



# RESOLUTION OF THE CITY COUNCIL

No. 338

EFFECTIVE July 30, 2023

WHEREAS, On December 15, 2022 the City's Internal Auditor submitted a report to the City Council outlining significant concerns raised in response to a Consent Order that was entered into in case no. PC-2020-04757 without any consideration or notice provided to the City Council; and

WHEREAS, On March 16, 2023 the City Council passed a resolution authorizing the Council President to engage outside legal counsel as recommended by the Auditor's report; and

WHEREAS, The City Council has engaged Wistow, Sheehan & Loveley, P.C. ("WSL") as counsel for the City Council relative to this matter pursuant to the terms of the engagement agreement that was executed by the Council President on May 12, 2023 and was received by the City Council at the May 18, 2023 Council meeting; and

NOW, THEREFORE, BE IT RESOLVED, That the Providence City Council requests that WSL attend a special meeting of the City Council to present to the Council in executive session their findings relative to their review of case no. PC-2020-04757, and requests a presentation from the City Solicitor's Office.

BE IT FURTHER RESOLVED, That following the presentation referenced above, the City Council may vote to authorize WSL to make such claim(s) as may be warranted based upon their review. Said claim(s) may be made by demand letter, motion practice, lawsuit, any combination thereof, or otherwise, as WSL deems appropriate.

IN CITY COUNCIL

JUL 20 2023

READ AND PASSED, *AS Amended*

*Rachel M. Miller*  
 RACHEL M. MILLER, PRESIDENT  
*Tina L. Mastroianni*  
 CLERK

Effective without the  
 Mayor's Signature

*Tina L. Mastroianni*  
 Tina L. Mastroianni  
 City Clerk



KeyCite Yellow Flag - Negative Treatment

Proposed Legislation

West's General Laws of Rhode Island Annotated  
Title 44. Taxation  
Chapter 5. Levy and Assessment of Local Taxes

Gen.Laws 1956, § 44-5-13.11

§ 44-5-13.11. **Qualifying low-income housing**--Assessment and taxation

Currentness

Any residential property that has been issued an occupancy permit on or after January 1, 1995, after substantial rehabilitation as defined by the U.S. Department of Housing and Urban Development and is encumbered by a covenant recorded in the land records in favor of a governmental unit or Rhode Island housing and mortgage finance corporation restricting either or both the rents that may be charged to tenants of the property or the incomes of the occupants of the property, is subject to a tax that equals eight percent (8%) of the property's previous years' gross scheduled rental income or a lesser percentage as determined by each municipality.

**Credits**

P.L. 1995, ch. 372, § 2; P.L. 1995, ch. 375, § 2.

**Notes of Decisions (3)**

Gen. Laws, 1956, § 44-5-13.11, RI ST § 44-5-13.11

Current with effective legislation through Chapter 78 of the 2023 Regular Session of the Rhode Island Legislature.

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