
 The within lease is approved by me.

.....
City Engineer.

Correct in form and satisfactory to me.

.....
2nd Assistant City Solicitor.

No. 387. Resolution Authorizing His Honor the Mayor to Execute a Deed to Morris E. Krasnoff of Certain Land on North Main Street.

(Approved December 30, 1938.)

RESOLVED, That His Honor, the Mayor, be authorized to execute a deed to Morris E. Krasnoff, the former owner, of City owned property located on the westerly side of North Main street, and designated on Assessors' Plat No. 2, as lots 307, 312, 314 and 351 for the sum of eight hundred fifty dollars, (\$850.00.)

No. 388. Resolution Authorizing His Honor the Mayor to Execute a Deed to Mary H. Perry and Mary P. Perry a Deed of Certain Land on Fox Point Boulevard.

(Approved December 30, 1938.)

RESOLVED, That His Honor, the Mayor, is hereby authorized to execute a deed to Mary H. Perry and Mary P. Perry of a

parcel of land on the southerly side of Fox Point Boulevard, being the westerly portion of lot 235 on Assessors Plat 18, and containing approximately 1938 square feet of land, for the sum of eleven hundred and twenty-four (\$1,124.00) dollars.

No. 389. Resolution Authorizing His Honor the Mayor to Execute a Deed to Francesco L. Rezendes of Certain Land on Fox Point Boulevard.

(Approved December 30, 1938.)

RESOLVED, That His Honor, the Mayor is hereby authorized to execute a deed to Francesco L. Rezendes of that parcel of land on the southerly side of Fox Point Boulevard, being the easterly portion of lot 235 on Assessors' Plat 18 and containing approximately 1042 square feet of land, for the sum of six hundred and five (\$605.00) dollars.

No. 390. Resolution Authorizing His Honor the Mayor to Execute a Deed to Anthony M. Rossi of Certain Land on Pallas Street.

(Approved December 30, 1938.)

RESOLVED, That His Honor, the Mayor, be authorized to execute a deed to Anthony M. Rossi of lot 27, plat 28 on the easterly side of Pallas street, Providence, for the sum of one thousand fifty dollars, (\$1,050.00.)

No. 391. Resolution Authorizing His Honor the Mayor to Accept a Conveyance From the Rhode Island Hospital Trust Company of Certain Land on Wheaton Street.

(Approved December 30, 1938.)

RESOLVED, That His Honor, the Mayor, is hereby authorized to accept a conveyance from the Rhode Island Hospital Trust Company of three lots of land on the easterly side of Wheaton street adjacent to Prospect Terrace, shown as lots 195, 213, and 220 on Assessors Plat 10, and one lot on the opposite side of Wheaton street numbered lot 199 on said Assessors Plat 10, having a total area of approximately 17,704 square feet of land, upon the payment to the Rhode Island Hospital Trust Company of the sum of two hundred sixty-four and 94/100 (\$264.94) dollars, which is equivalent to the taxes assessed against this property for 1937 and 1938 and paid by said Company, said sum to be charged to the appropriation for contingencies.

No. 392. Resolution Permitting the New England Realty Company to Erect a Gasoline Station.

(Approved December 30, 1938.)

RESOLVED, That the following named person, firm or corporation is hereby granted permission to erect, alter or use a building or structure at the location named herein for the sale of petroleum, kerosene, gasoline, coal oil and their products, compounds and components as described and shown in and on the application therefor and accompanying plat, all on file in the office of the Inspector of Buildings subject to the conditions that said person, firm or corporation shall not violate any of the laws of the State of Rhode Island or any of the Ordinances of the City of Providence relative to the erection, use or occupation of said

structure and that said person, firm or corporation shall not allow petroleum, kerosene, gasoline, coal oil or their products, compounds or components, to be conveyed over or across any sidewalk by means of any pipe or hose, and upon such special conditions as are hereby enumerated, viz. :

New England Realty Company, 90 Franklin street, Plat 25, Lot 237; 3 pumps.

The erection or location of any buildings or structures not shown on the original plat on file with the Inspector of Buildings or any change in the location of buildings or structures from that shown on said plat shall be deemed a violation of this permit.

No. 393. Report of the City Treasurer on the Surrender of Coupon Bonds for the Month of December, 1936.

No. 394. Report of the City Treasurer on the Surrender of Coupon Bonds for the Month of January, 1937.

No. 395. Report of the City Treasurer on the Surrender of Coupon Bonds for the Month of February, 1937.

No. 396. Report of the City Treasurer on the Surrender of Coupon Bonds for the Month of March, 1937.

No. 397. Report of the City Treasurer on the Surrender of Coupon Bonds for the Month of April, 1937.

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No. 398. Report of the City Treasurer on the Surrender of Coupon Bonds for the Month of May, 1937.

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No. 399. Report of the City Treasurer on the Surrender of Coupon Bonds for the Month of June, 1937.

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No. 400. Report of the City Treasurer on the Surrender of Coupon Bonds for the Month of July, 1937.

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No. 401. Report of the City Treasurer on the Surrender of Coupon Bonds for the Month of August, 1937.

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No. 402. Report of the City Treasurer on the Surrender of Coupon Bonds for the Month of September, 1937.

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No. 403. Report of the City Treasurer on the Surrender of Coupon Bonds for the Month of October, 1937.

No. 404. Report of the City Treasurer on the Surrender of Coupon Bonds for the Month of November, 1937.

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No. 407. Report of the City Treasurer on the Surrender of Coupon Bonds for the Month of February, 1938.

No. 408. Report of the City Treasurer on the Surrender of Coupon Bonds for the Month of March, 1938.

No. 409. Report of the City Treasurer on the Surrender of Coupon Bonds for the Month of April, 1938.

No. 410. Report of the City Treasurer on the Surrender of Coupon Bonds for the Month of May, 1938.

No. 411. Report of the City Treasurer on the Surrender of Coupon Bonds for the Month of June, 1938.

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No. 412. Report of the City Treasurer on the Surrender of Coupon Bonds for the Month of July, 1938.

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No. 413. Report of the City Treasurer on the Surrender of Coupon Bonds for the Month of August, 1938.

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No. 414. Report of the City Treasurer on the Surrender of Coupon Bonds for the Month of September, 1938.

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No. 415. Report of the City Treasurer on the Surrender of Coupon Bonds for the Month of October, 1938.

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No. 416. Report of the City Treasurer on the Surrender of Coupon Bonds for the Month of November, 1938.

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No. 417. Report of the City Treasurer on the Surrender of Coupon Bonds for the Month of December, 1938.

No. 418 Report of the Joint Standing Committee on Finance on the Surrender of Coupon Bonds for the Month of December, 1936.

No. 419. Report of the Joint Standing Committee on Finance on the Surrender of Coupon Bonds for the Month of January, 1937.

No. 420. Report of the Joint Standing Committee on Finance on the Surrender of Coupon Bonds for the Month of February, 1937.

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