

**CITY OF PROVIDENCE  
RHODE ISLAND**



**CITY COUNCIL**

**JOURNAL OF PROCEEDINGS**

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**No. 4 City Council Regular Council Meeting, Thursday, February 4, 2016, 7:00 o'clock P.M.**

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**PRESIDING**

**COUNCIL PRESIDENT**

**LUIS A. APONTE**

**CALL TO ORDER**

**PRESENT: COUNCIL PRESIDENT APONTE, COUNCILWOMAN CASTILLO,  
COUNCILMAN CORREIA, COUNCILWOMAN HARRIS,  
COUNCILMEN HASSETT, IGLIOZZI, JACKSON, JENNINGS,  
COUNCILWOMAN MATOS, COUNCILMEN NARDUCCI, PRINCIPE,  
COUNCILWOMAN RYAN, COUNCILMEN SALVATORE AND ZURIER - 14.**

**ABSENT: COUNCILMAN YURDIN - 1.**

**ALSO PRESENT: LORI L. HAGEN, CITY CLERK, TINA L. MASTROIANNI,  
ASSISTANT CLERK, DONNA PELIGIAN, ASSISTANT CLERK AND JEFFREY  
DANA, CITY SOLICITOR**

**IN CITY COUNCIL  
FEB 18 2016**

**APPROVED:**

*Louis Aponte*  
CLERK

## ROLL CALL

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### INVOCATION

"The Invocation is given by **COUNCILMAN MICHAEL J. CORREIA**.

"Heavenly Father, we thank you for this opportunity to gather here tonight. I ask that you bless each person present. We pray that this meeting is successful, productive and blessed. Heavenly Father, we ask you to guide us during our discussions and give us wisdom concerning the issues we face. Heavenly Father, this great city has lost a legend, Vincent A. Cianci, Jr., better known as "Buddy". On January 26, 2016, he was reunited with his parents and his beloved daughter Nicole. We ask that you bless and watch over his loving family during this very difficult time, especially his beloved grandchildren Olivia, Joseph and Julius and his fiancée Tara Maria Haywood. Amen.

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### PLEDGE OF ALLEGIANCE

**COUNCILWOMAN MARY KAY HARRIS** Leads the Members of the City Council in the Pledge of Allegiance to the Flag of the United States of America.

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### APPROVAL OF MINUTES

Journal of Proceedings No. 3 of the Regular Meeting of the City Council held January 21, 2016, are approved as printed, on Motion of **COUNCILMAN JACKSON**, Seconded by **COUNCILMAN CORREIA**.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Councilman Jackson
<b>SECONDER:</b>	Councilman Correia
<b>AYES:</b>	Council President Aponte, Councilwoman Castillo, Councilman Correia, Councilwoman Harris, Councilmen Hassett, Igliazzi, Jackson, Jennings, Councilwoman Matos, Councilmen Narducci, Principe, Councilwoman Ryan, Councilmen Salvatore and Zurier – 14.
<b>ABSENT:</b>	Councilman Yurdin – 1.

## ORDINANCE SECOND READING

**The Following Ordinance was in City Council January 21, 2016, Read and Passed the First Time and is Returned for Passage the Second Time:**

**COUNCILMEN PRINCIPE, CORREIA, COUNCIL PRESIDENT APONTE, COUNCILWOMAN CASTILLO, COUNCILMEN HASSETT, IGLIOZZI, JACKSON, JENNINGS, COUNCILWOMAN MATOS, COUNCILMEN NARDUCCI, YURDIN AND ZURIER**

An Ordinance in Amendment of Chapter 23, "Streets, Sidewalks and Public Places," Section 23-13, "Removal of Snow-Required"

SECTION 1. The Code of Ordinances of the City of Providence, Chapter 23, "Streets, Sidewalks and Public Places," Section 13, of the Code of Ordinances is hereby amended as follows:

Sec. 23-13. Removal of snow and ice-Required.

(a) All owners or persons having care of any property bordering any street, highway or public place within the city, shall, within the first eight (8) hours of daylight after the end of any snowfall, or the fall or deposit of snow or ice on the sidewalk of said property, from any cause whatsoever:

- (1) Remove or cause to be removed all snow or ice from a path not less than three (3) feet in width the length of the sidewalk of the entire border in or on said street, highway, or public place, including from any pedestrian access ramps cut into street curbs bordering said property and, for corner lots, from the portion(s) of the sidewalk extending past the property to and including the street curb, and provide for the treatment of any snow or ice remaining on any shoveled sidewalk, with sand, salt or other suitable material;
- (2) Remove or cause to be removed all snow or ice from around any fire hydrant on the sidewalk bordering said property; and
- (3) Remove or cause to be removed all snow or ice from the opening of any catch basin bordering the sidewalk of said property.

(b) Any person found guilty of violating this section shall be fined not less than twenty-five dollars (\$25.00), nor more than five hundred dollars (\$500.00), for each calendar day upon which such snow or ice is not removed or treated as herein provided. The police department and/or an inspector or supervisor of the public works department shall be authorized to enforce the provisions of this Ordinance. Failure to pay the fine within thirty (30) days will result in the creation of a special lien against the property, which lien shall be removed only upon payment of the fine in addition to an administrative penalty of one hundred dollars (\$100.00). The imposition of such fine and/or administrative penalty may be appealed to municipal court within ten (10) days of the issuance of a written citation for the violation.

Upon the issuance of a violation by the police or public works department, the department of public works may, in its discretion, remove or cause such snow or ice to be removed or treated. The owner shall reimburse the city for the expenses incurred for such removal or treatment, in addition to any fine or administrative penalty imposed hereunder. The city may also impose a municipal charges lien on the property.

(c) The city shall devise a policy to inform property owners of their responsibilities under section 23-13, and to inform the public of the importance of clearing sidewalks for pedestrian access, and safe travel for pedestrians, especially children walking to school, the elderly, and persons with disabilities. The city also shall make every effort to create and/or support programs to provide assistance to elderly property owners, and property owners with disabilities in meeting the requirements of section 23-13.

SECTION 2. The Code of Ordinances of the City of Providence, Chapter 23, "Streets, Sidewalks and Public Places," Section 16, of the Code of Ordinances is hereby amended as follows:

SECTION 3. The Code of Ordinances of the City of Providence, Chapter 23, "Streets, Sidewalks and Public Places," Section 17, of the Code of Ordinances is hereby amended as follows:

Sec. 23-17 - Removal of snow and ice on sidewalks adjoining city property.

- (a) Sidewalks adjoining property belonging to or occupied by the city shall be cleared of snow under the direction of the department, committee or officer of the city having by ordinance or statute the care, custody or use of such property. Whenever the sidewalk or any part thereof adjoining any property belonging to or occupied by the city shall be encumbered with ice, the department, committee or officer of the city having by ordinance or statute the care, custody or use of such property, shall cause such sidewalk to be made safe and convenient by removing the ice therefrom or by covering the same with sand, salt or some other suitable substance. For corner lots, this requirement will include the portion(s) of the sidewalk extending past the building or lot to and including the street curb.
- (b) The expense of any such work shall be paid from the appropriation for the support of such department. In case any such department, committee or officer has no janitors or employees available to do said work, the superintendent of public buildings may, upon request of such department, committee or officer, cause said work to be done, the expense thereof to be charged to the appropriation for such department, committee or officer.

SECTION 4. This ordinance shall take effect upon passage.

**Read and Passed the Second Time, on Motion of COUNCILMAN JACKSON, Seconded by COUNCILMAN CORREIA, by the following Roll Call Vote:**

<b>RESULT:</b>	<b>READ/PASSED SECOND TIME [UNANIMOUS]</b>
<b>MOVER:</b>	Councilman Jackson
<b>SECONDER:</b>	Councilman Correia
<b>AYES:</b>	Council President Aponte, Councilwoman Castillo, Councilman Correia, Councilwoman Harris, Councilmen Hassett, Igliazzi, Jackson, Jennings, Councilwoman Matos, Councilmen Narducci, Principe, Councilwoman Ryan, Councilmen Salvatore and Zurier – 14.
<b>ABSENT:</b>	Councilman Yurdin – 1.

**The Motion for Passage the Second Time is Sustained.**

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## **PRESENTATION OF ORDINANCE**

### **COUNCILMAN ZURIER**

An Ordinance Amending Sections 2-264 through 2-272 of the Code of Ordinances  
"Lobbyist Registration Ordinance."

**COUNCIL PRESIDENT APONTE Refers the Ordinance to the Committee on Ordinances.**

<b>RESULT:</b>	<b>REFERRED</b>
<b>TO:</b>	Committee on Ordinances

## PRESENTATION OF RESOLUTIONS

**COUNCIL PRESIDENT APONTE, COUNCILWOMAN CASTILLO, COUNCILMEN CORREIA, COUNCILWOMAN HARRIS, COUNCILMEN HASSETT, IGLIOZZI, JACKSON, JENNINGS, COUNCILWOMAN MATOS, COUNCILMEN NARDUCCI, PRINCIPE, COUNCILWOMAN RYAN, COUNCILMEN SALVATORE, YURDIN AND ZURIER**

Resolution Reflecting upon the life and character of the late **Vincent A. “Buddy” Cianci, Jr.**, Mayor of the City of Providence from January 7, 1975 to April 25, 1984 and January 7, 1991 to September 6, 2002.

**RESOLVED**, That the following Minute of the life and character of the late Vincent A. Cianci, Jr., Mayor of the City of Providence from January 7, 1975 to April 25, 1984 and January 7, 1991 to September 6, 2002, is hereby adopted, ordered, and inscribed on the records of the City Council and a duly certified copy be transmitted to the family of the deceased.

### MINUTE

Vincent A. “Buddy” Cianci, Jr., was born on April 30, 1941 to Vincent A. Cianci, Sr., and Esther (Capobianco) Cianci in Cranston, Rhode Island.

After graduating from the Moses Brown School in Providence, Cianci earned a bachelor’s degree in government from Fairfield University, a master’s degree in political science from Villanova University, and a law degree from Marquette University School of Law.

On November 29, 1966, Cianci enlisted in the United States Army, and was commissioned as a 2<sup>nd</sup> Lieutenant in the Military Police Corps in 1967. He served on active duty until 1969, and then in the United States Army Reserve as a civil affairs officer until 1972.

In 1969, Cianci became a Special Assistant Attorney General for the State of Rhode Island and, in 1973, he became the prosecutor for the Rhode Island Attorney General’s Anti-Corruption Strike Force.

In November of 1974, at the age of 33, Cianci was elected Mayor of the City of Providence, defeating incumbent Mayor Joseph Doorley to become the youngest person ever elected mayor, the first Italian-American mayor, and the first Republican mayor in more than three decades.

An incredibly charismatic figure, as mayor, Cianci’s wide smile was a regular sight at events and large gatherings. Moreover, his legendary wit quickly endeared him to the people of Providence, helping him win re-election in 1978 and 1982, as well as the Republican nomination for Governor in 1980.

After resigning from office in 1984, Cianci became a popular and successful local radio show host, but chose to re-enter politics in 1990. Running as an independent candidate, he defeated both Democratic and Republican candidates in November of 1990 and was, once again, sworn in as Mayor of the City of Providence on January 7, 1991.

During Cianci's second tenure as mayor, Providence experienced a period of renewal. Cianci tirelessly promoted his city and encouraged major revitalization efforts, such as the River Relocation Project, the Capital Center Project, the construction of Waterplace Park, the Rhode Island Convention Center, and the Providence Place Mall, and the creation of WaterFire, all of which helped Providence earn the nickname, "the Renaissance City." He was re-elected in both 1994 and 1998.

In September 2002, Cianci resigned as mayor amid a federal investigation. In 2007, he returned to public life as a radio talk show host and television political commentator. In 2014, he once again ran for mayor as an independent candidate. Despite receiving a majority of the vote in eight out of the city's fifteen wards and 45% overall, Cianci lost the three-way election. It was his first defeat in a mayoral election and only the second electoral defeat of his political career.

Throughout his life, Cianci was honored many times for his work on behalf of the people of Providence. He received the Robert "Cy" Killian Humanitarian Award from Big Brothers of Rhode Island, the Tree of Life Award from the Jewish National Fund, the "Safety in the City" award from the Women's Center of Rhode Island, and the Genesis Center Award for service to Providence's refugee and immigrant population. Additionally, he received the West End Community Center Award, the Providence Recreation Department Leadership Award, and the Elmwood Foundation Revitalization Award. In 1996, he was granted the title of Grand Ufficiale in the Order Al Merito della Repubblica Italiana by Italian President Oscar Luigi Scalfaro and, in 1998, he received the prestigious Saint Joseph's Day Merit Award from the Piave Lodge (#364) of the Order of the Sons of Italy in America.

Cianci was the recipient of numerous honorary degrees, including an honorary Doctorate in Public Service from Fairfield University, an honorary Doctorate of Business Administration from Johnson & Wales University, an honorary Doctorate of Law from Roger Williams University, and an honorary Doctorate of Jurisprudence from the New England School of Law.

A devoted father and grandfather, Cianci dedicated much of his final years to raising and supporting his three grandchildren, Olivia, Joseph and Julius, after the tragic and premature death of his beloved daughter, Nicole.

With his passing on January 28, 2016, Vincent A. "Buddy" Cianci will be missed and mourned by countless friends, family, and associates to whom he bequeathed a wealth of fond and wonderful memories. May God, in His Wisdom, bestow upon Vincent A. Cianci, Eternal Rest and, to his family and loved ones, peace and tranquility.

**COUNCILWOMAN HARRIS, COUNCIL PRESIDENT APONTE,  
COUNCILWOMAN CASTILLO, COUNCILMEN CORREIA, HASSETT,  
IGLIOZZI, JACKSON, JENNINGS, COUNCILWOMAN MATOS,  
COUNCILMEN NARDUCCI, PRINCIPE, COUNCILWOMAN RYAN,  
COUNCILMEN SALVATORE, YURDIN AND ZURIER**

Resolution Recognizing February as Black History Month.

**RESOLVED**, That the City Council of the City of Providence does hereby recognize February as Black History Month.

**NOW, THEREFORE, BE IT RESOLVED**, That the City Council of the City of Providence does hereby recognize and celebrate the important contributions African-Americans have made to life in our city.

**BE IT FURTHER RESOLVED**, That the City Council of the City of Providence encourages all citizens of Providence to join them in celebrating the lives and achievements of Philip Addison, Maria Lopes, Mahlon Van Horne, Charles Walton, and Balbina Young at “Trailblazers: First African-Americans in Rhode Island Government” an exhibit to be held at City Hall on February 9<sup>th</sup> at 11:00 o’clock a.m.

**COUNCILMAN JACKSON Moves to Dispense with the Reading of the foregoing matters and Moves Passage of the Several Resolutions, Seconded by COUNCILMAN CORREIA.**

<b>RESULT:</b>	<b>PASSED [UNANIMOUS]</b>
<b>MOVER:</b>	Councilman Jackson
<b>SECONDER:</b>	Councilman Correia
<b>AYES:</b>	Council President Aponte, Councilwoman Castillo, Councilman Correia, Councilwoman Harris, Councilmen Hassett, Igliazzi, Jackson, Jennings, Councilwoman Matos, Councilmen Narducci, Principe, Councilwoman Ryan, Councilmen Salvatore and Zurier – 14.
<b>ABSENT:</b>	Councilman Yurdin – 1.

**The Motion for Passage of the Several Resolutions is Sustained.**

**COUNCILMAN PRINCIPE**

Resolution Requesting the Traffic Engineer to cause Pole #7 at the corner of Sycamore Street and Oak Street to be dedicated as the Robert B. Marzilli Memorial Square.

**COUNCIL PRESIDENT APONTE Refers the Resolution to the Committee on Urban Redevelopment, Renewal and Planning.**

<b>RESULT:</b>	<b>REFERRED</b>
<b>TO:</b>	Committee on Urban Redevelopment, Renewal and Planning

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Resolution Endorsing and Urging Passage by the General Assembly of House Bill 2016 H-7051 and Senate Bill S-2019, An Act Relating to Education - Mayoral Academies.

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Resolution Endorsing and Urging Passage by the General Assembly of House Bill 2016 H-7066, An Act Relating to Education - Charter Schools.

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**COUNCILMAN SALVATORE**

Resolution Endorsing and Urging Passage by the General Assembly of House Bill 2016 H-7240, An Act Relating to Motor and Other Vehicles - Intersection Violations.

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**COUNCILMAN YURDIN**

Resolution Endorsing and Urging Passage by the General Assembly of House Bill 2016 H-7199, An Act Relating to Criminal Offenses - Weapons.

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Resolution Endorsing and Urging Passage by the General Assembly of House Bill 2016  
H-7243, An Act Relating to Criminal Offenses - Weapons.

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Resolution Endorsing and Urging Passage by the General Assembly of House Bill 2016  
H-7283, An Act Relating to Criminal Offenses - Weapons.

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**COUNCILMAN YURDIN, COUNCILMAN PRINCIPE**

Resolution Endorsing and Urging Passage by the General Assembly of House Bill 2016  
H-7325, An Act Relating to Health and Safety - Energize Rhode Island: Clean Energy  
Investment and Carbon Pricing Act of 2016.

**COUNCILMAN JACKSON Moves to Dispense with the Reading of the foregoing matters,  
Seconded by COUNCILMAN CORREIA.**

**COUNCIL PRESIDENT APONTE Refers the Several Resolutions to the Special  
Committee on State Legislative Affairs.**

<b>RESULT:</b>	<b>REFERRED</b>
<b>TO:</b>	Special Committee on State Legislative Affairs

## FROM THE CLERK'S DESK

Petitions for Compensation for Injuries and Damages, viz:

John V. Boone  
Kassia Clough  
Verizon  
Lisandro Sanchez  
Elmahdi Khaled  
Linda E. Cox  
Lawrence B. Medwin  
Mary A. Duncan  
Sandy Mol

**COUNCIL PRESIDENT APONTE Refers the Several Petitions to the Committee on Claims and Pending Suits.**

<b>RESULT:</b>	<b>REFERRED</b>
<b>TO:</b>	Committee on Claims and Pending Suits

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## COMMUNICATIONS AND REPORTS

Communication from Brett P. Smiley, Chief Operating Officer, dated January 29, 2016, submitting the City of Providence Deficit Reduction Plan, as submitted to the Office of the Auditor General, in conformity with Rhode Island General Laws 45-12-22.3; along with a letter from Auditor General Dennis E. Hoyle, CPA, that the plan is generally acceptable and consistent with the requirements.

<b>RESULT:</b>	<b>REFERRED</b>
<b>TO:</b>	Committee on Finance

Communication from Natale D. Urso, PE, PTOE, Deputy City Engineer, dated January 22, 2016, submitting the Construction and Maintenance Agreement for Intersection Safety Improvements to Francis Street at Memorial Boulevard.

**COUNCIL PRESIDENT APONTE Refers the Communication to the Committee on Public Works.**

<b>RESULT:</b>	<b>REFERRED</b>
<b>TO:</b>	Committee on Public Works

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**PRESENTATION OF RESOLUTIONS  
"IN CONGRATULATIONS"**

**COUNCIL PRESIDENT APONTE AND MEMBERS OF THE CITY COUNCIL**

Resolution Extending Congratulations.

RESOLVED, That the Members of the City Council hereby extend their Sincere  
Congratulations to the following:

Evelyn E. Foley, in recognition of the celebration of her 81<sup>st</sup> Birthday, born on January 13, 1935.

Battalion Chief Jeff Gallo, Battalion 3, Group "A", in recognition of the celebration of his retirement after 36 years of dedicated service to the Providence Fire Department.

Battalion Chief James E. Taylor, Administrative Assistant Chief of Department, in recognition of the celebration of his retirement after 28 years of dedicated service to the Providence Fire Department.

Dispatcher Lieutenant Vincent Clements, BOC, Group "E", in recognition of the celebration of his retirement after 29 years of dedicated service to the Providence Fire Department.

Firefighter Daniel Gentile, Engine Company 14, Group "C", in recognition of the celebration of his retirement after 28 years of dedicated service to the Providence Fire Department.

Battalion Chief John Healey, Battalion 3, Group "C", in recognition of the celebration of his retirement after 36 years of dedicated service to the Providence Fire Department.

Colonel Hugh T. Clements, Jr., in recognition of his installation as President of the Rhode Island Police Chiefs' Association.

Mr. and Mrs. Nicholas J. Narducci, III, in recognition of the celebration of the birth of their daughter, Emma Lacey, born on January 19, 2016 at 2:16 A.M., weighing 6 pounds, 4 ounces.

Councilman and Mrs. Nicholas J. Narducci, Jr., in recognition of the celebration of the birth of their granddaughter, Emma Lacey, born on January 19, 2016 at 2:16 A.M., weighing 6 pounds, 4 ounces.

**Severally Read and Collectively Passed, on Motion of COUNCILMAN JACKSON, Seconded by COUNCILMAN CORREIA.**

<b>RESULT:</b>	<b>READ AND PASSED [UNANIMOUS]</b>
<b>MOVER:</b>	Councilman Jackson
<b>SECONDER:</b>	Councilman Correia
<b>AYES:</b>	Council President Aponte, Councilwoman Castillo, Councilman Correia, Councilwoman Harris, Councilmen Hassett, Igliozzi, Jackson, Jennings, Councilwoman Matos, Councilmen Narducci, Principe, Councilwoman Ryan, Councilmen Salvatore and Zurier – 14.
<b>ABSENT:</b>	Councilman Yurdin – 1.

**The Motion for Passage is Sustained.**

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**PRESENTATION OF RESOLUTIONS  
"IN MEMORIAM"**

**COUNCIL PRESIDENT APONTE AND MEMBERS OF THE CITY COUNCIL**

Resolution Extending Sympathy.

RESOLVED, That the Members of the City Council hereby extend their Sincere

Sympathy to the families of the following:

Marie L. Graves

Donald P Iezzi

Rose Ann Oates

Vincent A. "Buddy" Cianci, Jr.

**Severally Read and Collectively Passed by a Unanimous Rising Vote, on Motion of COUNCILMAN JACKSON, Seconded by COUNCILWOMAN MATOS.**

<b>RESULT:</b>	<b>READ AND PASSED [UNANIMOUS]</b>
<b>MOVER:</b>	Councilman Jackson
<b>SECONDER:</b>	Councilwoman Matos
<b>AYES:</b>	Council President Aponte, Councilwoman Castillo, Councilmen Correia, Councilwoman Harris, Councilmen Hassett, Iglizzi, Jackson, Jennings, Councilwoman Matos, Councilmen Narducci, Principe, Councilwoman Ryan, Councilmen Salvatore and Zurier – 14.
<b>ABSENT:</b>	Councilman Yurdin – 1.

**The Motion for Passage is Sustained.**

**MATTERS NOT APPEARING  
ON THE PRINTED DOCKET**

**On Motion of COUNCILMAN JACKSON, Seconded by COUNCILMAN CORREIA, it is voted to Suspend Rule 16(b) of the Rules of the City Council in order to allow the introduction of the following Matters not Appearing on the Printed Docket.**

**PRESENTATION OF ORDINANCES**

**COUNCIL PRESIDENT APONTE, (By Request):**

An Ordinance Making an Appropriation of Three Hundred Fifty Million One Hundred One Thousand and Eight Hundred Sixty Eight Dollars (\$354,101,868), for the Support of the Providence School Department for the Fiscal Year Ending June 30, 2016, and Amending Ordinance Chapter 2015-52, No. 490, Approved October 5, 2015.

An Ordinance Amending a Compensation Plan for the Providence School Department and Amending Ordinance Chapter 2015-53, No. 491, Approved October 5, 2015.

An Ordinance Establishing the Classes of Positions, the Maximum Number of Employees and the Employees in certain Classes in the Providence School Department and Amending Ordinance Chapter 2015-54, No. 492, Approved October 5, 2015.

**COUNCILMAN JACKSON Moves to Dispense with the Reading of the foregoing matters,  
Seconded by COUNCILMAN CORREIA.**

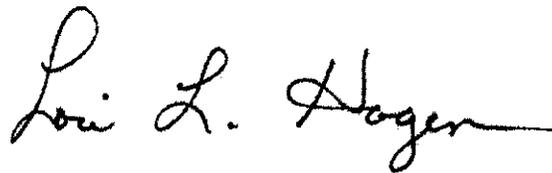
**COUNCIL PRESIDENT APONTE Refers the Several Ordinances to the Committee on  
Finance.**

<b>RESULT:</b>	<b>REFERRED</b>
<b>TO:</b>	Committee on Finance

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### CONVENTION

There being no further business, on Motion of **COUNCILMAN JACKSON**, Seconded by **COUNCILMAN CORREIA**, it is voted to adjourn at 7:38 o'clock P.M., to meet again to meet again **TUESDAY, FEBRUARY 9, 2016 at 6:00 o'clock P.M.**



**LORI L. HAGEN  
CITY CLERK**

