

CITY OF PROVIDENCE
RHODE ISLAND



IN CITY COUNCIL

APR 18 1974

APPROVED:

Vincent C. Cusick
CLERK

CITY COUNCIL
JOURNAL OF PROCEEDINGS

No. 74 City Council Regular Meeting, Thursday, April 4, 1974, 8:00 P.M. (DST)

PRESIDING
COUNCIL PRESIDENT
ROBERT J. HAXTON

ROLL CALL

Present: Council President Haxton and Councilmen Addison, Ahern, Beatini, Bradshaw, Brown, Cirelli, Crowley, Darigan, DeVito, Fargnoli, Goldin, Johnson, Kelly, Lorenzo, Lynch, McKiernan, Moran, J. Murphy, W. Murphy, Payne, Pearlman, Pisaturo, Storti, and Xavier
—25.

Absent: Councilman Cola—1.

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ALVETRA
340
INVOCATION

The Invocation is given by COUNCILMAN
WILLIAM J. MURPHY.

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

COUNCILMAN EDWARD W. XAVIER leads
the Members of the City Council and the Assem-
blage in the Pledge of Allegiance to the Flag of
the United States of America.

APPROVAL OF RECORD

COUNCILMAN LYNCH moves that Journal
No. 73 of the Regular Meeting of the City Coun-
cil held March 21, 1974 be corrected on Page
1468 under the Title of "Approval of Record,"
in the first line, thereof, by deleting the Numerals
"27" and inserting in lieu, thereof, the Numerals
"72."

The Journal of Proceedings No. 73 of the Reg-
ular Meeting of the City Council held March 21,
1974, and Posted April 1, 1974, on that Bulletin
Board located on the ground floor of the City
Hall, is approved as printed and corrected on
motion of COUNCILMAN LYNCH, seconded by
COUNCILMEN BEATINI and DARIGAN.

This motion being seconded by COUNCIL-
MAN DARIGAN is put to vote and Passed.

ORDINANCE SECOND READING

The following Ordinance was in City Council
March 21, 1974, Read and Passed the First Time
and is Returned for Passage the Second Time:

An Ordinance Amending Chapter 14 of the Code of Ordinances of the City of Providence Establishing Registration of Bicycles Owned and Operated by Persons within the City of Providence.

In addition to the above definitions, any applicable definitions of the traffic ordinances or traffic rules and regulations shall be deemed to be included herein.

Be it ordained by the City of Providence:

Section 2: Registration and License.

Section 1: Definitions. Whenever in this Ordinance the following terms are used they shall have the meanings as ascribed to them in this section:

(a) It shall be unlawful for any resident of the City of Providence to operate a bicycle upon any street, sidewalk or other public place in the City without having first registered such bicycle with the Bureau of Licenses and secured a license therefor.

(a) **Bicycle.** The word "bicycle" shall mean and include a vehicle with two tandem wheels, neither of which is less than twenty (20) inches in diameter with solid or pneumatic tires, having a steering wheel or bar, a saddle seat, and propelled by human power.

(b) **Application.** To obtain a registration the owner shall file with such Bureau of Licenses an application signed by the owner, except that an application made by a minor under the age of 18 years shall be signed by the parent or legal guardian of such minor. Such application shall contain the name and address of the owner and the description of the bicycle contained in the application and the person or firm from whom purchased.

(b) **Dealers in Bicycles.** A "dealer in bicycles" is any person engaging in the sale of bicycles in retail or wholesale.

(c) **Licensee.** A "licensee" is any person who procures from the Bureau of Licenses a license plate or a tag for a bicycle, together with a registration card accompanying the same.

(c) The Bureau of Licenses shall assign to such bicycle a distinguishing registration number and expiration date and shall issue to the owner a certificate or registration which shall contain the registration number assigned to such bicycle and which shall be in such form and shall contain such information as referred to in paragraph (b) of this section.

(d) **License Plate.** A metal plate or tag issued by the Bureau of Licenses bearing the license number.

(e) **Operate.** The word "operate" or any form or tense thereof shall mean and refer to the use, putting into action or causing to function of a bicycle by a person mounted thereon.

(d) Each bicycle so registered shall have displayed on it, attached to the rear portion of its seat or fender, a registration plate issued by the Bureau of Licenses, which number shall correspond with the registration number assigned by said Bureau.

(f) **Rental Agency.** Any person engaging in the business of offering for rental and renting bicycles for hire by the public.

(e) Upon the sale or change of ownership of

any registered bicycle, the registration and registered number shall be transferred to the new owner at the Bureau of Licenses within one week of such sale or change of ownership. Said Bureau of Licenses shall provide the necessary forms for such transaction. The fee for each transfer shall be Fifty cents (\$.50).

(f) Any change in the appearance or character of any registered bicycle shall be reported to the Bureau of Licenses within 48 hours.

(g) Term of the License. The license so issued shall be effective for one year. The license year shall be from August 1 to July 31.

(h) The fee for registration of any one bicycle shall be Fifty Cents (\$.50).

Section 3: Rental Agencies. It shall be unlawful for any person, firm or corporation to rent, or offer to rent, any bicycle within the City of Providence without first complying with the provisions of Section 2 of this ordinance relating to registration and licensing of bicycles.

(a) Equipment. Bicycles offered for rent by a rental agency shall be equipped with the lights and other equipment required by this ordinance and shall be kept in good and safe working condition. Rental agencies shall comply with all the provisions of this ordinance, and shall be responsible for the condition of the bicycles they rent.

(b) Inspection. The chief of police shall make periodic inspections of the rental agencies to insure compliance with the provisions of this ordinance.

Section 4: Dealers. Any person, firm or corporation engaged in the business of selling, buying or trading new or used bicycles within the City is hereby required to make a written report to the chief of police at the end of each month, or oftener if requested by him; such report shall contain the following information:

(a) The name and address of each person to

whom a bicycle was sold, purchased or traded during the period covered by the report;

(b) A description of the bicycle involved in each transaction including the name of the manufacturer, the serial number of the frame, and the license number of the bicycle if the bicycle has been registered and a license issued therefor to the owner by the City;

(c) And such additional information as the chief of police may require.

Section 5: Other Provisions.

(a) Inspection. Any member of the Police Department is authorized to inspect any bicycle, at any reasonable time, for the purpose of making a checkup of the license plate and license number, serial number, and for the purpose of determining the mechanical condition of the bicycle.

(b) Removal of serial number or license plate. It shall be unlawful for any person, willfully or maliciously, to remove, destroy, mutilate or alter the serial number of any bicycle licensed hereunder; or to remove, destroy, mutilate or alter any license plate or registration card during the time in which the license plate or registration card is in force. The chief of police is hereby authorized to stamp numbers on the frame of a bicycle in a legible manner for identification purposes, upon which no serial number can be found, or upon which the serial number is illegible or insufficient for identification purposes.

(c) Use of bicycle without consent of owner. It shall be unlawful for any person to use or operate any bicycle within the City without the consent of the owner.

(d) Bicycle without serial number. It shall be unlawful for any person residing in the City, or any dealer in bicycles operating in the City, to purchase, receive in trade, or otherwise acquire any bicycle from which the serial number on the frame has been removed, destroyed, mutilated or altered, without first reporting the same to the chief of police.

(e) Enforcement of provisions. The Commissioner of Public Safety shall cause the provisions of this ordinance to be enforced.

Section 6: This ordinance shall take effect upon its passage.

Read and Passed, the Second Time, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN DARIGAN.

PRESENTATION OF ORDINANCES

COUNCILMAN LYNCH and COUNCILMAN DARIGAN (By Request):

An Ordinance Amending the Appropriation Ordinance Chapter 1973-28 Approved June 25, 1973, by Appropriating the Sum of One Hundred Seven Thousand Five Hundred Dollars (\$107,500.00) to Various Departments.

An Ordinance Amending the Appropriation Ordinance Chapter 1973-28 Approved June 25, 1973, by Appropriating the Sum of One Hundred Seventy Three Thousand Dollars (\$173,000.00) to Various Items in Various Water Departments.

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

PRESENTATION OF RESOLUTIONS

COUNCIL PRESIDENT HAXTON, COUNCILMAN PAYNE, COUNCILMAN LORENZO and COUNCILMAN DeVITO:

Resolution Requesting that Chapin Avenue, from Parade Street to the Dennis J. Roberts Expressway, be Repaved at Its Legal Grade.

Whereas, Chapin Avenue, from Parade Street to the Dennis J. Roberts Expressway, having been repaved, is presently above its legally defined

grade causing affluent surface drainage from the highway to rise and flood the abutting sidewalks,

Now, Therefore, Be It Resolved, That the Acting Director of Public Works is requested to cause Chapin Avenue, from Parade Street to the Dennis J. Roberts Expressway, to be brought to its legal or defined grade and repaved.

COUNCIL PRESIDENT PRO TEMPORE BEATINI:

Resolution Requesting that the Bridge Structure and the Bridge Deck along Branch Avenue, Over and Across the Penn-Central Railroad Company Tracks, be Repaired.

Whereas, That particular bridge along Branch Avenue, over and across the Penn-Central Railroad Tracks, appears to be in a structurally dangerous state of disrepair, and

Whereas, The bridge deck is also in a dangerous state of disrepair, and

Whereas, Numerous complaints have been brought to the attention of Council President Pro Tempore Salvatore A. Beatini, concerning these same conditions,

Now Therefore Be It Resolved, That the Referee in Bankruptcy of the Penn-Central Railroad Company is hereby urgently requested to authorize the immediate repair of the bridge structure and the bridge deck, so that what may be serious consequences will be averted.

Severally Read and Collectively Passed, on motion of **COUNCILMAN LYNCH**, seconded by **COUNCILMAN DARIGAN**.

COUNCILMAN ADDISON and COUNCILMAN DEVITO:

Resolution Requesting the City Solicitor to Prepare An Act, and Cause the Same to be Introduced before the Current Session of the General Assembly, Empowering Members of the City Council of the City of Providence, Rhode Island to Act as Notaries Public.

Referred to the Committee on Finance, on motion of **COUNCILMAN LYNCH**, seconded by **COUNCILMEN DARIGAN and W. MURPHY**.

COUNCILMAN ADDISON and COUNCILMAN KELLY:

Resolution Requesting a General Spring Cleanup Drive be Undertaken within the Third Ward.

Resolved, That the Acting Director of Public Works is requested to cause a General Spring Cleanup Drive be Undertaken within the Third Ward.

COUNCILMAN BRADSHAW and COUNCILMAN PEARLMAN (By Request):

Resolution Requesting a Survey be Undertaken for the Purpose of Ascertaining the Efficiency of Existing Street Lighting within the Wayland Square Area.

Resolved, That the Acting Public Service Engineer be requested to undertake a survey of the existing street lighting facilities in the Wayland Square Shopping Area, so-called, for the purpose of ascertaining the efficiency of such facilities.

COUNCILMAN BROWN:

Resolution Requesting a General Cleanup Drive within the Eleventh Ward.

Resolved, That the Acting Director of Public Works is requested to cause a general Cleanup drive be undertaken within the Eleventh Ward.

Resolution Congratulating "Dave" Gavitt, Providence College Basketball Coach, his Staff, and the Team upon Completion of a Successful Basketball Season.

Resolved, That to Dave Gavitt, indomitable coach of the Providence College Basketball Aggregation, to his staff and the top-level team members, are hereby extended the heartiest of congratulations by His Honor, Mayor Joseph A. Doorley, Jr., and the Members of the City Council upon the completion of a successful basketball season, and

Be It Further Resolved, That the City Clerk is directed to transmit a duly engrossed copy of this resolution to Coach Dave Gavitt.

Resolution Congratulating "Don" Pastine, his Staff, and the Team Upon Completion of their Basketball Season, for Providence Central High School.

Resolved, That in noting the successful basketball season of the Providence Central High School team, His Honor, Mayor Joseph A. Doorley, Jr., and the Members of the City Council do hereby express their heartiest congratulations to "Don" Pastine, his staff, and the team members, and

Be It Further Resolved, That a duly engrossed copy of this Resolution be transmitted to Coach "Don" Pastine.

Severally Read and Collectively Passed, on motion of **COUNCILMAN LYNCH**, seconded by **COUNCILMEN BRADSHAW and DARIGAN**.

COUNCILMAN DARIGAN:

Resolution Requesting Additional Police Protection in the Environs of Roger Williams Middle School During the School Dismissal Period.

Resolved, That the Acting Commissioner of Public Safety is requested to assign additional police protection in the environs of Roger Wil-

liams Middle School during the school dismissal period.

Resolution Endorsing the Forty-Eighth Annual Catholic Charity Fund Appeal.

Whereas, The Forty-Eighth Catholic Charity Fund Appeal of the Roman Catholic Diocese of Providence will commence on May 5th and continue to May 15, 1974, inclusive, and

Whereas, This Appeal, as in the past, will benefit our less fortunate brethren in this Diocese, and

Whereas, The record of achievements, of those responsible for the administration of funds contributed to this most worthy cause, is indelible in the history of past appeals.

Now, Therefore, Be It Resolved, That the Most Reverend Louis E. Gelineau, D.D., Roman Catholic Bishop of the Diocese of Providence, in his capacity as President of the fund, and to Mr. Andrew M. Hunt, Chairman of the Forty-eighth Annual Appeal, and to the Corp of Volunteer staff and solicitors, are hereby extended best wishes for a successful fund appeal drive, and

Be It Further Resolved, That a duly engrossed copy of this Resolution be transmitted to Bishop Gelineau and Mr. Hunt.

Severally Read and Collectively Passed, on motion of **COUNCILMAN LYNCH**, seconded by **COUNCILMAN DARIGAN**.

Resolution Requesting the Director of Finance to Transfer the Sum of One Thousand Dollars (\$1,000.00) from the Unexpended Balance of the Special Committee on Christmas Celebration, 1973, to the Committee on Bicentennial Celebration.

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

COUNCILMAN DeVITO and COUNCILMAN LORENZO:

Resolution Requesting a General Spring Cleanup Drive be Undertaken within the Thirteenth Ward.

Resolved, That the Acting Director of Public Works is requested to cause a General Spring Cleanup Drive be Undertaken within the Thirteenth Ward.

Read and Passed, on motion of COUNCILMAN LYNCH, seconded by COUNCILMEN DeVITO and LORENZO.

COUNCILMAN LYNCH and COUNCILMAN DARIGAN (By Request):

Resolution Refunding to Certain Taxpayers Sums of Money Representing Overpayment of City Taxes to the City Collector for the Years 1966, 1969, 1971, 1972 and 1973.

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

COUNCILMAN PEARLMAN:

Resolution Requesting a Study of the Employees' Retirement System with Special Emphasis Upon the Investment Policy and Return; the Funding, and the Management and Operation.

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

This motion is seconded by COUNCILMAN BRADSHAW.

COUNCILMAN LYNCH moves the Resolution be Not Passed.

This motion is seconded by COUNCILMAN BEATINI.

The motion to Refer to the Committee on Finance, having precedence over the Main Motion that the Resolution be Not Passed, is put to vote and Not Passed.

The Main Motion that the Resolution be Not Passed, is put to vote and Passed.

COUNCILMAN PISATURO desires to be recorded as Voting "Aye" on the above motion for Reference to the Committee on Finance; and as Voting "No" on the above motion that the Resolution be Not Passed.

COUNCILMAN PISATURO:

Resolution Requesting a General Spring Cleanup Drive be Undertaken within the Seventh Ward.

Resolved, That the Acting Director of Public Works is requested to cause a General Spring Cleanup Drive be Undertaken within the Seventh Ward.

Resolution Requesting the Installation of Electric Street Lights along Clarence and Roosevelt Streets and Laurel Hill Avenue.

Resolved, That the Acting Public Service Engineer is requested to order the installation of electric street lights as follows:

Pole Numbered 3, located along Clarence Street, Poles Numbered 11 and 19 located along Roosevelt Street, and Pole Number 16, located along Laurel Hill Avenue.

Severally Read and Collectively Passed, on motion of **COUNCILMAN LYNCH**, seconded by **COUNCILMAN PISATURO**.

Utilizing Motor Vehicles, In their Operation, to Maintain a Record of the Accidents in which Its Drivers are Involved.

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

Resolution Endorsing the Governor's Proposal to Create a Solid Waste Management Corporation Now Pending Before the General Assembly.

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

COUNCILMAN XAVIER and **COUNCILMAN J. MURPHY**:

Resolution Requesting the Traffic Engineer to Install Parking Meters along that Portion of the Northerly Side of Exchange Terrace.

Resolved, That the Traffic Engineer is requested to cause the installation of parking meters along a portion of the northerly side of Exchange Terrace.

Resolution Requesting Those City Departments

Read and Passed, on motion of **COUNCILMAN LYNCH**, seconded by **COUNCILMEN DARIGAN, J. MURPHY** and **XAVIER**.

REPORTS FROM COMMITTEES

COUNCILMAN MICHAEL E. KELLY, Chairman

COMMITTEE ON CITY PROPERTY

Transmits the following with Recommendation
the Same be Adopted:

Resolution Authorizing the Department of Public Property to Develop Lot 566 on City Assessor's Plat 14 and Lot 456 on City Assessor's Plat 15, Commonly Known as Engineer's Field, Located along Gano Street, at Power Street, for Recreational Purposes, and Rescinding Resolution of the City Council Number 345, Ap-

proved July 3, 1958, and Number 442, Approved December 4, 1970.

Whereas, Resolution of the City Council No. 442, approved December 4, 1970, authorizing His Honor the Mayor to Execute a deed of conveyance to Mildred W. Tracy, or her nominee, of

Lots 566 on City Assessor's Plat 14 and Lot 456 on City Assessor's Plat 15, commonly known as "Engineer's Field," located along Gano Street at Power Street, more particularly described on accompanying Plan entitled "Providence R.I. P.W. Dept. — Engineering Office, City Property Section, Plan No. 061720, Date May 27, 1958, and

Whereas, The said lots were not, in fact, conveyed by His Honor the Mayor, as so authorized, and

Whereas, the Said Field has ceased to be utilized as proposed; that is, for professional softball league games, in accordance with the provisions of Resolution of the City Council No. 345, approved July 3, 1958 and with indenture of lease made and entered, by and between the City of Providence and Trustees of International Union of Operating Engineers, July 22, 1958,

Now, Therefore, Be It Resolved, That Resolu-

tions of the City Council No. 345, approved July 3, 1958 and No. 442, approved December 4, 1970, are hereby rescinded and the Director of the Department of Public Property is authorized to develop the said Field for recreational purposes.

Read and Passed, on motion of COUNCILMAN LYNCH, seconded by COUNCILMEN BEATINI and XAVIER, by the following Roll Call Vote:

Ayes: Council President Haxton and Councilmen Addison, Ahern, Beatini, Bradshaw, Brown, Cirelli, Crowley, Darigan, DeVito, Fagnoli, Goldin, Kelly, Lorenzo, Lynch, McKiernan, Moran, Payne, Pearlman, Pisaturo, Storti and Xavier—22.

Noes: None.

Absent: Councilmen Cola, Johnson, J. Murphy and W. Murphy—4.

COUNCILMAN PETER C. MORAN, Chairman COMMITTEE ON LICENSES

**Transmits the following with Recommendation
the Same be Adopted:**

Resolutions Authorizing the Installation of Gasoline Filling Pumps, As Follows:

Quardo Stations, Inc., Atlantic-Richfield Company, Lessee, 170 Silver Spring Street, Plat 72, Lot 325; One Gasoline Filling Pump, Additional, Making a Total of Five (5) Pumps Upon that Lot.

Resolved, That Resolution of the City Council No. 185, approved March 22, 1974, is amended, as follows: Quardo Station, Inc., Atlantic-Richfield Company (Lessee), 170 Silver Spring Street, at Branch Avenue, Plat 72, Lot 325, One

(1) Gasoline Filling Pump, Additional, Making a Total of Five (5) Pumps Upon that Lot.

Atlantic-Richfield Company, 767 River Avenue, and 664 Admiral Street, Plat 81, Lot 50; One Gasoline Filling Pump, Additional, Making a Total of Five (5) Pumps Upon the Lot.

Resolved, That Resolution of the City Council

No. 184, approved March 22, 1974, is amended, as follows: Atlantic-Richfield Company, 767 River Avenue and 664 Admiral Street, Plat 81, Lot 50, One (1) Gasoline Filling Pump, Additional, Making a Total of Five (5) Pumps Upon the Lot.

Atlantic-Richfield Company, 850 Elmwood Avenue, Plat 60, Lot 5; One Gasoline Filling Pump, Additional, Making a Total of Seven (7) Pumps Upon the Lot.

Resolved, That Resolution of the City Council No. 183, approved March 22, 1974, is amended, as follows: Atlantic-Richfield Company, 850 Elmwood Avenue, Plat 60, Lot 5, One (1) Gasoline Filling Pump, Additional, Making a Total of Seven (7) Pumps Upon the Lot.

Juarco Corporation, Atlantic-Richfield Company, Lessee, 435 Chalkstone Avenue and 130 Douglas Avenue, Plat 68, Lot 54; One Gasoline Filling Pump, Additional, Making a Total of Nine (9) Pumps Upon the Lot.

Resolved, That Resolution of the City Council No. 182, approved March 22, 1974, is amended, as follows: Juarco Corporation; Atlantic-Richfield Company (Lessee), 435 Chalkstone Avenue and 130 Douglas Avenue, Plat 68, Lot 54, One (1) Gasoline Filling Pump, Additional, Making a Total of Nine (9) Pumps Upon the Lot.

Anthony and Lillian Cotoia, 198-200 Union Avenue, Plat 42, Lot 47, and Portion of Lot 406; One Dual Gasoline Filling Pump, being a Conversion of a Single Pump, Making a Total of Five (5) Pumps Upon the Lots.

Resolved, That Resolution of the City Council No. 186, approved March 22, 1974, is amended, as follows: Anthony and Lillian Cotoia, 79 Hill Wood Street, Cranston, Atlantic-Richfield Company (Lessee), 198-200 Union Avenue, Plat 42, Lot 47, and part of 406, One (1) Dual Gasoline Filling Pump, Being a Conversion of a Single Pump, Making a Total of Five (5) Pumps Upon the Lots.

Atlantic-Richfield Company, 837 Allens Avenue, Plat 101, Lot 305, One Gasoline Filling Pump, Additional, Making a Total of Three (3) Pumps Upon the Lot.

Resolved, That Resolution of the City Council No. 181, approved March 22, 1974, is amended, as follows: Atlantic-Richfield Company, 837 Allens Avenue at Carolina Avenue, Plat 101, Lot 305, One (1) Gasoline Filling Pump, Additional, Making a Total of Three (3) Pumps Upon the Lot.

Severally Read and Collectively Passed, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN DARIGAN.

COUNCILMAN THOMAS L. PAYNE, Chairman
COMMITTEE ON PUBLIC WORKS

Transmits the following with Recommendation
the Same be Severally Adopted:

Resolution Ordering the Abandonment as Public Highways of Wellington Street, from Pearl Street to East Beacon Street; East Beacon Street, from Beacon Street to Landor Street; and Portions of Gay, Pearl, Landor, and Lockwood Streets.

Resolved, Decreed and Ordered: That the following named highways shown as crosshatched areas on the accompanying plans, having ceased to be useful to the public, the same are hereby abandoned as public highways and the damage to the abutters is appraised at nothing and so awarded, viz:

Wellington Street, from Pearl Street to East Beacon Street, Plan No. 063295, Date: July 30, 1969;

East Beacon Street, from Beacon Street to Landor Street, Plan No. 063296, Date July 30, 1969;

Gay Street, (portion) and Pearl Street (portion) Plan No. 063506, Date: November 21, 1973;

Landor Street, (Portion) Plan No. 063804, Date: November 16, 1973;

Lockwood Street (portion), Plan No. 063805, Date: November 20, 1973, all in accordance with accompanying petition of Rhode Island Hospital and subject to such restrictions and conditions incorporated in accompanying communications of the Department of Public Works dated November 29, 1973; the Water Supply Board dated February 8 and February 13, 1974, Commissioner of Public Safety dated February 21, 1974, and Department of Planning and Urban Development dated February 25, 1974, and it is further

Ordered, That the Director of Public Works, be and he is hereby directed to cause signs to be placed on the above-named highways aband-

oned as aforesaid, having thereon the words "Not a Public Highway," and it is further

Ordered, That after the entry of this order or decree, the City Clerk shall cause a notice, thereof, to be published in a newspaper published in the County of Providence, at least once 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 the above-named highways which have been abandoned, who is known to reside within this State.

Resolution Accepting Donation by Rhode Island Hospital of Certain Lands Owned by it for the Purpose of Relocating Gay Street, from Somerset Street to Pearl Street.

Resolved, That the donation to the City of Providence by the Rhode Island Hospital of certain lands owned by it, for the purpose of relocating Gay Street, from Somerset Street to Pearl Street, such donation consisting of so much of lots numbered 427, 459, and 461 on City Assessor's Plat 23, as may be required by the Director of Public Works, for the said purpose, is hereby accepted, and

Be It Further Resolved, That such donation is accepted upon the condition that the Rhode Island Hospital shall, indemnify and hold harmless the City of Providence of all legal damages, if any, caused to any person or persons owning property in the immediate vicinity for which said City may become legally liable by or on account of such donation and relocation and upon the further condition that the said relocation of Gay Street be at the donor's expense, as per communication of Department of Public Works dated November 29, 1973, a copy of which is hereto attached.

Severally Read and Collectively Passed, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN BEATINI.

COUNCILMAN MORAN desires to be recorded as Voting "No" on the above Resolution ordering the abandonments of certain public highways and on the above Resolution accepting the donation by the Rhode Island Hospital.

Resolution Establishing Westcott Street, from Manton Avenue to Fruit Hill Avenue, as a One-Way Street.

Resolved, That Westcott Street, from Manton Avenue to Fruit Hill Avenue, is established as a one-way street.

Severally Read and Collectively Passed, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN BEATINI.

Resolution Endorsing the Application of the State Department of Transportation's Assent to an Outlet and New Drainage Outfall into Tidal Areas of the Woonasquatucket River in Providence.

Resolved, That the accompanying application of the Rhode Island Department of Transportation's assent to an outlet and new drainage outfall into tidal areas of the Woonasquatucket River in Providence, all in accordance with accompanying notice dated February 1, 1974, File No. 74-2-4, and related application and plan and profile of railroad crossing, siphon and outfall on sheet No. H-25, is hereby endorsed.

The following is Returned with Recommendation the Same be Received:

Report of the Director of Public Works Relative to Resolution of the City Council Requesting Repairing of Damage as a Result of Heavy Rainfall on September 6, 1973, to Certain Properties Abutting Blackstone Park along Blackstone Boulevard.

Received.

COUNCILMAN CHARLES A. PISATURO, Chairman
COMMITTEE ON CLAIMS AND PENDING SUITS

Transmits the following with Recommendation
the Same be Severally Approved:

Certificates from the City Assessor Recommending the Same be Severally Cancelled, Pursuant to the Provisions of Sections 14 and 15 of

Title 44, Chapter 7 of the General Laws of Rhode Island, 1956, as Amended, as follows:

93-J, pages 1 through 26, inclusive

94-J, pages 1 through 6, inclusive

95-J, pages 1 through 6, inclusive

96-J, pages 1 through 28, inclusive

97-J, pages 1 through 5, inclusive

Severally Approved, on motion of **COUNCILMAN LYNCH**, seconded by **COUNCILMAN DARIGAN**, by the following Roll Call vote:

Ayes: Council President Haxton and Councilmen Addison, Beatini, Bradshaw, Brown, Cirelli, Crowley, Darigan, DeVito, Goldin, Kelly, Lynch, McKiernan, Moran, Payne, Pearlman, Pisaturo, Storti and Xavier—19.

Noes: None.

Absent: Councilmen Ahern, Cola, Fargnoli, Johnson, Lorenzo, J. Murphy and W. Murphy—7.

COMMUNICATIONS AND REPORTS

FROM COASTAL RESOURCES MANAGEMENT COUNCIL

Notice that it has under Consideration the Application of the City of Providence for State Assent to Construct an Extension of Existing Seawall and Additional Docking Facilities at the Municipal Wharf, Port of Providence.

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

FROM PROVIDENCE REDEVELOPMENT AGENCY

Reports Informing the City Council of Its Pro-

posal to Sell Certain Real Property within the East Side Renewal Project R. I. R-4 and within the West Broadway N.D.P. A 2-1 Year II Project.

Severally Referred to the Committee on Urban Redevelopment, Renewal and Planning, on motion of **COUNCILMAN LYNCH**, seconded by **COUNCILMAN DARIGAN**.

FROM CITY CONTROLLER

Monthly Statements of Capital, General and School Funds for the Four Months Ended October 31, 1973, and the Five Months Ended November 30, 1973.

Severally Received.

PETITION

COUNCILMAN J. MURPHY and COUNCILMAN XAVIER (By Request):

Petition of Joe's Old Abandoned Grocery Store, Inc., for Permission to Clean by Sandblast Process Building Located at 80 Fountain Street.

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

FROM THE CLERK'S DESK

Petition of Brown University for Construction of Underground Conduits for Electricity and Private Telephone Lines Under Young Orchard Avenue, Hope Street, Benevolent Street, and George Street.

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

Petitions for Compensation for Injuries and Damages.

Mary Dyer Bogan

Abraham Charifson

Claude Cole

Angelo DiPetrillo

Frank Dutra, Jr.

Casimir Gaidimasuskas

Genway, Inc.

Rev. Stuart M. Kent

Jorge Luna

John F. McGill

Richard S. Mittleman

James Notarantonio

Thomas L. O'Connell

Joseph A. Palumbo, M.D.

Mr. and Mrs. Santolo Parisi

John J. Shanley

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

PRESENTATION OF RESOLUTIONS

In Memoriam

COUNCILMAN LYNCH:

Resolution of Sympathy Upon the Death of John P. Gionis, Late Proprietor of the Governor Dyer Restaurant in Providence.

Whereas, Almighty God has called to his eternal reward the soul of a respected friend John P. Gionis, late restaurateur of our community, who with his sons owned and operated up to time of passing, the famous Governor Dyer's Buffet House,

Now, Therefore, Be It Resolved, That His Honor Mayor Joseph A. Doorley, Jr., and the City Council do hereby express their profound sympathy in the passing from this life of John P. Gionis.

Read and Passed, by a Unanimous Rising Vote, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN DARIGAN.

COUNCILMAN XAVIER, COUNCILMAN PISATURO, COUNCILMAN BRADSHAW, COUNCILMAN PEARLMAN and COUNCILMAN LYNCH:

Resolution of Sympathy Upon the Death of Rob-

ert H. Diamond, Late Member of the Providence Redevelopment Agency.

Whereas, Almighty God, in His Wisdom has called unto Himself the Soul of our beloved associate Robert H. Diamond, late a Member of the Providence Redevelopment Agency, and

Whereas, In "Bob" Diamond's all to brief, but productive life, his academic laurels, followed by well rounded business achievements, reflected in the progressive contributions he made to that important City Agency,

Now Therefore Be It Resolved, That in the passing of Robert H. Diamond, from this life, His Honor Mayor Joseph A. Doorley, Jr., and the Members of the City Council pause in their deliberations and offer their prayers for his eternal rest, and

Be It Further Resolved, That the City Clerk is directed to cause a duly engrossed copy of this Resolution to be transmitted to his bereaved wife Ellen and their children that they be informed of the great respect in which he was held.

Read and Passed, by a Unanimous Rising Vote, on motion of COUNCILMAN LYNCH, seconded by COUNCILMEN BRADSHAW, DARIGAN, PEARLMAN, PISATURO and XAVIER.

ADJOURNMENT

There being no further business, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN DARIGAN, the City Council Adjourns at 9:45 o'clock P.M. (DST), to meet again on THURSDAY, APRIL 18, 1974 at 8:00 o'clock P.M. (DST).

Vincent Varpis

City Clerk

April 4]

1513

[1974
