

CITY OF PROVIDENCE RHODE ISLAND



CITY COUNCIL JOURNAL OF PROCEEDINGS

No. 33 City Council Regular Meeting, Thursday, January 8, 2004, 7:30 o'clock P.M. (E.S.T.)

PRESIDING
COUNCIL PRESIDENT
JOHN J. LOMBARDI

ROLL CALL

Present: Council President Lombardi,
Councilmen Allen, Aponte, Butler, DeLu-
ca, Councilwoman DiRuzzo, Councilmen
Hassett, Igliazzi, Jackson, Luna, Mancini,
Councilwoman Romano, Councilman Segal,
Councilwomen Williams and Young - 15.

Absent: None.

Also Present: Bruce D. Todesco, Depu-
ty City Solicitor, Claire E. Bestwick, First
Deputy City Clerk, Anna M. Stetson, Second
Deputy City Clerk and Sheri A. Petronio,
Assistant Clerk.

IN CITY COUNCIL
FEB 16 2006

READ

WHEREUPON IT IS ORDERED THAT
THE SAME BE APPROVED.

Anna M. Stetson, City Clerk

INVOCATION

The Invocation is given by COUNCIL-
WOMAN CAROL A. ROMANO.

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

COUNCILMAN RONALD W. ALLEN leads
the Members of the City Council and the
Assemblage in the Pledge of Allegiance to
the Flag of the United States of America.

APPOINTMENTS FROM HIS HONOR THE MAYOR

Communication dated December 10, 2003, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1009 of the Providence Home Rule Charter of 1980, as amended, he is this day appointing Daniel W. Varin of 19 President Avenue, Providence, Rhode Island 02906, as a member of the Zoning Board of Review for a term to expire in January 2009, and respectfully submits the same for your approval. (Mr. Varin will be replacing Mr. Ralph Lennon whose term has expired).

COUNCIL PRESIDENT LOMBARDI Receives and Refers the foregoing Communication to the Committee on Finance.

Communication dated December 31, 2003, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1101 of the Providence Home Rule Charter of 1980, as amended, he is this day re-appointing Mr. Joseph D. Cataldi of 171 Ledge Street, Providence, Rhode Island 02904, as a member of the Water Supply Board for a term to expire in January, 2008.

**COUNCIL PRESIDENT LOMBARDI
Receives the foregoing Communication.**

ORDINANCES SECOND READING

The Following Ordinances were in City Council December 18, 2003, Read and Passed the First Time and are Severally Returned for Passage the Second Time, As Amended:

An Ordinance requiring the purchase of fuel efficient vehicles, As Amended.

Be it ordained by the City of Providence:

Whereas, Air quality in Providence is a cause for major concern. The air in our city contains unacceptably high levels of smog and soot, air toxics and global warming pollution. The air Providence residents breathe every day does not meet minimum federal standards of air quality. Smog and soot put the health of our children and senior citizens at risk. Smog leads to the formation of ground level ozone, which triggers asthma attacks and has been linked to new cases of adult asthma. According to the American Lung Association of Rhode Island over 100,000 Rhode Islanders suffer from asthma, including 10,000 Providence residents.

Whereas, Exposure to air toxics, like benzene, can lead to the development of cancers like leukemia. The air in Providence County has benzene levels that are eleven times higher than the accepted cancer risk. Meanwhile global warming pollution is creating hotter summers and creating more extreme weather patterns.

Whereas, The frequency of air alert days in Rhode Island is on the upswing. On these days seniors, children and even active adults are warned to avoid outdoor exertion because the air may be dangerous to their health. Asthma remains the number one inpatient, outpatient and emergency room diagnosis in pediatrics, and inhalers have become as common as lunchboxes in schools throughout our state.

Whereas, Cars and trucks in Rhode Island emit 40% of the smog forming nitrogen and 36% of the hazardous air toxics found in out

state's air. The average car on the road today will spew 50 tons of carbon dioxide – the leading cause of global warming – into our air. In order to have healthier air in Providence, we must clean up our cars.

Whereas, Providence should lead the way in reducing automobile pollution by adopting a fuel-efficient vehicle procurement policy, which will reduce the amount of pollution created by the city fleet. Massachusetts, New York and other New England states have already implemented such programs and are beginning to see the benefits.

Now Therefore,

Section 1. The Code of Ordinances of the City of Providence is hereby amended by adding the following section: When the City purchases motor vehicles for its municipal operations, each vehicle purchased must be the most fuel-efficient model available that will fulfill the intended municipal function; provided that the vehicle also meets other normal procurement criteria including price, reliability, and life-cycle costs. Hybrid or alternatively fueled vehicles shall be prominently labeled. Among the most fuel-efficient vehicles, a preference shall be given for vehicles with more than 65% of their value from domestic production and for vehicles made in U.S. unionized factories.

Section 2. This Ordinance shall take effect upon passage.

An Ordinance Relative to a Tax Stabilization for 17-21 Gordon Avenue.

Be it ordained by the City of Providence:

Whereas, in 1999, the South Providence Development Corporation (hereinafter "Petitioner") purchased a 26,000 square foot building located at 17-21 Gordon Avenue, Providence, Rhode Island, as well as two adjacent lots for parking on Reynolds Avenue (collectively, "17 Gordon Avenue"); and

Whereas, 17 Gordon Avenue is being totally renovated as a small business incubator to provide quality space for emerging professional and light manufacturing businesses; and

Whereas, 17 Gordon Avenue has been identified as a building eligible for State Historic Tax Credits as part of the Providence Industrial and Commercial Business District; and

Whereas, Petitioner requests that tax stabilization be authorized, based on the taxes paid prior to petitioner's acquisition in 1999; and

Whereas, Pursuant to Title 45, Chapter 24.1 of the Rhode Island General Laws, Petitioner has been issued a Certificate of Historical Significance and eligibility by the Rhode

Island Historical Preservation and Heritage Commission, effective February 7, 2003.

Now, Therefore, Be It Resolved, That 17 Gordon Avenue be included under the Tax Stabilization Program on the 2003 city tax rolls, based on the taxes paid prior to petitioner's acquisition of the properties in 1999.

The Following Ordinances were in City Council December 18, 2003, Read and Passed the First Time and are Severally Returned for Passage the Second Time:

An Ordinance Granting a Tax Exemption and Establishing a Tax Stabilization Plan for Capitol Hill Properties, LLC on Behalf of Assessor's Plat 19, Lot 102.

Be it ordained by the City of Providence:

Whereas, the City Council, pursuant to Section 44-3-9 of the Rhode Island General Laws, as amended, and Sections 21-160 through 21-170.1 of the Code of Ordinances of the City of Providence, has the authority to exempt real

and personal property used for manufacturing, commercial, and/or residential purposes from the payment of property taxes, or to stabilize said taxes, if the granting of the exemption or stabilization plan inures to the benefit of the City of Providence by reason of physical improvements within the City which will result in long-term economic benefit, and/or by reason of the willingness of a commercial enterprise to construct new buildings or to replace, reconstruct, convert, expand, retain or remodel existing buildings; and

Whereas, the City Council, pursuant to R.I. Gen. Laws Sec. 44-3-9, as amended, has the authority to exempt and/or stabilize said taxes for a term not to exceed twenty (20) years; and

Whereas, Capitol Hill Properties, LLC (defined below as the "Project Owner") has made application for tax stabilization under said Rhode Island General Laws and applicable ordinances of the City of Providence, as set forth in Exhibit A attached hereto and incorporated by reference, and has satisfied each condition of same; and

Whereas, there is underdeveloped land located at 18 Park Row West, more specifically described as Assessor's Plat 19, Lot 102, being Parcel 2 in The Capital Center Project, so-called; and

Whereas, the Project Owner has evidenced a willingness to construct:

- a multi-level four hundred and forty-two (442) car parking space structure ("Parking Garage");

- a twelve (12) story, one hundred and seventy-six (176) room hotel of approximately one hundred thousand (100,000) square feet of gross building area ("Hotel");

- a twelve (12) story residential apartment building of approximately one hundred and ten thousand (110,000) square feet of gross building area containing fifty-five (55) apartment units ("Park Row West");

- an eleven (11) story residential apartment building of approximately one hundred twenty-eight thousand (128,000) square feet of gross building area containing ninety-one (91) apartment units along with ten thousand one hundred seventy-three (10,173) square feet of retail space on the ground floor ("Park Side");

- a thirteen and one-half (13½) story residential apartment building of approximately two hundred three thousand (203,000) square feet of gross building area containing one hundred thirty-four (134) apartment units along with ten thousand one hundred fifty-five (10,155) square feet of retail space on the ground floor ("River Tower"); and

- a five thousand eight hundred and thirty-six (5,836) square foot pavilion/restaurant ("Pavilion") (collectively, Parking Garage, Park Row West, Park Side, River Tower and Pavilion, defined below as the "Project"); and

Whereas, the Project will cause an increase in the tax base of the City of Providence, an increase in expenditures by hotel guests and residents in the City of Providence and will increase employment opportunities in the City of Providence; and

Whereas, the City Council has determined it is in the best interest of the residents of the City of Providence to grant such tax stabilization to induce the development of The Capital Center Project, and such tax stabilization will inure to the long-term benefit of the City of Providence,

Now Therefore, Be It Resolved:

Section 1. That the findings set forth in the preceding recitals are hereby made and confirmed.

Section 2. Definitions. The following terms shall have the meanings set forth herein:

(a) "Commencement Date" shall be upon passage of this ordinance.

(b) "Personal Property" means any and all tangible personal property, including, but not limited to, all fixtures, equipment, furnishings, and other personal property, now or hereafter located at the Project Site.

(c) "Project" means the Project Site (as hereinafter defined), the Real Property Improvements (as hereinafter defined), and Personal Property.

(d) "Project Owner" means Capitol Hill Properties, LLC, which is either the (i) lessee or sublessee under a ground lease with Capital Properties, Inc., of the Project Site (as hereinafter defined), or (ii) which holds legal title to the Real Property Improvements (as hereinafter defined) or Personal Property.

(e) "Project Site" means the property located at 18 Park Row West and more specifically described as Assessor's Plat 19, Lot 102, in the Land Evidence Records for the City of Providence, being Parcel 2 of The Capital Center Project.

(f) "Project Taxable Properties" means, collectively, the Project Site as proposed, the Real Property Improvements (as hereinafter defined), and the Personal Property, together constituting the Project.

(g) "Real Property Improvement" means all structure, buildings, renovations and improvements, including on appropriate proration of the land value, currently proposed to be located at the Project Site. Any material additional improvements, excluding customary repairs and renovations, shall require an amendment to this ordinance, except as provided herein.

(h) "Stabilized Assessment" means:

(1) the Project Site together with any and all existing infrastructure improvements thereon shall be the City of Providence tax assessment value as of December 31, 2002, as shown on Exhibit B attached hereto and incorporated by reference.

(2) the Real Property Improvements shall be assessed as follows:

- Parking Garage: \$4,420,000.00 as shown on Exhibit B hereof with each additional parking space over the contemplated four hundred forty-two (442) being assessed at a value of \$10,000.00.

- Hotel: \$ 14,960,000.00 as shown on Exhibit B hereof with each additional hotel room over the contemplated one hundred seventy six (176) being assessed at a value of \$85,000.00.

- Park Row West (Apartments): \$7,425,000.00 as shown on Exhibit B hereof with each additional apartment over the contemplated fifty-five (55) being assessed at a value of \$135,000.00.

- Park Side (Apartments): \$12,285,000.00 as shown on Exhibit B hereof with each additional apartment over the contemplated ninety-one (91) being assessed at a value of \$135,000.00.

- River Tower (Apartments): \$18,090,000.00 as shown on Exhibit B hereof with each additional apartment over the contemplated one-hundred thirty-four (134) being assessed at a value of \$135,000.00.

- Pavilion: \$495,768.00 as shown on Exhibit B hereof with each additional square foot over the contemplated five thousand eight hundred thirty-six (5,836) square feet being assessed at \$84.95 per square foot.

- Personal Property: \$880,000.00 as estimated and illustratively shown on Exhibit B hereof with each dollar of Personal Property being assessed at fair market value.

(i) "Stabilized Tax Payment" means, with respect to the Project Taxable Properties, the amounts listed in the schedule attached hereto as Exhibit B.

(j) "Stabilized Tax Rate" shall mean \$38.82 per \$1,000.00 of assessed valuation for Real Property Improvements and \$49.68 per \$1,000.00 of assessed valuation for Personal Property.

(k) "Termination Date" means June 30th of the year in which Stabilized Tax Payments based on the December 31, 2022 assessment date are to be paid in full.

Section 3. Tax Stabilization. That the City of Providence grants to the Project Owner for the Project Site the Stabilized Assessment at the Stabilized Tax Rate in accordance with Exhibit B as attached for the period commencing with the December 31, 2003 assessment date through the December 31, 2022 assessment date.

Section 4. Term. The term of the tax stabilization shall be for a period commencing on the Commencement Date and terminating on the Termination Date, as more particularly described in Exhibit B hereof, unless earlier terminated as provided herein.

Section 5. As long as Project Owner owns or operates the Project Site, it will continue to make the Stabilized Tax Payment(s) as set forth in Exhibit B during the term of this tax stabilization agreement. Project Owner, its successors and assigns, agrees that this Project Site will be subject to taxation, without regard to tax stabilization, as of the Termination Date and thereafter. Project Owner also agrees not to transfer the Project Site, or any portion thereof, to any tax-exempt entity or to allow any transfer by any subsequent transferee to any tax-exempt entity during the term of this

agreement to stabilize taxes. Project Owner is also required as a condition precedent to this tax treaty to record notice in the Land Evidence Records of the City of Providence of the requirement that the subject property covered by this ordinance be transferred only to a tax-paying entity as long as this agreement is in effect. In the event that the subject property covered by this ordinance is transferred to a tax-exempt entity, despite the prohibition against such transfer, whether by Capitol Hill Properties, LLC, or any subsequent transferee of such property, Capitol Hill Properties, LLC, will be responsible to make payments in lieu of taxes to the City of Providence equal to the amount of taxes as set forth in Exhibit B which would have been paid to the City of Providence if such prohibition against transfer to a tax-exempt entity had not been violated. In the event that Project Owner shall divide the Project Site or any portion thereof into residential and/or commercial condominiums, said residential and/or commercial condominiums shall no longer be covered under this ordinance and shall be subject to taxation without regard to any tax stabilization agreement (the remaining portion of the Project shall be prorated accordingly); except, however, the Project Owner is

permitted to create condominiums with respect to the six (6) building pads as envisioned in the Project. Notwithstanding anything to the contrary herein, the provisions of this Section 5 shall continue to be given full force and effect until such time as the same shall be amended or terminated by majority vote of the City Council of the City of Providence.

Section 6. Payment of Taxes. The following shall pertain to the payment of taxes set forth herein:

(a) The Project Owner shall make Stabilized Tax Payments to the City of Providence as prescribed in the schedule attached in Exhibit B to the City, in lieu of all other real property and personal property taxes and assessments of every kind and nature which would now or hereafter otherwise be levied upon the Project and the City of Providence agrees to accept the Stabilized Tax Payments in lieu of such real property and personal property taxes.

(b) Stabilized Tax Payments due the City of Providence, pursuant to the terms of this agreement, may be made in either a lump sum during the first quarter of the applicable tax year or in equal quarterly installments. If quarterly payments are to be made, they shall

be due on the same dates that quarterly taxes are due for all other taxpayers in the City of Providence and similarly subject to interest and late fee penalties if not timely made.

(c) It is understood by the parties that Stabilized Tax Payments made hereunder are tax payments; and, the Project Owner shall be entitled to all the rights, privileges and obligations of a taxpayer in the City of Providence.

(d) The liability for the Stabilized Tax payments due and owing under this agreement shall constitute an obligation of the Project Owner, and the City of Providence shall be granted by the Project Owner a lien on the Project Taxable Properties, which lien shall be of the same priority and entitle the City of Providence to the same foreclosure remedy as the lien and foreclosure remedy provided under applicable laws and ordinances with respect to real and personal property taxes, not subject to a tax treaty.

Section 7. Satisfaction of Obligations. The City of Providence agrees that so long as the Stabilized Tax Payments are made by the Project Owner in accordance with the terms of this ordinance, the City of Providence shall, during the term of this agreement, accept said payments in full satisfaction of the obligations

of the Project Owner as to the payment of any and all taxes and property assessments to the City of Providence which would otherwise be levied upon or with respect to the Project Taxable Properties, including future customary repairs and customary renovations of the Real Property Improvements and the Personal Property which may now exist or which may hereafter be placed or erected thereon or located thereat or used therein, but excluding material renovations or improvements beyond that contemplated in the Project.

Section 8. Minority and Local Contractors / Vendors. It shall be the goal and the Project Owner shall use its best efforts to hire contractors and subcontractors and to purchase construction materials from entities which/ who are situated in and/or are residents of the City of Providence. Further, the Project Owner shall use its best efforts to award 25% of the total dollar value of construction to Minority Business Enterprises ("MBEs") and Women Business Enterprises ("WBEs"). These are enterprises with at least 51 % of business ownership by a minority (Black, Hispanic, American Indian, or of a group found to be economically or socially disadvantaged by the Small Business Administration) or a woman, as certified by state agency or by the Director of the Department of Planning and Development, City

of Providence. The total fee and non biddable "General Conditions" of the prime contractor will be deducted from the calculation. The Project Owner will use its best efforts to work with the prime contractor to reduce the size of bid packages where possible so as to maximize accessibility of contract work to small contractors from the community. It is the intent of the parties that the participation of each element of business enterprise not fall below twelve and a half (12.5%) percent.

Section 9. Employment. Project Owner will include in all subcontracts an affirmative action and community hiring program in which the employer commits to notify Project Owner of any job openings at the Project Site and to a willingness to interview candidates identified through said program. Project Owner has set a target minimum of thirty (30) community hires over the course of the Project construction period. In addition, Project Owner agrees to provide training and/or apprenticeships for City of Providence residents hired on the Project. Such training and/or apprenticeship program shall be submitted in writing to the Director of the Department of Planning and Development, City of Providence, for his or her written approval, as a condition precedent to any tax stabilization as envisioned under this ordinance, which may include an apprenticeship created

under Section 28-45-1, et seq., of the General Laws of Rhode Island, as amended.

Section 10. Support for Affordable Housing.

(a) Project Owner and all successors and assigns shall make a \$784,000.00 contribution to the Providence Redevelopment Authority to support affordable housing and community services as follows: (i) \$100,000.00 to be contributed on or before September 30, 2004; and,

(ii) \$36,000.00 to be contributed on each of June 30, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022 and 2023. The contributions made by Project Owner shall be directed to a housing trust for the development of affordable housing and/or community services with a preference for affordable housing and community services in the Smith Hill section, so-called, of the City of Providence.

Section 11. Purpose. The City of Providence has entered into this tax treaty to provide residential, retail and commercial units in the City of Providence and to increase its tax base as a result of such construction. This treaty shall be in effect during its term as long as the property is utilized primarily for the Project and failure to use the Project Site primarily for

such purposes renders the treaty null and void. This ordinance does not extend to any building or buildings used as a "dormitory" or an "apartment dormitory." The use of any building or portion of a building for "dormitory" or "apartment dormitory" purposes would render the treaty null and void. The treaty being rendered null and void for any reason would require the Project Owner to pay all taxes and fees as due and owing as if no treaty had been entered.

Section 12. Basis of Calculation. The schedule listed in Exhibit B is based, in part, upon information provided to the tax assessor of the City of Providence by Project Owner including, but not limited to, estimated construction costs. In the event that any of this information is inaccurate or proves to be materially erroneous, this treaty shall be modified to reflect the accurate information. This tax treaty is conditioned upon commencement of construction by December 31, 2004. Failure to begin construction by December 31, 2004 renders the treaty null and void and shall subject the Project Owner liable for the real estate and tangibles that would have been assessed against such property as if no treaty had been entered.

Section 13. Back Taxes. This treaty is conditioned upon Project Owner at all times owing no back taxes to the City of Providence and remaining current on all payments due under

this tax treaty. Failure to make timely payments may render this treaty null and void.

Section 14. Reporting and Monitoring. Project Owner shall, not less than sixty (60) days after the end of each fiscal year of the Project Owner, submit to the Director, Department of Planning and Development of the City of Providence, a report that will provide evidence of compliance with Sections 8, 9 and 10 hereof on forms provided by said director for said purpose. The director may require additional information to demonstrate compliance.

Section 15. Penalties and Petition for Relief. In the event that Project Owner does not comply with any and/or all of the provisions of this ordinance, the Director of the Department of Planning and Development, City of Providence, may provide written notice, mailed, postage-prepaid, to Project Owner at its/his/her last known address, setting forth the nature of the non-compliance and the date upon which the tax stabilization agreement shall be rendered null and void because of the non-compliance, unless said non-compliance is cured prior to said date ("Early Termination Date"). The full tax which would otherwise have been due and payable, if there had been no tax agreement, plus interest and penalties as provided by law ("Full Tax"), will become immediately due and payable on the Early Termination Date, with

the calculation thereof being contained in the notice. However, the Early Termination Date shall be at least one hundred and twenty (120) days from the mailing of written notice. Project Owner may petition the City Council, City of Providence, for a hearing with respect to the issue of non-compliance. The hearing shall be held within sixty (60) days of the receipt of the petition by the City Clerk, City of Providence. At the hearing Project Owner shall have an opportunity to present evidence of compliance and/or request relief. In the event that the City Council, City of Providence, does not act after a hearing of Project Owner prior to the Early Termination Date, the determination of the Director, Department of Planning and Development, City of Providence, shall be conclusive and Project Owner shall immediately make payment of the Full Tax to the City of Providence.

Section 16. Expiration Dates. That in accordance with the laws of the State of Rhode Island and the Code of Ordinances of the City of Providence, the City Council hereby approves the Project Owner's application for tax stabilization as set forth as Exhibit A and authorizes said tax stabilization as provided in this ordinance in accordance with it and with the schedule of payments set forth in Exhibit B.

Section 17. Applicable Law. This agreement shall be construed under the laws of the State of Rhode Island.

Section 18. This ordinance shall take effect upon its passage.

An Ordinance in Amendment of Chapter 27 of the Ordinances of the City of Providence Entitled: "The City of Providence Zoning Ordinance", Approved June 27, 1994, As Amended, by Amending Providence Zoning District Map Number 111 of the Official Zoning Map by changing the Zoning District Designation of Lot 82 at 94 Killingly Street from PS, Public Space District to R-1, One Family District.

Be it ordained by the City of Providence:

Section 1. Chapter 27 of the Ordinances of the City of Providence, entitled "The City of Providence Zoning Ordinance" approved June 27, 1994, as amended, is hereby amended by changing the zoning district designation of Lot 82 of the Zoning District Map number 111 of the Official Zoning Maps from PS, Public Space District to R-1 One Family District.

Section 2: This Ordinance shall take effect upon passage.

An Ordinance Amending the City of Providence Zoning Ordinance Chapter 1994-24, No. 365, Approved June 27, 1994, As Amended. (Douglas Avenue – Sticky Fingers).

Be it ordained by the City of Providence:

Section 1. The Providence Zoning Ordinance Chapter 1994-24 No. 365, approved June 27, 1994, as amended, shall be further amended by changing the zoning designation of (a) certain land formerly held by the State of Rhode Island as part of the interstate highway system, presently zoned R-3, located adjacent to the State highway and freeway, and Assessor's Plat 68, Lot 243, and (b) an abandoned portion of Geoffreys Court, presently unzoned, between the former State land and Assessor's Plat 68, Lots 207, 320, 318, and 243, to: C-2, which is the present zoning classification of all the lots identified in (b).

Section 2. This Ordinance shall take effect upon passage.

An Ordinance Amending Section 13-44 of the Code of Ordinances Entitled: "Reinspections by Director."

Be it ordained by the City of Providence:

Section 1. The Code of ordinances of the City of Providence is amended as follows:

Sec. 13-44. Reinspections by director.

At the end of the time period specified in a compliance order or any extension thereof, it shall be the duty of the director to make a re-inspection of the dwelling, dwelling unit, rooming unit, dwelling premises or structure, and if the order has not been complied with, the director shall institute proper legal action or make such further orders as the case may require. In addition, the cost of any re-inspection shall be borne by the property owner and shall be payable to the City of Providence as follows:

First incident of non-compliance with order:
\$75.00

Second incident of non-compliance with order: \$100.00

Third or subsequent incidents of non-compliance with order: \$200.00

Additionally, any incident of Non-compliance resulting in Notice of intent to condemn will result in a fine of \$500.00

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

**COUNCILMAN APONTE, Moves to Dis-
pense with the Reading of the foregoing
matters and Moves Passage for the Sec-
ond Time of the Several Ordinances, sec-
onded by COUNCILWOMAN WILLIAMS,
by the Following Roll Call Vote:**

**Ayes: Council President Lombardi, Coun-
cilmen Allen, Aponte, Butler, DeLuca, Coun-
cilwoman DiRuzzo, Councilmen Hassett,
Igliazzi, Jackson, Luna, Mancini, Council-
woman Romano, Councilman Segal, Coun-
cilwomen Williams and Young - 15.**

**NAYES: Councilman DeLuca Requests
To Be Recorded as Voting "No" on "An
Ordinance Relative to a Tax Stabiliza-
tion For 17-21 Gordon Avenue" and "An
Ordinance Granting a Tax Exemption and
Establishing a Tax Stabilization Plan for
Capitol Hill Properties, LLC on Behalf of
Assessor's Plat 19, Lot 102."**

**Not Voting: Councilman Luna and
Councilman Segal Are Recorded as "Not
Voting" On "An Ordinance Granting a Tax
Exemption and Establishing a Tax Stabi-
lization Plan for Capitol Hill Properties,
LLC on Behalf of Assessor's Plat 19, Lot
102."**

Absent: None.

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

PRESENTATION OF RESOLUTIONS

COUNCIL PRESIDENT LOMBARDI:

Resolution in Support of the Opposition of the Governor's Advisory Council on Tourism (G.A.C.T.) to create one central tourism agency that would be funded through the hotel room tax, which would eliminate the funding for the State's regional tourism agencies.

COUNCIL PRESIDENT LOMBARDI
Refers the Resolution to the Special Committee on State Legislation.

COUNCIL PRESIDENT LOMBARDI and COUNCILMAN MANCINI:

Resolution Authorizing the Providence Fire Department to participate in the Southern New England Fire Emergency Assistance Plan.

Whereas, it is considered to be in the interest of all participating fire departments that an outside aid agreement be established to cover the fighting of fires and other emergencies in the communities; and

Whereas, that in the event of a fire or other emergency in any of the participating communities so endangered, such community may call for fire apparatus, personnel, and other necessary equipment of any other participating fire department;

Now, Therefore, Be It Resolved As Follows:

1. That said agreement is mutual with the municipality calling for assistance.
2. That the Fire Chief or his subordinates in the agency at which the emergency occurs is designated as the individual in charge.
3. That discretion shall be used in order that available fire apparatus is called from the nearest participating fire department.

4. That the call must come from the Chief or his subordinate.

5. That each community shall assume its own liability for its personnel and apparatus going to, during, and returning from mutual aid assistance, whether in its own town, or in a community covered by this resolution.

6. That services rendered in outside aid will be on a non-reimbursable basis for all parties. However, in the event that a responding party is required to use any of its own chemical agents, foam, water additives, or other materials and substances, these must be replaced or reimbursed by the requesting party at its expense.

7. That calls for service shall be subject to the called community having equipment and personnel available to assist.

8. That equipment and personnel from outside fire departments will work directly under officers from their own departments.

9. That any party to the mutual aid agreement may withdraw from further participa-

tion in the agreement by giving sixty (60) days written notice to the other parties to the agreement.

10. That the Mutual Aid Committee of the Rhode Island Association of Fire Chiefs shall be responsible for developing the mutual aid plan and shall develop guidelines under which the plan shall operate.

Be It Further Resolved, that the Providence City Council hereby authorizes the Providence Fire Department to participate in the Southern New England Fire Emergency Assistance Plan.

**COUNCILMEN MANCINI, BUTLER,
HASSETT, IGLIOZZI, COUNCIL
PRESIDENT LOMBARDI and COUN-
CILWOMAN DiRUZZO:**

Resolution Extending Sincere Best Wishes to Robert F. Arrigan upon his retirement after 12 years of dedicated service as Chief Judge of the State Workers' Compensation Court.

Resolved, That the Members of the Providence City Council hereby Extend Sincere Best Wishes to Robert F. Arrigan upon his retirement after 12 years of dedicated service as Chief Judge of the State Workers' Compensation Court.

COUNCILMAN MANCINI (By Request):

Resolution Requesting the Forestry Division of the Parks Department to cause the two trees in front of 828 River Avenue to be trimmed.

Resolved, That the Forestry Division of the Parks Department is requested to cause the two trees in front of 888 River Avenue to be trimmed.

COUNCILWOMAN WILLIAMS (By Request):

Resolution Requesting the Chief Electrical Inspector to cause the replacement of the street light in front of 67 Cole Avenue (Church of Saint Sebastian).

Resolved, That the Chief Electrical Inspector is requested to cause the replacement of the street light in front of 67 Cole Avenue (Church of Saint Sebastian).

Resolution Requesting the Traffic Engineer to cause the replacement of a "Stop for Pedestrians" Sign on Hope Street at Wheeler School between Angell Street and Stimson Avenue.

Resolved, That the Traffic Engineer is requested to cause the replacement of a "Stop for Pedestrians" Sign on Hope Street at Wheeler School between Angell Street and Stimson Avenue.

**COUNCILMAN APONTE Moves to Dis-
pense with the Reading of the foregoing
matters and Moves Passage of the Several
Resolutions, seconded by COUNCILWOM-
AN WILLIAMS.**

The Motion for Passage is Sustained.

REPORTS FROM COMMITTEES

COMMITTEE ON PUBLIC WORKS COUNCILMAN TERRENCE M. HASSETT, Chairman

Transmits the Following with Recommendation the Same be Severally Approved:

Resolution Granting the abandonment of Bassi Lane.

Resolved, Decreed, And Ordered: That the following-named street shown on a cross-hatched area on the accompanying map entitled "Prov., RI, DPW-Engineering Office, Street line Section Plan No. 064735 dated February 14, 2003."

VIZ: Bassi Lane, as described in Attachment "A" and shown as the cross-hatched areas on the accompanying plan and designated by the letters: A-B-C-D-A, having ceased to be useful to the public, is proposed to be abandoned as a public highway. Said abandonment is specifically conditioned precedent upon the following:

1. The Petitioners agree to tender the amount of Thirty-one Thousand, Five Hundred Dollars (\$31,500.00) in legal tender U.S. currency to the City of Providence.

2. The Petitioners agree to maintain the abandoned portion in a wooded and undeveloped state.

3. The Petitioners shall comply with all conditions contained herein, including recording this Resolution, not later than sixty (60) days from its approval. Upon failure to so comply for any reason, the within resolution shall automatically become a nullity.

4. Such other conditions as the Mayor or the Law Department shall see fit to impose.

Ordered, That the Traffic Engineer be and she is hereby directed to cause a sign to be placed on the above-named highway abandoned as aforesaid, having thereon the words, "Not a Public Highway," and it is further

Ordered, That after the entry of this order or decree the City Clerk shall cause a notice thereof to be published in a newspaper, published in the County of Providence at least once a week for three successive weeks and a further and personal notice shall be served by the City Sergeant upon every owner of land abutting the above named highway which has been abandoned, who is known to reside within the State.

Read and Passed, on Motion of COUNCILMAN APONTE, seconded by COUNCILWOMAN WILLIAMS, by the Following Roll Call Vote:

Ayes: Council President Lombardi, Councilmen Allen, Aponte, Butler, DeLuca, Councilwoman DiRuzzo, Councilmen Hassett, Igliozi, Jackson, Luna, Mancini, Councilwoman Romano, Councilman Segal, Councilwomen Williams and Young
- 15.

Nayes: None.

Absent: None.

The Motion for Passage is Sustained.

Resolution Requesting the Traffic Engineer to cause the installation of a "Four-Way Stop" Sign at the intersection of Elmgrove Avenue and President Avenue.

Resolved, That the Traffic Engineer is requested to cause the installation of a "Four-Way Stop" Sign at the intersection of Elmgrove Avenue and President Avenue.

Resolution Requesting the Traffic Engineer to cause the installation of a "Four-Way Stop" Sign at the intersection of Wayland Avenue and Upton Avenue.

Resolved, That the Traffic Engineer is requested to cause the installation of a "Four Way Stop" Sign at the intersection of Wayland Avenue and Upton Avenue.

Resolution Requesting the Traffic Engineer to cause the replacement of the "Stop" Sign at Eva Street and Veazie Street.

Resolved, That the Traffic Engineer is requested to cause the replacement of the "Stop" Sign at Eva Street and Veazie Street.

Resolution Requesting the Traffic Engineer to conduct a traffic study of Bowdoin Street from Appleton Street to Atwells Avenue making it a "One-Way" Street.

Resolved, That the Traffic Engineer is requested to conduct a traffic study of Bowdoin Street from Appleton Street to Atwells Avenue making it a one-way street.

Resolution Requesting the Traffic Engineer to cause the repair of the traffic Signal on Admiral Street in front of the Admiral Street Fire Station that has been broken for five years.

Resolved, That the Traffic Engineer is requested to cause the repair of the traffic Signal on Admiral Street in front of the Admiral Street Fire Station that has been broken for five years.

Resolution Requesting the Traffic Engineer to cause the installation of a "Stop" Sign at the intersection of Laurel Hill Avenue and Terrace Avenue in Ward 15.

Resolved, That the Traffic Engineer is requested to cause the installation of a "Stop" Sign at the intersection of Laurel Hill Avenue and Terrace Avenue in Ward 15.

Resolution In Support of the State-Wide "Clean Cars" Campaign.

Resolved, That the City Council supports a Resolution in Support of the State-Wide "Clean Cars" Campaign.

**COUNCILMAN APONTE Moves to Dis-
pense with the Reading of the foregoing
matters and Moves Passage of the Several
Resolutions, seconded by COUNCILWOM-
AN WILLIAMS.**

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

COMMITTEE ON FINANCE
COUNCILMAN KEVIN JACKSON, Chairman

**Transmits the Following with Recommendation the Same
be Severally Adopted, As Amended:**

An Ordinance in Amendment of Chapter 2003-42, Approved July 31, 2003, Establishing a Compensation Plan for the City of Providence, As Amended.

Ayes: Council President Lombardi, Councilmen Aponte, Butler, Igliozi, Jackson, Luna, Mancini, Councilwoman Romano, Councilman Segal, Councilwomen Williams and Young-12.

Nays: Councilman DeLuca - 1.

An Ordinance in Amendment of Chapter 2003-43, Approved July 31, 2003, Establishing a Classification Plan for the City of Providence, As Amended.

Not Voting: Councilman Allen and Councilwoman DiRuzzo - 2.

Absent: Councilman Hassett - 1.

**COUNCILMAN APONTE, Moves to Dis-
pense with the Reading of the foregoing
matters and Moves Passage for the First
Time of the Several Ordinances, seconded
by COUNCILWOMAN WILLIAMS, by the
Following Roll Call Vote:**

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

**Transmits the Following with Recommendation the Same
be Severally Approved:**

Communication from His Honor the Mayor, dated November 20, 2003, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1008 of the Providence Home Rule Charter of 1980, as amended, he is this day appointing Samuel J. Shamoon of 309 Doyle Avenue, Providence, Rhode Island 02906, as the Director of the Department of Inspection and Standards, and respectfully submits the same for your approval.

Communication from His Honor the Mayor, dated November 20, 2003, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 604 of the Providence Home Rule Charter of 1980, as amended, he is this day appointing Barbara Troncy of 215 Rankin Avenue, Providence, Rhode Island 02908, as the Recorder of Deeds, and respectfully submits the same for your approval.

Communication from His Honor the Mayor dated December 10, 2003, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 605 of the Providence Home Rule Charter of 1980, as amended, he is this day appointing Vincent J. Berarducci of 24 Waite Street, Providence, Rhode Island 02908, as City Sergeant, and respectfully submits the same for your approval.

COUNCILMAN APONTE Moves to Dispense with the Reading of the foregoing matters, and Moves to Receive and Approve the Several Communications, seconded by COUNCILWOMAN WILLIAMS.

The Motion for Passage is Sustained.

PERSONAL EXPRESSION

COUNCILWOMAN DiRUZZO Requests the privilege of the floor to speak on a point of Personal Expression and states:

As you know all of you there has been a lot of media with regard to the shooting that took place at approximately 3:30 in the morning on Dike Street in front of Club Therapy and in front of Wes' Rib House. I asked and I made the statement that I want to look into this ordinance. I'm not in favor of all night or overnight licenses and I never have been and yet we have a hand full of them. So what I've done is I'm going to be coming before the council with my recommendation but I think what I'd rather do is because I have already begun to gather a plethora of information with regard to other communities within the State of Rhode Island and outside of the State of Rhode Island as well. What I think we need to do is look at these licenses, sit down with the Board of Licenses and make a recommendation as to whether or not we want for them to continue to issue licenses such as this. It's going to take a lot of research and I already had the eighteen communities within the State of Rhode Island polled with regard to whether or not they have one to four licenses and only sixteen of them do. Cranston never responded and Woonsocket has a 2:00 a.m. closing. Providence is the only

community in the State of Rhode Island that has the overnight licenses. This city ordinance was passed in the year 1931 and I couldn't believe it I was so amazed when I found out when it was enacted. So it's been around for a long time and I'm not quite sure what the thinking was behind it when they enacted it but I do know that it is causing a lot of problems in particular in my ward where I think we seem to have most of them. So my constituents expect me to do something about it and I want to do that. I do not agree with them and I never have, however, I do appreciate the fact that and like everyone else you know when you get through with your social activity it's nice to go out and have breakfast or have a sandwich and sit down and chat. I'm not doing this to hurt any establishments that already have the licenses and I recognize the fact that once you issue a license you can't just take it back you have to show cause as to why they can't continue with the license. So that's understood, that's fine, all well and good but I really think that we have to make a decision as to what type of city we want to have. Massachusetts doesn't do it and a lot of other state's don't do

it and as I said I'm in the process of gathering that information. I think we have to take a good long hard look at what we want this city to be. Do we want it to be a live all night or do we want it to be a city that is safe and free from harm and make decisions as to what direction we want to go into with regard to these all night licenses. I also want to mention that the State of Rhode Island their general statutes does allow and we have one to four licenses in the City of Providence but the State of Rhode Island authorizes the cities and towns to issue

a 2:00 to 6:00 a.m. license as well. So the Board of Licenses has a lot of authority with regard to the closing times within the City of Providence and I would like either to have a Council As A Whole with the Board of Licenses or I will present a resolution at the next meeting and perhaps a draft of an amendment to this ordinance. Whatever I need to do to get it on the table so that we can look at it and do the right thing for the City of Providence.

**COMMITTEE ON CLAIMS AND PENDING SUITS
COUNCILMAN PETER S. MANCINI, Chairman**

**Transmits the Following with Recommendation
the Same be Severally Approved:**

Certificates from the City Assessor (Nos. 1H and 2H), recommending the same be severally cancelled pursuant to the provisions of Section 14 and 15 of Title 44, Chapter 7 of the General Laws of Rhode Island, As Amended.

**COUNCIL PRESIDENT LOMBARDI
Moves Passage of the Several Certificates,
seconded by COUNCILWOMAN WIL-
LIAMS, by the Following Roll Call Vote:**

**Ayes: Council President Lombardi,
Councilmen Allen, Aponte, Butler, De-
Luca, COUNCILWOMAN DiRuzzo, Coun-
cilmen Hassett, Igliazzi, Jackson, Luna,
Mancini, Councilwoman Romano, Coun-
cilman Segal, Councilwomen Williams
And Young - 15.**

Nayes: None.

Absent: None.

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

**COMMITTEE ON URBAN REDEVELOPMENT,
RENEWAL AND PLANNING
COUNCILWOMAN BALBINA A. YOUNG, Chairwoman**

**Transmits the Following with Recommendation the Same
be Severally Approved, As Amended:**

Resolution Requesting the Traffic Engineer to designate a portion of Broad Street to be commemoratively named as the "Juan Pablo Duarte Boulevard" beginning north on Congress Avenue to south on Miller Avenue, beginning north on Massie Avenue to south on Porter Street.

Resolved, That the Traffic Engineer is requested to designate a portion of Broad Street to be commemoratively named as the "Juan Pablo Duarte Boulevard" beginning north on Congress Avenue to south on Miller Avenue, beginning north on Massie Avenue to south on Porter Street.

Read and Passed, on Motion of COUNCILMAN APONTE, seconded by COUNCILWOMAN WILLIAMS.

The Motion for Passage is Sustained.

Resolution Requesting that the Fire Station located on Broad Street be named "The Broad Street Fire Station-Engine #10" and also that a plaque be placed on the station.

Resolved, That the Fire Station located on Broad Street is requested to be named "The Broad Street Fire Station-Engine #10" and also that a plaque be placed on the station.

COUNCILMAN APONTE Moves Passage of the foregoing Resolution, seconded by COUNCILWOMAN WILLIAMS.

COUNCILMAN LUNA Moves to Amend the Resolution by changing "Engine #10" to "Engine #5", seconded by COUNCILWOMAN DIRUZZO.

COUNCILMAN APONTE Moves to Approve and Amend the resolution to add "by the Acting Director of Public Property or his designee", seconded by COUNCILWOMAN WILLIAMS.

The Motion for Passage As Amended is Sustained.

**Transmits the Following with Recommendation
the Same be Severally Approved:**

Resolution Requesting the City Property Committee to convey Plat 63, Lot 144 (16 Covell Street), to the Providence Redevelopment Agency for redevelopment.

Resolved, That the City Property Committee is requested to convey Plat 63, Lot 144 (16 Covell Street), to the Providence Redevelopment Agency for redevelopment.

Resolution Requesting the City to transfer the following lots to the Providence Redevelopment Agency, Plat 48, Lot 0557 (10 Harriet Street), Plat 48, Lot 0957 (21 Salisbury Street) and to be included in the Vacant Lot Program.

Resolved, That the City of Providence is requested to transfer the following lots to the Providence Redevelopment Agency, Plat 48, Lot 0557 (10 Harriet Street), Plat 48, Lot 0957 (21 Salisbury Street) and to be included in the Vacant Lot Program.

Resolution Requesting to name the recently constructed high schools on Thurbers Avenue "The Juanita Sanchez Complex".

Resolved, That the recently constructed high schools on Thurbers Avenue be named "The Juanita Sanchez Complex".

Resolution Requesting the Traffic Engineer to cause the creation of a "Memorial Square" on the Southwest Corner on DePasquale Avenue at Federal Street in the memory of the late "Matteo Virgilio".

Resolved, That the Traffic Engineer is requested to cause the creation of a "Memorial Square" on the Southwest Corner on DePasquale Avenue at Federal Street in the memory of the late "Matteo Virgilio".

**COUNCILMAN APONTE Moves to Dis-
pense with the Reading of the foregoing
matters and Moves Passage of the Sev-
eral Resolutions, seconded by COUNCIL-
WOMAN WILLIAMS.**

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

COMMUNICATION

Communication dated December 22, 2003, from Alex D. Prignano, Director of Finance, submitting the Annual Report to the City Council, as required by the Code of Ordinances, Section 2-27.

**COUNCIL PRESIDENT LOMBARDI
Receives the foregoing Communication.**

FROM THE CLERK'S DESK

Petition from Mary C. Lake, CPA, Chief Financial Officer, MSC Realty, Inc., 667 Waterman Street, East Providence, Rhode Island 02914, requesting permission to abandon Haswell Street in its entirety.

Petition from Mary C. Lake, CPA, Chief Financial Officer, MSC Realty, Inc., 667 Waterman Street, East Providence, Rhode Island 02914, requesting permission to abandon a portion of Reeder Street.

**COUNCILMAN APONTE Moves to Dis-
pense with the Reading of the foregoing
matters.**

**COUNCIL PRESIDENT LOMBARDI
Refers the Several Petitions to the Com-
mittee on Public Works.**

Petitions for Compensation for Inju- ries and Damages, viz:

Progressive
a/s/o Kensuke Matsumoto

Narragansett Electric

Varusan & Sonia Diarian

Esther Cleopha

Jessica Walters

Yulissa Quezada
(Christopher E. Fay, Esquire)

Helia Arruda

Janet L. Gamba

Marie A. Lamour
(Kenneth Schreiber, Esquire
& Peter P. D. Leach, Esquire)

Mark McOsker

Rose M. Marsella

Evelyn Hu-DeHart

John D. Parisi

Stefan C. Badescu

Patricia A. Aguiar

Leonard Brown
(Mark B. Morse, Esquire)

Peerless Insurance Company
a/s/o M. Barboza & Sons Roofing

Angela Lewis-Jarvis

Ujjwal Lama
(G. Eben Milne, Esquire)

Michelle C. Connors
(V. Edward Formisano, Esquire)

Sandra J. Connors
(V. Edward Formisano, Esquire)

Sr. Margaret Carey, RSM

Elaine A. Papa

Edita Tavares
(Robert V. Russo, Esquire)

**COUNCIL PRESIDENT LOMBARDI
Refers the Several Petitions to the Com-
mittee on Claims and Pending Suits.**

PRESENTATION OF RESOLUTIONS

"In Congratulations"

COUNCIL PRESIDENT LOMBARDI and the MEMBERS of the CITY COUNCIL:

Resolution Extending Congratulations.

Resolved, That the Members of the City Council hereby extend their sincere congratulations to the following: Michael R. Clement, Chairman, 11th Ward Democratic Committee, in recognition of his contribution and commitment to the 11th Ward Children's Christmas Party.

Joseph Vilen, Vice-Chair, 11th Ward Democratic Committee, in recognition of his contribution and commitment to the 11th Ward Children's Christmas Party.

Silvana DePina-Young, Treasurer, 11th Ward Democratic Committee, in recognition of her contribution and commitment to the 11th Ward Children's Christmas Party.

Ken Cabral, Member, 11th Ward Democratic Committee, in recognition of his contribution and commitment to the 11th Ward Children's Christmas Party.

George Lindsey, Director of the Davey Lopes Recreation Center, in recognition of his contribution and commitment to the 11th Ward Children's Christmas Party.

The Honorable Robert F. Arrigan, in recognition of the celebration of his retirement as Chief Judge of the State Workers' Compensation Court since its creation in 1991.

The Honorable Clausel Rosembert, Consul-General of Haiti in Boston, in recognition of the Bicentennial of Haitian Independence – January 1, 2004.

The Honorable Harry J. Fouche, Consulate General of Haiti in New York, in recognition of the Bicentennial of Haitian Independence – January 1, 2004.

The Haitian Community Action of Rhode Island, in recognition of the Bicentennial of Haitian Independence – January 1, 2004.

Thomas F. Brady, in recognition of the celebration of his seventy-fifth birthday born January 19, 1929.

Cora Chaffins, in recognition of the celebration of her retirement on July 25, 2003 after thirty-one years of service as a teacher in Providence Public Schools.

**Severally Read and Collectively Passed,
on Motion of COUNCILMAN APONTE, seconded
by COUNCILWOMAN WILLIAMS.**

The Motion for Passage is Sustained.

PRESENTATION OF RESOLUTIONS

"In Memoriam"

**COUNCIL PRESIDENT LOMBARDI and
the 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.

Rita "Joyce" Miranda

Beverly A. Robertson

James Gilbert Mabray, Jr.

Alma D. Rollins

Lydia Paccasassi

Stella E. Balzano

Aldonia McKinnon

Vincent Colapietro

Frances E. Scalzo

Biagio "Benny" J. Broccoli

Vincent Rotella

Camilla P. "Millie" DiCaprio

Katherine M. Prendergast

Carmine Renola

Ronald Lee Scott-Wilson

Alice Barbara Tracy

Norman J. Huling, Sr.

Mary C. Conti

Louis J. Pesaturo, Jr.

Paul E. Kelley

Elizabeth Bucci

Filomena "Fannie" Liberatore

Paul P. Marzullo

Paul L. Valetta, Sr.

Manuel C. Cabeceiras

Frank P. DeFeo

George M. Spizzirri

Anthony DiSano

Ralph S. Rachiele

John Perrotta

Frank Faiola

Theresa J. Meisinger

Nicola "Uncle Nick" Caprio

**Severally Read and Collectively Passed,
by a Unanimous Rising Vote, on Motion of
COUNCILMAN APONTE, seconded by
COUNCILWOMAN WILLIAMS.**

The Motion for Passage is Sustained.

MATTER NOT APPEARING ON THE PRINTED DOCKET

**On Motion of COUNCILMAN APONTE,
seconded by COUNCILWOMAN
WILLIAMS, it is voted to Suspend Rule**

**16-B of the City Council Rules in order
to allow the introduction of the follow-
ing Matter Not Appearing on the Printed
Docket.**

PRESENTATION OF ORDINANCE

COUNCILWOMAN DIRUZZO (By Request):

**An Ordinance Establishing a Tangible Tax
Stabilization Plan for Abaqus, Inc.**

**COUNCIL PRESIDENT LOMBARDI
Refers the foregoing Ordinance to the
Committee on Finance.**

ADJOURNMENT

There being no further business, on Motion of COUNCILMAN APONTE, seconded by COUNCILWOMAN WILLIAMS, it is voted to adjourn the meeting at 8:05 o'clock P.M. (E.S.T.), to meet again on THURSDAY, JANUARY 22, 2004 at 7:30 o'clock P.M. (E.S.T.)

Michael R. Clement

CITY CLERK

