

CITY OF PROVIDENCE
RHODE ISLAND



CITY COUNCIL

JOURNAL OF PROCEEDINGS

No. 55 City Council Regular Meeting, Thursday, November 5, 1992, 7:30 o'clock P.M. (E.S.T.)

PRESIDING

COUNCIL PRESIDENT

JAMES A. PETROSINELLI

IN CITY COUNCIL

DEC 3 1992

READ AND APPROVED

Michael R. Christ CLERK

ROLL CALL

Present: Council President Petrosinelli,
Councilmen Clarkin, DeLuca, Dillon,
Councilwoman DiRuzzo, Councilmen
Fenton, Glavin, Igliazzi, Lombardi,
Councilwoman Nolan, Councilman Rollins,
Councilwomen Williams and Young—13.

Absent: Councilwoman Fagnoli and
Councilman Mancini—2.

INVOCATION

The Invocation is given by COUNCILMAN
DAVID G. DILLON.

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

COUNCILMAN JOSHUA N. FENTON
leads the members of the City Council and
the Assemblage in the Pledge of Allegiance
to the Flag of the United States of America.

APPROVAL OF RECORDS

The Journal of Proceedings No. 53 of the
Regular Meeting of the City Council held
October 1, 1992 and Posted October 28, 1992
on that Bulletin Board located on the Ground
Floor Level of City Hall, is Approved as
Printed, on motion of COUNCILMAN
GLAVIN, seconded by COUNCILMAN
IGLIOZZI.

PERSONAL PRIVILEGE

COUNCILMAN IGLIOZZI requests to Speak on a Point of Personal Privilege and states:

"I recognize many members of my Ward. Constituents and friends and I recognize two familiar faces and request that the City Sergeant

escort to the podium my predecessor, the former Commissioner of Public Safety, Charles Pisaturo and my immediate predecessor, the Honorable Louis R. Stravato."

APPOINTMENTS BY HIS HONOR THE MAYOR

Communication dated October 9, 1992, Informing the Honorable City Council that pursuant to Section 302 (b) of the Providence Home Rule Charter of 1980, and Ordinance Chapter 1342 of 1960, he is this day reappointing J. Michael Everett of 48 Barnes Street, Providence, Rhode Island, as a Member of the Historic District Commission for a term to expire in September of 1995.

Sincerely,

VINCENT A. CIANCI, JR.
Mayor of Providence

Received.

October 9, 1992

The Honorable Members
The City Council of the
City of Providence
City Hall
Providence, RI 02903

Dear Honorable Members:

Pursuant to Section 302 (b) of the Providence Home Rule Charter of 1980 and 1960 Ordinance Chapter 1342, I am this day reappointing J. Michael Everett of 48 Barnes Street, Providence, Rhode Island, as a member of the Historic District Commission for a term to expire in September of 1995.

Communication dated October 20, 1992, Informing the Honorable City Council that pursuant to Section 302 (b) of the Providence Home Rule Charter of 1980, and Ordinance Chapter 1342 of 1960, he is this day appointing G. Robin Rao Ryan of 69 Weymouth Street, Providence, Rhode Island, as a Member of the Historic District Commission for a term expiring in June of 1994. Ms. Rao Ryan is replacing Stephen A. Gordon.

October 20, 1992

The Honorable Members
The City Council of the
City of Providence
City Hall
Providence, RI 02903

Dear Honorable Members:

Pursuant to Section 302 (b) of the Providence Home Rule Charter and 1960 Ordinance Chapter 1342, I am this day appointing G. Robin Rao Ryan of 69 Weymouth Street, Providence, Rhode Island, as a member of the Historic District Commission for a term expiring in June of 1994. Ms. Rao Ryan is replacing Stephen A. Gordon.

Sincerely,

VINCENT A. CIANCI, JR.
Mayor of Providence

Received.

SCHEDULE OF BILLS

FROM CITY CONTROLLER:

Street Lighting Bill from Narragansett Electric Company for September, 1992, in the amount of One Hundred Twenty-One Thousand, One Hundred Four Dollars, Nineteen Cents (\$121,104.19).

Approved, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN IGLIOZZI, by the following Roll Call Vote:

Ayes: Council President Petrosinelli, Councilmen Clarkin, DeLuca, Dillon, Coun-

cilwoman DiRuzzo, Councilmen Fenton, Glavin, Iglizzo, Lombardi, Councilwoman Nolan, Councilman Rollins, Councilwomen Williams and Young—13.

Noes: None.

Absent: Councilwoman Fargnoli and Councilman Mancini—2.

The motion for Approval is Sustained.

ORDINANCES SECOND READING

The following Ordinances were in City Council October 15, 1992, Read and Passed the First Time and Are Returned for Passage the Second Time:

An Ordinance Relating to the Establishment of a Juvenile Hearing Board in the City of Providence, as Amended.

Be It Ordained by the City of Providence:

Section 1. Establishment.

There is hereby established within the City of Providence a Juvenile Hearing Board with the powers set forth in this ordinance for the purpose of hearing all cases referred to such Board by the Chief of the Police Department, with respect to persons resident in the City of Providence, under the age of eighteen (18) years, who are charged with violating the criminal laws of the State of Rhode Island of the City of Providence.

Section 2. Referral.

Any person who is a resident of the City of Providence and under the age of eighteen (18) years who allegedly shall have committed a juvenile offense which if committed by an adult would be a misdemeanor, may request a hearing before the Juvenile Hearing Board rather than being referred to the Family Court; provided, however, that said referral to the Juvenile Hearing Board is made with the approval of the Chief of Police of the City of Providence, and further provided, however, that referral to said Juvenile Hearing Board shall not be offered to any juvenile:

a.) who has been charged with the crime of assault or battery; or

b.) who shall have been twice previously referred to said Board or who shall have been once previously referred to said Board and refused or failed to abide by the sanctions imposed or to make the restitution recommended by said Board; or

c.) who at the time of commission of such juvenile offense was within the custody and control of the Family Court, not to include guardianship matters.

The Chief of Police may offer referral to the Juvenile Hearing Board to any other Juvenile offender where, in the opinion of the Chief of

Police, such referral would be beneficial to the Juvenile concerned and the community at large. No referral to said Board shall be made by the Chief of Police until such person, together with his/her legal guardians, shall have, in writing, waived such person's right to a hearing in the Family Court with respect to the offense charged, shall have admitted guilt to the offense charged, and shall have agreed to abide by the decision of said Board; provided, however, that failure to comply with the decision of said Board may result in the referral of said juvenile to the Family Court by the Chief of Police.

Section 3. Refusal of Referral.

The Board, after investigation, may refuse to hear any case in which it appears that a juvenile was wrongfully referred in violation of Sec. 2, above. In addition, the Board may refuse to hear any case in which the juvenile refuses to supply the Board with requested information, fails to appear when requested or refuses to cooperate with the proceedings of the Board. The Board shall immediately notify the Chief of Police, in writing, of any case which it refuses to hear, and the Chief of Police shall take whatever further action that is deemed necessary, including referral to the Family Court.

Section 4. Legal Representation.

Any juvenile offender shall be entitled to be represented by counsel and present evidence at said hearing. Said legal representation shall be at the offender's own expense.

Section 5. Duties.

The Board shall hear all cases referred to it by the Chief of Police and shall recommend sanctions (other than incarceration), and shall direct restitution for any injuries resulting from the commission of such offense.

Sanctions imposed by the Board shall be for a period of time not to exceed six (6) months and may consist of, but not be limited to, public service,

referral to counseling, curfews, restrictions on association with other offenders, restrictions on employment, and fines not to exceed \$100, or any combination of the above.

In those cases in which the Board shall order restitution, it shall attempt to assist the offender and his/her parents in providing a means whereby the offender may make such restitution. In ordering restitution, the Board shall take into account the offender's ability to pay and the amount of actual damages caused as a result of the commission of such offense.

In any such proceeding, the Board, prior to imposing sanctions, shall request the juvenile offender and his/her parents to agree to the sanctions imposed and to agree to the amount of restitution and manner of making the same. In imposing sanctions or ordering restitution, the Board shall consider the nature of the offense, the prior record of the offender, and any mitigating circumstances involved.

The Board shall have the right to levy hearing costs.

Section 6. Meetings.

The Board shall meet not less than once each month. It shall give written notice of the matters to be heard before it to the Chief of Police, the Juvenile Officer, and the juvenile offender and his/her parents, not less than ten (10) days prior to the date of the hearing. Said notice shall set forth the nature of the offense, the time and place of the hearing, and the offender's right to be represented by counsel at the offender's expense.

A majority of the members of the Board shall constitute a quorum, and its proceedings shall be closed to the public. The Board shall elect one (1) from its members as its Chairperson and one (1) as its Vice-Chairperson. In the absence of the Chairperson, the Vice-Chairperson shall be the presiding officer. A majority of the members present shall be required to take any action. The Board shall have the power from time to time to

draft rules governing its proceedings or to amend or repeal any rules theretofore adopted, with the approval of the Chief of Police, and not inconsistent with this article.

Section 7. Composition.

The membership of the Board shall consist of five (5) persons and two (2) alternates over the age of eighteen (18) years, to be appointed by the City Council, all of whom shall have been a resident for at least three (3) years within the City, and none of whom shall be attorneys admitted to practice before the Supreme Court of the State of Rhode Island, and none shall be an elected official in any capacity or belong to or be appointed to any partisan organization in any city or town. The City Council shall appoint one (1) member whose term shall expire on December 31, 1993, and thereafter until their successors are appointed and qualified. The two (2) alternates shall be appointed for one (1) year terms to expire on December 31. During the month of November and annually thereafter, the City Council shall appoint a member or members to succeed the member or members whose terms will then next expire, to serve for a term of three (3) years, commencing on the first day of January, and thereafter until their successors are appointed and qualified. In the event of a vacancy occurring in the office of a member by death, resignation or otherwise, such vacancy shall be filled in like manner as the original appointment, but only for the remainder of the term of the former member. No member of the Board shall be entitled to receive any compensation by reason of his or her service on the Board. An attorney may be appointed to the Board as an ex-officio member by the Chief Judge of Family Courts.

The Composition of the Board shall consist of citizens of Providence who have background in and of the related fields of education, probation and parole, human services community youth programs, members of the clergy, former law enforcement or judicial officials, or any citizen who the Council deems has the credentials that would be an asset to the Board.

Section 8. Applicability.

This article shall apply to all juveniles alleged to have committed an offense after December 31, 1992.

Section 9. Severability.

The sections, paragraphs, sentences, clauses and phrases of this Ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses sentences, paragraphs, and sections of the Ordinance, since the same would have been enacted by the city council without the incorporation in this Ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

Section 10. This Ordinance shall take effect upon its passage.

An Ordinance in Amendment of Article XIII of the Code of Ordinances of the City of Providence by Amending Sections 14-262, 14-267, 14-269 and 14-244 and adding Section 14-275 entitled: "Motor Vehicle Repair Business."

Be It Ordained by the City of Providence:

Section 1. Chapter 14 of the Code of Ordinances of the City of Providence shall be amended to Add Article XIII, Section 14-260, et seq., as follows:

ARTICLE XIII. Motor Vehicle Repair Business.

14-260. License Required.

No person shall engage in the business of motor

vehicle repair within the City of Providence unless such person shall be so licensed by the Board of Licenses of the City of Providence.

14.261. Motor Vehicle Repair Business Defined.

"motor vehicle repair business" shall be any place, establishment, garage, outdoor work area or work area enclosed within a building, including a used automobile dealership, where repairs are made or caused to be made to motor vehicles, including engines, carburetors, brakes, transmissions, muffler systems, electrical systems and general running gear of motor vehicles including auto body repairs. Motor vehicle repair business shall not include a new automobile dealership.

14.262. License Application.

(A) Every applicant for a license required pursuant to Section 14-260 above shall submit the following information, on a form provided by the Board of Licenses:

(1) Full name, including middle name, any aliases, address, date of birth, and social security number of applicant and/or principals of any applicant corporation.

(2) Location of the proposed motor vehicle repair business.

(3) Radius map and property owner list identifying owners of property within a 200 foot radius of the motor vehicle repair business as appears on the most current property tax list certified by the Tax Assessor of the City of Providence.

(B) All applications shall be accompanied by an application fee of one hundred dollars (\$100.00), plus the costs of advertising, posting and mailing as determined by the Board of Licenses.

14.263. Hearing and Notice.

The Board of Licenses shall hold a public hearing on any application for a motor vehicle repair business license;

(a) Notice of such hearing shall be published in a newspaper of general circulation in the City of Providence once a week for at least two (2) weeks prior to the public hearing.

(b) Notice of said hearing shall also be mailed to all owners of property within a 200 foot radius of the proposed site of the motor vehicle repair business as listed on the most current property tax list certified by the Tax Assessor of the City of Providence.

14-264. Zoning Approval.

Prior to holding a public hearing on applicant's license, the Board of Licenses shall submit the application for review to the Director of the Department of Inspection and Standards. The Director of Inspection and Standards shall report to the Board of Licenses whether or not a motor vehicle repair business is allowed in the proposed location pursuant to the zoning ordinance of the City of Providence.

14.265. Fire Safety Regulations.

Prior to holding a public hearing on applicant's license, the Board of Licenses shall submit the application for review to the Chief of the Fire Department. The Chief of the Fire Department shall report to the Board of Licenses whether or not the proposed motor vehicle repair business meets all applicable fire code and fire safety regulations.

14-266. Criminal Records.

Prior to holding a hearing on applicant's license, the Board of Licenses shall submit the application to the Chief of Police for review. The Chief of Police shall report to the Board of Licenses whether or not the applicant or any principals of the applicant's corporation have a criminal record.

14-267. Requirements for License Approval.

No license shall be granted for a motor vehicle repair business unless the following conditions are met:

(a) The motor vehicle repair business must be allowed in the proposed location pursuant to the zoning ordinances of the City of Providence.

(b) The motor vehicle repair business must be substantially operated within a building.

(c) The motor vehicle repair business must meet all applicable fire code and fire safety regulations.

(d) The motor vehicle repair business must be operated in a lawful manner, in conformity with all applicable federal, state and municipal laws, statutes, ordinances and regulations.

(e) The criminal record(s) of the applicant(s) and/or principal(s) of the applicant corporation shall be considered.

14-268. Renewal of License.

All licenses to engage in a motor vehicle repair business must be renewed annually.

14-270. Display of License.

All licenses granted under the provisions of this Article shall be kept on display in a conspicuous place within the motor vehicle repair business so licensed.

14-271. Fee.

The annual fee for all licenses required by Section 14-260 shall be one hundred dollars (\$100.00).

14-272. Suspension or Revocation.

Any person licensed to engage in or operate a motor vehicle repair business who shall violate

any of the conditions or restrictions imposed upon the issuance of such license, or who shall have submitted false information in the application to obtain such license, or who shall violate any applicable federal, state or municipal laws, statutes, ordinances or regulations in the operation of such motor vehicle repair business, shall suffer suspension or revocation of said license; in addition, said license may be revoked at any time for just cause other than those specified above, including violation of other provisions of the Code of Ordinances and/or any federal or state laws.

14-273. Violation.

Any person engaging in or operating a motor vehicle repair business without first obtaining a license pursuant to this Article shall be subjected to a fine of five hundred dollars (\$500.00) or imprisonment not exceeding six (6) months for each offense.

14-274. Enforcement.

The provisions of this Article shall be enforced by the Providence Police Department and the Rhode Island State Police.

14-275. Severability.

If any provision of this Ordinance, or application thereof to any person or circumstances, is held unconstitutional, illegal, or otherwise invalid, the remaining provisions of this chapter and the application of such provisions to other persons or circumstances, other than those to which it is held invalid, shall not be affected thereby.

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

An Ordinance in Amendment of and in Addition to Chapter 68-11 of the Ordinances of

the City of Providence entitled: "An Ordinance Approving and Adopting the Official Redevelopment Plan for the Mount Hope Project, No. R.I. R-18" on the Changing of the Walkway to Residential Use.

Be It Ordained by the City of Providence:

Section 1. That Chapter 68-11 of the Ordinance of the City of Providence, entitled, "An Ordinance Approving and Adopting the Official Redevelopment Plan for the Mount Hope Project No. R.I. R-18" as amended and the same is hereby further amended as follows:

A. The first paragraph of (6) under Section 3, "Types of Proposed Renewal Actions" on Page 11 of that certain booklet entitled, "Official Redevelopment Plan, Mount Hope Rehabilitation Project" which is a part of the aforementioned ordinance is hereby deleted.

B. Paragraph (2) "Public Facilities" under Section D.1.a. on page 25 of that certain booklet entitled, "Official Redevelopment Plan, Mount Hope Rehabilitation Project" which is a part of the aforementioned ordinance is hereby deleted and substituted by the following paragraph.

D.1.a. (2) Public Facilities.

Public and community facilities contemplated within the project area are indicated on Map No. 2 "Proposed Land Use and Zoning", and are as follows:

- a) Woodbine Street Tot Lot
- b) Cypress Street Playground
- c) Jenkins Street Elementary School

C. The following maps of the aforementioned Official Redevelopment Plan, which is a part of the aforementioned Ordinance, hereinafter identified are deleted:

1) Map No. 2 "Proposed Land Use and Zoning" dated February 6, 1973

to forward a certified copy thereof to the Providence Redevelopment Agency.

2) Map No. 4 "Right-of-Way Adjustments" dated May 18, 1972

Severally Read and Collectively Passed, the Second Time, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN IGLIOZZI, by the following Roll Call Vote:

D. Insert the following maps in its stead:

1) Map No. 2 "Proposed Land Use and Zoning" dated October, 1991

Ayes: Council President Petrosinelli, Councilmen Clarkin, DeLuca, Dillon, Councilwoman DiRuzzo, Councilmen Fenton, Glavin, Iglizzo, Lombardi, Councilwoman Nolan, Councilman Rollins, Councilwomen Williams and Young—13.

2) Map No. 4 "Right-of-Way Adjustments" dated October, 1991

Noes: None.

Section 2. That said Chapter 68-11 of the Ordinance of the City of Providence as adopted and as heretofore amended be and the same is hereby ratified and affirmed in all other respects.

Absent: Councilwoman Fargnoli and Councilman Mancini—2.

Section 3. That this Ordinance shall take effect on its passage and shall be filed with the City Clerk who is hereby authorized and directed

The motion for Passage the Second Time is Sustained.

PRESENTATION OF ORDINANCE

COUNCILMAN IGLIOZZI (By Request):

Referred to Committee on Ordinances, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN IGLIOZZI.

An Ordinance in Amendment of Section 27-2 of the Code of Ordinances of the City of Providence, as Amended, increasing the filing fee for Petitions to the Zoning Board.

The motion to Refer is Sustained.

PRESENTATION OF RESOLUTIONS

COUNCIL PRESIDENT PETROSINELLI (By Request):

Resolution Requesting the Traffic Engineer to cause the installation of "Slow Children" Signs along Stone Street, at its intersection with Northrup Avenue.

Resolved, That the Traffic Engineer is requested to cause the installation of "Slow Children" Signs along Stone Street, at its intersection with Northrup Avenue.

Resolution Requesting the Traffic Engineer to cause the installation of "Slow Children" Signs along Stone Street, at its intersection with Ascham Street.

Resolved, That the Traffic Engineer is requested to cause the installation of "Slow Children" Signs along Stone Street, at its intersection with Ascham Street.

Resolution Requesting the Traffic Engineer to cause the installation of a "Stop" Sign along Argol Street, at its intersection with DePinedo Street.

Resolved, That the Traffic Engineer is requested to cause the installation of a "Stop" Sign along Argol Street, at its intersection with DePinedo Street.

Severally Read and Collectively Passed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN IGLIOZZI.

The motion for Passage is Sustained.

COUNCILMAN DILLON (By Request):

Resolution Requesting the Name of Netop Row be Changed.

Referred to Committee on Urban Redevelopment Renewal and Planning, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN IGLIOZZI.

The motion to Refer is Sustained.

COUNCILWOMAN FARGNOLI (By Request):

Resolution Requesting the Chief Electrical Inspector to cause the installation of Sodium Vapor Lights along Callan Street.

Resolved, That the Chief Electrical Inspector is requested to cause the installation of Sodium Vapor Lights along Callan Street.

COUNCILMAN FENTON, COUNCILWOMAN WILLIAMS, COUNCILMAN DeLUCA, COUNCILWOMAN YOUNG, COUNCILWOMAN NOLAN, COUNCIL PRESIDENT PETROSINELLI, COUNCILMAN CLARKIN, COUNCILMAN DILLON, COUNCILWOMAN DiRUZZO, COUNCILWOMAN FARGNOLI, COUNCILMAN GLAVIN, COUNCILMAN IGLIOZZI, COUNCILMAN LOMBARDI, COUNCILMAN MANCINI and COUNCILMAN ROLLINS:

Resolution Requesting the Greater Providence Chamber of Commerce to Conduct a Management Study of the City of Providence.

Resolved, That the Greater Providence Chamber of Commerce is requested to Conduct a Management Study of the City of Providence.

Resolution Requesting the Traffic Engineer to cause the installation of a Permanent Traffic Signal Light at the intersection of Union Avenue and Laurel Hill Avenue.

COUNCILMAN GLAVIN (By Request):

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Benefit Street, between College Street and Waterman Street on Friday, October 16, 1992 from 3:00 o'clock P.M. to Monday, October 19, 1992 at 8:00 o'clock A.M., to accommodate Rhode Island School of Design's Parent's Weekend.

Resolved, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Benefit Street, between College Street and Waterman Street on Friday, October 16, 1992 from 3:00 o'clock P.M. to Monday, October 19, 1992 at 8:00 o'clock A.M., to accommodate Rhode Island School of Design's Parent's Weekend.

COUNCILMAN IGLIOZZI and COUNCILWOMAN DIRUZZO:

Resolution Requesting the Traffic Engineer to cause the installation of a Permanent Traffic Signal Light at the intersection of Laurel Hill Avenue and Terrace Avenue.

COUNCILMAN IGLIOZZI:

Resolution Requesting the Traffic Engineer to cause the installation of a Permanent Traffic Signal Light at the intersection of Laurel Hill Avenue and Plainfield Street.

COUNCILMAN IGLIOZZI (By Request):

Resolution Requesting the Chief Electrical Inspector to Upgrade and Add Street Lights, as needed, along Eliza Street.

Resolved. That the Chief Electrical Inspector is requested to Upgrade and Add Street Lights, as needed, along Eliza Street.

Severally Read and Collectively Passed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN LOMBARDI.

The motion for Passage is Sustained.

Resolution Requesting the Traffic Engineer to cause the installation of a Permanent Traffic Signal Light at the intersection of Union Avenue and Plainfield Street.

Severally Referred to Committee on Public Works, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN IGLIOZZI.

The motion to Refer is Sustained.

COUNCILMAN LOMBARDI (By Request):

Resolution Requesting the Chief Electrical Inspector to Upgrade and Repair all Street Lights along Atwells Avenue.

COUNCILMAN IGLIOZZI:

Resolved, That the Chief Electrical Inspector is requested to Upgrade and Repair all Street Lights along Atwells Avenue.

Read and Passed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN IGLIOZZI.

The motion for Passage is Sustained.

Resolution Requesting the Traffic Engineer to cause the installation of Four-Way "Stop" Signs at the intersection of Sycamore Street and Hudson Street.

Referred to Committee on Public Works, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN IGLIOZZI.

The motion to Refer is Sustained.

COUNCILWOMAN NOLAN, COUNCILMAN ROLLINS, COUNCILWOMAN WILLIAMS and COUNCILWOMAN YOUNG:

Resolution Requesting the State of Rhode Island and the Public Utilities Commission to fully investigate issues relating to Public Health and Safety concerning the Algonquin Liquid Natural Gas (LNG) Facility at Fields Point.

Whereas, The Algonquin Liquefied Natural Gas ("LNG") facility ("Facility") at Fields Point was constructed in the early 1970's, and

Whereas, The Facility's siting puts tens of thousands of people at risk because LNG is a highly dangerous material, and

Whereas, The Providence Fire Department in 1972 and in 1975 recommended major safety improvements to the existing Facility which have never been implemented, and

Whereas, A report to the Congress by the United States General Accounting Office in 1978 found that the Facility's dike is inadequate to contain a major spill and recommended that LNG facilities be built inground in remote areas, rather than aboveground in densely populated areas, and

Whereas, The technology and regulations for siting and constructing LNG facilities have advanced considerably since the early 1970's, and

Whereas, Serious concerns have recently been raised about the safety and necessity of the Facility, and

Whereas, The Providence City Council has an obligation to protect the health, safety and welfare of the citizens of Providence,

Now Therefore, Be It Resolved, That the Providence City Council does hereby urge the State of Rhode Island and the Public Utilities Commission to carry out a properly funded and empowered public investigation of the safety and necessity of the Algonquin LNG Facility and the feasibility of safer alternatives and to take all measures necessary to ensure the public health, safety and welfare of all citizens in the metropolitan region.

Read and Passed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN IGLIOZZI.

The motion for Passage is Sustained.

PERSONAL PRIVILEGE

COUNCILMAN IGLIOZZI requests to speak on a Point of Personal Privilege and states:

"I recognize another predecessor of the Seventh

Ward, Councilman Philip "Sharkey" Almagno and I would ask the City Sergeant to escort him inside the Rail."

REPORTS FROM COMMITTEES

COUNCILMAN DAVID G. DILLON, Chairman COMMITTEE ON FINANCE

Transmits the following with Recommendation the same be Adopted:

Resolution Approving the Proposal of the Mayor requesting the Providence Public Buildings Authority use its best efforts to develop the Community Facilities Project which shall include the demolition, construction, renovation, rehabilitation and/or improvements and necessary furnishing and equipping of community recreation centers to be located in the Silver Lake, Mount Hope, South Providence and West End Areas of the City, of a Children's Museum to be located in the City, of the Headstart Center proposed to be located at the Berkshire School of the Ryan Post located on Atwells Avenue, demolition of the former America Street School and of School One proposed to be located in the downtown district for the issuance of bonds and/or notes in the amount not to exceed \$11,500,000.00.

Read and Passed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN IGLIOZZI, by the following Roll Call Vote:

Ayes: Council President Petrosinelli, Councilmen Clarkin, DeLuca, Dillon, Councilwoman DiRuzzo, Councilmen Fenton, Glavin, Igliazzi, Lombardi, Councilwoman Nolan, Councilman Rollins, Councilwomen Williams and Young—13.

Noes: None.

Absent: Councilwoman Fargnoli and Councilman Mancini—2.

The motion for Passage is Sustained.

The following is transmitted with Recommendation the same be Received:

Communication dated October 14, 1992 Informing the Honorable City Council that pursuant to Sections 302 (b) and 813 of the Providence Home Rule Charter of 1980, he is this day appointing Mr. Boyce Spinelli of 39 Ring Street, Providence, Rhode Island, as the Director of Finance and respectfully submits the same for approval.

Dear Honorable Members:

Pursuant to Sections 302 (b) and 813 (a) of the Providence Home Rule Charter 1980, I do hereby appoint Mr. Boyce Spinelli of 39 Ring Street, Providence, Rhode Island 02903, as the Director of Finance and respectfully submit same for your approval.

October 14, 1992

Sincerely,

The Honorable Members
The City Council of the
City of Providence
City Hall
Providence, RI 02903

VINCENT A. CIANCI, JR.
Mayor of Providence

Received.

**COUNCILWOMAN JOSEPHINE DiRUZZO, Chairwoman
COMMITTEE ON URBAN REDEVELOPMENT,
RENEWAL AND PLANNING**

Transmits the following with Recommendation the same be Severally Adopted:

An Ordinance in Amendment of and in Addition to Chapter 1984-17 of the Ordinances of the City of Providence approved March 9, 1984 entitled: "An Ordinance Approving and Adopting the Official Redevelopment Plan for the Upper South Providence Revitalization Project" for Additional Acquisition.

the Official Redevelopment Plan for Federal Hill East" for Additional Acquisition.

An Ordinance in Amendment of and in Addition to Chapter 1977-15 of the Ordinances of the City of Providence approved April 28, 1977 entitled: "An Ordinance Approving and Adopting

An Ordinance in Amendment of Chapter 1973-52 of the Ordinances of the City of Providence approved December 24, 1973 and entitled: "An Ordinance Approving and Adopting the Official Redevelopment Plan for the West Broadway NDP Urban Renewal Area (1)" for the acquisition and disposition of Lot 563 on Assessor's Plat 31 at the southwesterly corner of Messer and Willow Streets.

An Ordinance in Amendment of and in Addition to Chapter 1983-4 of the Ordinances of the City of Providence approved February 18, 1983 and entitled: "An Ordinance Approving and Adopting the Official Redevelopment Plan for the Silver Lake Revitalization Project" for the Acquisition of Lot 118 on Assessor's Plat 109.

Read and Passed, the First Time, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN IGLIOZZI, by the following Roll Call Vote:

Ayes: Council President Petrosinelli, Councilmen Clarkin, DeLuca, Dillon, Councilwoman DiRuzzo, Councilmen Fenton, Glavin, Igliazzi, Lombardi, Councilwomen Nolan, Williams and Young—12.

Noes: None.

Absent: Councilwoman Fagnoli, Councilmen Mancini and Rollins—3.

The motion for Passage the First Time is Sustained.

Resolution Requesting the City Council of the City of Providence, Rhode Island, to request United States Bureau of the Census Tracts 7, 8, 19, 22 and 25 be nominated by the Mayor, to the Enterprise Zone Council of the State of Rhode Island, for designation as an Enterprise Zone and when and if such tracts are designated, use his best efforts to ensure Federal and Municipal Resources are targeted for and allocated to said Zone.

Whereas, The areas encompassing Upper South Providence, Downtown Providence, Promenade and Olneyville have lost their competitive edge in attracting business investment; and

Whereas, The City of Providence is interested

in fostering economic growth and development within these neighborhoods; and

Whereas, Within these neighborhoods lies the entirety of United States Bureau of the census Tracts 7, 8, 19, 22, and 25; and

Whereas, The economic and demographic conditions existing within these neighborhoods qualify them for nomination as an Enterprise Zone pursuant to Chapter 64.3 of the General Laws of Rhode Island; and

Whereas, The Mayor as the chief signatory of the City of Providence must be authorized to submit the nominating application to the Enterprise Zone Council of the State of Rhode Island,

Now Therefore, Be It Resolved, That the City Council of the City of Providence, County of Providence, State of Rhode Island, hereby authorizes the City of Providence, through its representative, the Mayor, to nominate United States Census tracts 7, 8, 19, 22, and 25 to the the Enterprise Zone Council of the State of Rhode Island, for designation as an enterprise zone, and, if such nomination is favorably accepted, to request the Mayor to allocate Federal and municipal resources to the betterment of the economic and social fabric within said zone. These resources shall include, but not be limited to, 1) the establishment and implementation of a program of police protection within the enterprise zone; 2) the priority use of federal funds available from the U.S. Department of Housing and Urban Development, the Economic Development Administration, and the U.S. Department of Labor for the purposes of job training, housing or economic development assistance; 3) the amendment, when necessary and applicable, of local zoning ordinances or regulations; 4) the granting of certain reductions in the local tax liability as allowable under Chapters 3 through 9 of Title 44; and finally 5) the full cooperation of all municipal offices in the administration of and record keeping related to, the operation of the Enterprise Zone.

Read and Passed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN IGLIOZZI, by the following Roll Call Vote:

Ayes: Council President Petrosinelli, Councilmen Clarkin, DeLuca, Councilwoman DiRuzzo, Councilmen Fenton, Glavin, Iglizzo, Lombardi, Councilwoman Nolan, Councilman Rollins, Councilwomen Williams and Young—12.

Noes: Councilman Dillon—1.

Absent: Councilwoman Farnoli and Councilman Mancini—2.

The motion for Passage is Sustained.

Resolved, That the number 650 is hereby added to that building along 652 Elmwood Avenue.

Read and Passed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN LOMBARDI.

The motion for Passage is Sustained.

Resolution that Champlain Place is hereby renamed "Bianco Court".

Resolved, That Champlain Place is hereby renamed "Bianco Court".

Read and Passed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN LOMBARDI.

The motion for Passage is Sustained.

Resolution Requesting that the number 650 is hereby added to that building along 652 Elmwood Avenue.

**COUNCILWOMAN JOSEPHINE DiRUZZO, Chairwoman
COMMITTEE ON URBAN REDEVELOPMENT,
RENEWAL AND PLANNING
and**

**COUNCILMAN DAVID G. DILLON, Chairman
COMMITTEE ON FINANCE**

Jointly Transmit the following with Recommendation the same be Adopted:

Resolution Authorizing the Transfer of Section 108 Funds to the Providence Plan Housing Corporation in the sum not to exceed Three Million Dollars (\$3,000,000.00).

Entitlement Funds for Fiscal Year 1991 under Section 106(a) or (b) of Title I of the Housing and Community Development Act of 1974; and

Whereas, The City of Providence is eligible to receive Community Development Block Grant

Whereas, The City Council of the City of Providence, County of Providence, State of Rhode Island, on August 2, 1991, by Resolution 453,

authorized the City of Providence, through its official representative, the Mayor, to file a Statement of Objectives and Funding with the Boston Area Office of the Department of Housing and Urban Development for the purpose of obtaining Community Development Block Grant; and

Whereas, Section 108 of the Act authorizes submission of an application for loan guarantee assistance for those communities entitled to receive a Community Development Block Grant; and

Whereas, Section 108 provides a source of front-end financing for large-scale projects which cannot be financed from annual grants; and

Whereas, The City of Providence has received an amount not to exceed nine (9) million dollars to fund a comprehensive housing program through the Providence Plan Housing Corporation; and

Whereas, the City Council, pursuant to Resolution No. 264, approved June 9, 1992, was granted the authority to approve by resolution the transfer of Section 108 Funds from the account of the Department of Planning and Development to the Corporation in a sum not to exceed three

(3) million dollars unless so approved and authorized by the City Council.

Now Therefore, Be It Resolved, That the City Council shall approve the transfer of Section 108 Funds to the Providence Plan Housing Corporation in a sum not to exceed three (3) million dollars from the United States Department of Housing and Urban Development funds to fund a comprehensive housing program through the Providence Plan Housing.

Read and Passed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN LOMBARDI, by the following Roll Call Vote:

Ayes: Council President Petrosinelli, Councilmen Clarkin, DeLuca, Dillon, Councilwoman DiRuzzo, Councilmen Fenton, Glavin, Lombardi, Councilwoman Nolan, Councilman Rollins, Councilwomen Williams and Young—12.

Noes: None.

Absent: Councilwoman Fagnoli, Councilmen Iglizzi and Mancini—3.

The motion for Passage is Sustained.

COUNCILWOMAN EVELYN V. FARGNOLI, Chairwoman COMMITTEE ON CLAIMS AND PENDING SUITS

Transmits the following with Recommendation the same be Severally Approved for Cancellation:

Certificates from the City Assessor (6W and 7W) 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.

Certificates from the City Collector Recommending the Cancellation of Tangible Taxes for the Years 1980, 1981 and 1982 pursuant to the provisions of Sections 44-7-14 of the General Laws of Rhode Island, 1956, as Amended, inasmuch as the same have been determined to be Uncollectible.

Certificates from the City Collector Recommending the Cancellation of Excise Taxes for the Years 1980, 1981 and 1982 pursuant to the provisions of Sections 44-7-14 of the General Laws of Rhode Island, 1956, as Amended, inasmuch as the same have been determined to be Uncollectible.

Severally Approved for Cancellation, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN LOMBARDI, by the following Roll Call Vote:

Ayes: Council President Petrosinelli, Councilmen Clarkin, DeLuca, Dillon, Coun-

cilwoman DiRuzzo, Councilmen Fenton, Glavin, Igliazzi, Lombardi, Councilwoman Nolan, Councilman Rollins and Councilwoman Williams—12.

Noes: None.

Absent: Councilwoman Fagnoli, Councilman Mancini and Councilwoman Young—3.

The motion to Approve for Cancellation is Sustained.

COUNCILMAN DAVID V. IGLIOZZI, Chairman COMMITTEE ON ORDINANCES

Transmits the following with Recommendation the same be Adopted as Amended:

An Ordinance in Amendment of Article I of the Code of Ordinances of the City of Providence entitled: "Licenses — in General" by adding Sec. 14-14 as Amended.

Read and Passed the First Time, as Amended, and Referred Back to Committee on Ordinances, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN IGLIOZZI, by the following Roll Call Vote:

Ayes: Council President Petrosinelli, Councilmen Clarkin, DeLuca, Dillon, Coun-

cilwoman DiRuzzo, Councilmen Fenton, Glavin, Igliazzi, Lombardi, Mancini, Councilwoman Nolan, Councilman Rollins and Councilwoman Williams—12.

Noes: None.

Absent: Councilwoman Fagnoli, Councilman Mancini and Councilwoman Young—3.

The motion for Passage the First Time and to Refer Back to Committee is Sustained.

**COUNCILMAN JOHN J. LOMBARDI, Chairman
COMMITTEE ON CITY PROPERTY**

**Transmits the following with Recommendation
the same be Severally Adopted as
Amended:**

Resolution Requesting the Mayor to purchase parcels of land along 17 and 21 Ninth Street.

Now Therefore, Be It Resolved, That His Honor, the Mayor, Vincent A. Cianci, Jr., is hereby authorized to execute a Purchase and Sales Agreement in order to purchase a certain parcel of land, together with any and all improvements thereon, designated as 17 and 21 Ninth Street, also known as Lot 154 and a portion of Lots 155 and 156 of Assessor's Plat 91. Said parcel is more or less 11,200 square feet. The purchase price of said parcel shall not exceed One Hundred Thousand Dollars (\$100,000.00) and shall be under such terms as may be approved by the Committee on City Property, the City Council and His Honor, the Mayor. The form of all documents must be approved by the City Solicitor. The purchase of this property is contingent upon verification that the City of Providence will be reimbursed by the State of Rhode Island for the entire purchase price. The purchase of this property is also contingent upon the property being free of any environmental problems. Said parcel is to be dedicated as a Public Park, or any or all related uses by the Board of Park Commissioners.

Resolution Requesting the Mayor to purchase parcels of land along 240 and 244-246 Summit Avenue and 84-86 and 90-92 Ninth Street.

Now Therefore, Be It Resolved, That His Honor, the Mayor, Vincent A. Cianci, Jr., is hereby authorized to accept the conveyance of a certain parcel of land, together with any and all improvements thereon, designated as 240 and 244-

6 Summit Avenue and 84-6 and 90-2 Ninth Street, also known as Lots 134, 133, 131 and 132 respectively of Assessor's Plat 91. Said parcel is more or less 20,000 square feet. The purchase price of said parcel shall not exceed One Dollar (\$1.00) and shall be under such terms as may be approved by the Committee on City Property, the City Council and His Honor, the Mayor. The form of all documents must be approved by the City Solicitor. The conveyance of this property is contingent upon the property being free of any environmental problems. Said parcel is to be dedicated as a Public Park, or any or all related uses by the Board of Park Commissioners.

**COUNCIL PRESIDENT PETROSINELLI
requests a Ruling and/or Explanation of the
foregoing Resolutions from DEPUTY
SOLICITOR McLAUGHLIN:**

"Mr. President with regard to these Resolutions, I don't have the letter in front of me, but several members had showed me, this has to do basically with Public Hearings and I believe it is referring to Section 411 of the Charter, Section C. That Section is in regard to land in controls such as zoning subdivision of planning including adoption of the Comprehensive Plan. It is not my position or the position of the Law Department that this would entail the purchase of two lots, actually this is the acquisition of two lots. It is not purchased by the City or it would have required public notice in the Providence Journal. If anything more than \$2,000.00 is for sale or purchase, it would have to be placed in the Providence Journal. We are not putting City Funds in excess of \$2,000.00 into this project, nor are we dealing with a Comprehensive Plan for the Area or a Zoning Change or a subdivision of planning towards all of this area. Therefore,

we feel that we have met the requirements of the City Charter for the acquisition of this property. At the Property Committee Meeting, Councilman Lombardi changed the meeting from being a public meeting into a Public Hearing, allowing all of those who were present or a majority of those present to speak before the Committee. So, we even went above and beyond what we had to do. So, I think you can feel safe in voting for this. My opinion being this did not require a Public Hearing under Section 411 but in fact the public meetings were extended beyond that to a Public Hearing."

Severally Read and Collectively Passed, on motion of COUNCILMAN FENTON, seconded by COUNCILMAN IGLIOZZI, by the following Roll Call Vote:

Ayes: Council President Petrosinelli, Councilmen Clarkin, DeLuca, Dillon, Councilwomen DiRuzzo, Councilmen Fenton, Glavin, Iglizzo, Lombardi, Councilwoman Nolan, Councilman Rollins, Councilwomen Williams and Young—13.

Noes: None.

Absent: Councilwoman Fargnoli and Councilman Mancini—2.

The motion for Passage is Sustained.

Resolution Authorizing His Honor the Mayor to enter into a Lease Agreement for the Weybosset Street Comfort Station and that Resolution No. 452, approved September 25, 1992 is hereby rescinded.

Resolved, That His Honor, the Mayor, Vincent A. Cianci, Jr., is authorized to execute a Lease

Agreement among the City of Providence, Rhode Island Public Transit Authority ("RIPTA"), Johnson and Wales, and the Providence Convention Bureau for the premises located on Weybosset Street, formerly known as the Weybosset Street Comfort Station on Lot 171 on Tax Assessor's Plat No. 20 for as long as said premises shall be used and occupied by "RIPTA" for public information purposes for the sum of One Dollar (\$1.00) and specifically contingent upon such terms and conditions as imposed by the Committee on City Property and the City Council. Said Lease shall also be contingent upon federal funding provided to "RIPTA" for renovations to said premises. Said Lease Agreement shall also be subject to approval by the City Solicitor.

Be It Further Resolved, That Resolution No. 299, approved June 16, 1989, is hereby rescinded.

Be It Also Further Resolved, That Resolution No. 452, approved September 25, 1992, is also hereby rescinded due to a 1989 typographical error.

Read and Passed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN LOMBARDI, by the following Roll Call Vote:

Ayes: Council President Petrosinelli, Councilmen Clarkin, DeLuca, Dillon, Councilwoman DiRuzzo, Councilmen Fenton, Glavin, Iglizzo, Lombardi, Councilwoman Nolan, Councilman Rollins, Councilwomen Williams and Young—13.

Noes: None.

Absent: Councilwoman Fargnoli and Councilman Mancini—2.

The motion for Passage is Sustained.

FROM THE CLERK'S DESK

**Petitions for Compensation for Injuries
and Damages, viz:**

Dlofolakeni D. Afolabi	Christopher W. Holden
Amica Mutual Insurance Co. a/s/o Robyn Harkey	Valerie Jones
Melissa Andrews	Yvonne Leonard
Automobile Insurance Co. a/s/o Carol Emby	Paul R. Menard
Barry's Uniform Rental	John P. Moorookian
Paul Bau	Rhonda Perrotti
Beth Blazar	Sheldon R. Scoliard
Stuart A. Bloch	June A. Seminario
Adele Cantelmi	Audrey Suggs
Mario Carlino	Charles Tippe
Steven P. Charron	Susan T. Wolfe
Gloria Colasanto	Miltina Wright
Annette Donahue	Ronald Yeater
Jessie Fullen	Garri Yuzefovich
General Accident Insurance a/s/o Joan M. Goyette	

**Severally Referred to Committee on
Claims and Pending Suits, on motion of
COUNCILMAN GLAVIN, seconded by
COUNCILMAN IGLIOZZI.**

The motion to Refer is Sustained.

COMMUNICATIONS AND REPORTS

FROM THE CITY ASSESSOR:

Certificates (Nos. 8W and 9W) 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 the State of Rhode Island, 1956 as Amended.

Severally Referred to Committee on Claims and Pending Suits, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN LOMBARDI.

The motion to Refer is Sustained.

Received.

FROM THE PORT OF PROVIDENCE:

Monthly Statistical Report for September, 1992.

Received.

FROM THE CITY CONTROLLER:

Monthly Financial Report for September, 1992.

Received.

FROM THE BOARD OF LICENSES:

Report for the Quarter Ending September 30, 1992.

PERSONAL PRIVILEGE

COUNCILWOMAN WILLIAMS requests to Speak on a Point of Personal Privilege and states:

"I know it's been a long meeting but I don't want the meeting to end without mentioning the recent three referendums that were on the ballot. Two we won, one we lost. But at the request of one of my most vocal and active constituents, I would like to read portions of a letter that was sent to Mayor Cianci on October 30, 1992 and have same incorporated as part of this record. Thank you.

RHODE ISLAND TAXPAYERS ASSOCIATION
P.O. Box 28141, Providence, RI 02908
Telephone 401-454-4250

October 30, 1992

Mayor Vincent A. Cianci Jr.
(please note my unusual salutation on next line)

Dear Mayor Cianci,

Today, Oct. 30th, has to be a milestone day — if not for you, at least for me, as this is the first

time that you and I have agreed on important issues involving Providence tax payers relating to our government expenditures and the 'almost-annual' tax increases.

I have been on all the talk shows and at three city wide community events over the past eight days speaking about the three Providence referenda items on the election ballot, and voicing my outrage at both the posting of those illegal signs on public property and the absolute and fraudulent LIE implying that referendum would increase taxes.

I also emphasized, that statements on the radio commercials proclaiming that the mayor, his administration and the city council were trying to gain control of the investments for the pension fund were also bald-faced lies, as referendum #11 would not give them control of the retirement board, but that adding two non-union members to that board would just make their actions more accountable to all the taxpayers of Providence.

I also explained how passage of referendum #10 — "Residency for City Employees" — would in the long term actually cut down on unemployment because many of our city unemployed who were qualified, could become firefighters, police, city officer workers or be hired in the labor force or as teachers if they had teaching certificates . . . Providence residents only, being employed in better paying positions such as these, would in time enable more Providence people to spend more money to help our economy, to participate more in the cultural and the social and the entertainment activities of Providence, and in time be able to purchase homes in Providence — all of this to add to our tax revenue which benefits all of the citizens of our city . . . none of this can happen when our union members and city employees live outside of Providence but get all

the benefits and financial rewards of working as city employees, but do not pay any of the taxes that contribute to their benefits, do not get involved in all community activities that would be normal for those government employees living in Providence, and certainly would not feel any loyalty to the city of Providence.

On June 17, 1992, I spoke to the city council at a public hearing in the council chambers, and one of the many items I commented about was my belief that a conflict of interest existed when counsel for the city council (which actually represents the citizens and tax payers of Providence) also has a vested interest in the opposing party's viewpoint, and I have maintained that opinion very vocally and further expressed the view that the council should hire its own lawyer on any issue where its position could not be defended and argued for 100%.

Well, Mayor Cianci, your comments on various talk shows, today, Oct. 30th, and your courageous stand on the same above issues relative to the three Prov. referenda on the election ballot, made me believe that we used the same speech writer because our comments were almost identical.

The tax payers of Providence know that we have a city council dedicated to making a better life for everyone in Providence and anyone listening to your exposing the lies stated on the signs and on those commercials relative to the three referenda can also be proud of our Mayor, today . . . you must continue to make decisions that will benefit everyone in Prov.

Most Sincerely,

SIDNEY M. GREEN

COUNCILMAN CLARKIN requests to Speak on a Point of Personal Privilege and states:

"This election went by and we found out what the people want in the City. I would like to pledge

that you will see a new Bob Clarkin here. I will support the Firemen. I will support those guys and I will also say 'No New Taxes' at the next Budget. Thank you very much."

COUNCILMAN GLAVIN requests to Speak on a Point of Personal Privilege and states:

"In response to the election a couple of days ago, many Members of the Council, in fact, all Members of the Council were in the past several months, in particular, the last couple of weeks, working morning, noon and night in an attempt to provide the voters of the City of Providence with the correct information relative to Items 10 and 11. Number 11 specifically, in the local Referendum considered Tuesday.

"As you know, many people feel that there was an intentional effort to mislead and sensationalize what the voters thought regarding the Retirement Board and I am firmly convinced that because we were, I say we as Members of the Council, spent our own dollars trying to provide information to the taxpayers based upon what limited resources that we had to counter these false claims and we were losing 10 or 15 to 1 and in particular by the firefighter's union. They seem to be the most aggressive of the individuals and I respect their right to participate in the democratic process of 'free speech and debate'. However, as I said to several members to their face, I don't respect their right to again sensationalize and try to capitalize against people in governmental office when in essence what we were attempting to do all of us on the Council

was to bring the message to the voters and joins hands and provide the taxpayers of the City of Providence with some potential means of tax relief because the facts are crystal clear. I heard a Member of the Sixth Ward say that we might as well have put on tape recorders because that is the way we were sounding. Every single constituent that I came in contact with I went through my spiel about question 11 and I think it is pretty indicative as a result of the polls, the way question that No. 11 was answered. But although many of us are disappointed with the results of No. 11, we take pride and joy that we did get Residency back in the City of Providence. I think we saw that in two or three short years since residency was appealed and the series of meetings that had taken place in just about every neighborhood in the City showed very clearly that the people of this City want business in the City and the workers in the City. They now know how important residency is and it is quite clear what happens when you put in a question that is easily understandable before the people of Providence. The people of Providence are not stupid, they can read and they can read clearly and as a result voted for Residency. I don't consider myself stupid nor the people of the City of Providence stupid. They are hard working and good people and I think this shows that when they clearly understand the question, they know what they want. Thank you."

COUNCILWOMAN NOLAN requests to Speak on a Point of Personal Privilege and States:

"I was going to send a Letter to the Editor but I think this is the forum. Ballot question Number 11, concerning additional members on the Retirement Board and its defeat I would like to respond. It is too bad that the individuals and City Councilpersons did not have the money nor the manpower to fight this change. Unfortunately, the threat of increased taxes convinced the taxpayers to vote this down. There should be truthfulness in advertising and the words 'people against political corruption' was nothing but an attack on all of us. They tried to malign the taxpayers through the Council with words of collapse, of RISDIC and various scandals involving the Pawtucket City Officials and it was frankly nothing but deceit. To say the City Council that recently froze the taxes in Providence is being accused of corruption by the same people who behaved like bullies, or worse, at recent Council meetings on the Budget. The same people who wanted to raise the property taxes to provide themselves with pay raises and other perks, now mounted this campaign to defeat Number 11. Congratulations to the Unions, you won, this round. But those of us who love the City

COUNCILMAN DeLUCA requests to Speak on a Point of Personal Privilege and states:

"In the past two weeks, the Union leadership, particularly the Firefighters Union delivered the ultimate insult to the people of Providence. They successfully managed to lie, cheat and manipulate 21,549 people. They distorted the truth and polluted the entire City on 3 separate occasions by posting political propaganda on telephone poles all over the City. They had no regard for the law. They came like thieves in the night and infested the City with filth and lies, violating City, State and Federal Law.

of Providence and believe that those who work here should live here will continue to strive for fiscal responsibility. But I would like to add just one little thing. It's time to take those signs down. 'Vote No on #11' the signs are all over utility poles and trees. Whoever put them up, take them down. They are unsightly, and they are littering our neighborhoods. I personally, with the help of the neighborhood, took down 75 to 80 signs and risked life and limb I can assure you. Now it is time for the firefighters throughout the City to do the right thing and remove these signs. For that matter, politicians who put up signs, should also remove them from the utility poles and I frankly wish the utility companies should see that the offenders were prosecuted for putting signs on the poles.

"I do applaud the Providence City Parks Department because they have been removing the signs as they were put up, constantly. Because everything they removed them they put them back up.

"So, I say here and now, that group who put the signs up, please take them down for the safety of the neighborhoods."

"The failure of question No. 11 to pass, does not bother me very much at all. It is a relatively minor issue for me. What does bother me a great deal and in fact scares me, is that a few Union Leaders can deceive and manipulate the entire Union membership and in turn, that membership can go out to the public and successfully deceive and manipulate them to vote for something that is not in the best interest of the Citizens of Providence.

"Ladies and Gentlemen, this is very dangerous and we must never let it happen again. Keep in mind that although the Firefighters Union may have 500 supporters, the people of the City of

Providence have over 150 thousand members. They elected us to lead, work for and organize for them, just as Union Membership recently elected their leadership."

PRESENTATION OF CITATIONS

"In Congratulations"

COUNCIL PRESIDENT PETROSINELLI and the MEMBERS of the CITY COUNCIL:

celebration of the birth of their son, born on September 17, 1992.

Citations Extending Congratulations.

Mr. and Mrs. Juan Tejada, upon the celebration of the birth of their son, born on October 1, 1992.

Resolved, That the Congratulations of the Members of the City Council is hereby extended to the following:

Mr. and Mrs. Jan Kryszewski, upon the celebration of their recent marriage.

Patrolman John Wyrostek, upon his outstanding work and dedication to the East Providence Police Department.

Mr. and Mrs. James Boyer, upon the celebration of their recent marriage.

Sarah M. Lederberg and Jordan M. Stone, upon the celebration of their marriage on September 12, 1992.

Mr. and Mrs. Michael Ricci, upon the celebration of their recent marriage.

Tobias M. Lederberg and Michele B. Lichtenstein, upon the celebration of their marriage on November 29, 1992.

Mr. and Mrs. Christopher Simonds, upon the celebration of their recent marriage.

Josefa Morales and Rigoberto Sanchez, upon the celebration of the birth of their three pound baby boy, born on October 26, 1992.

Mr. and Mrs. Michael LoPresti, upon the celebration of their recent marriage.

Judge and Mrs. Francis J. Darigan, upon the marriage of their daughter Melissa E. Darigan to James R. Castillo on September 26, 1992.

Mr. and Mrs. Richard St. Germain, upon the celebration of their recent marriage.

Mr. and Mrs. Robert Madonna, upon the celebration of the birth of their son, born on September 17, 1992.

Mr. and Mrs. Keith Hall, upon the celebration of their recent marriage.

Mr. and Mrs. Sharif Majdoubeh, upon the celebration of their recent marriage.

Mr. and Mrs. Pedro Ramirez, upon the

Mr. and Mrs. Alfred Rose Marino, upon the celebration of their recent marriage.

Mr. and Mrs. Richard Parrella, upon the celebration of their recent marriage.

Mr. and Mrs. William Bisson, Jr., upon the celebration of their recent marriage.

Mr. and Mrs. Frank Oneto, upon the celebration of their recent marriage.

Mr. and Mrs. Allan Pacific, upon the celebration of their recent marriage.

Mr. and Mrs. Anthony Grilli, upon the celebration of their recent marriage.

Ms. Evelyn E. Tejada, upon the celebration of the birth of her son, born on November 2, 1992.

Severally Read and Collectively Passed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN IGLIOZZI.

The motion for Passage is Sustained.

PRESENTATION OF RESOLUTIONS

"In Memoriam"

COUNCIL PRESIDENT PETROSINELLI
and the MEMBERS of the CITY COUNCIL:

Resolutions extending Sympathy.

Resolved, That the Sympathy of the Members of the City Council is hereby expressed to the families of the following:

Dorothy Fraioli

Christopher "Gus" Bolvin

Ann M. Carosi

Michelangelo Zarlenga

Louis Silva

Robert E. Freeman

Mary L. Roderick

Eleanor T. Dyer

Lawrence M. Cross, III

Vincent J. Chiello

Michael Caldarone

Matilda M. Stewart

Adeline M. Lopes

Robert Ferri

Ercole Fegatelli

Thomas Capasso

Bernard Cohen

Armand F. Cascione

David Minicucci, Sr.

Maria Labbadia

Ralph Petteruti

Manuel Macedo
 Anthony J. Tella
 Gennaro Dantico
 Arthur J. Beaumier
 Flora Villucci

Severally Read and Collectively Passed,
 by a Unanimous Rising Vote, on motion of
 COUNCILMAN GLAVIN, seconded by
 COUNCILMAN IGLIOZZI.

The motion for Passage is Sustained.

MATTERS NOT APPEARING ON THE PRINTED DOCKET

On motion of COUNCILMAN GLAVIN,
 seconded by COUNCILMAN LOMBARDI, it
 is Voted to Suspend Rule 16 of the Rules of
 the City Council in order to allow the
 introduction of the following matter not
 appearing on the Printed Docket.

APPOINTMENTS BY THE PRESIDENT OF THE CITY COUNCIL

Communication dated November 4, 1992,
 Informing the Honorable City Council that
 pursuant to Resolution No. 468, approved October
 9, 1992, he is this day appointing Councilman
 Joseph DeLuca, Councilman Peter S. Mancini,
 Councilwoman Patricia K. Nolan, Commissioner
 John J. Partington, Mr. Vincent Brown, Mr. Lewis
 Finkel and Mr. John Rao to serve on the
 Committee on Gaming.

November 4, 1992

City Council Members
 c/o/ City Clerk's Office
 City Hall
 Providence, Rhode Island 02903

Dear Council Members:

In accordance with Resolution No. 468, approved October 9, 1992, I am appointing Councilman Joseph DeLuca, Councilman Peter Mancini, Councilwoman Patricia Nolan, Commissioner John Partington, Mr. Vincent Brown, Mr. Lewis Finkel and Mr. John Rao to serve on the Committee on Gaming.

Sincerely,

JAMES A. PETROSINELLI
Council President

Received.

ADJOURNMENT

There being no further business, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN IGLIOZZI, voted to adjourn at 9:30 o'clock P.M. to meet again on THURSDAY, NOVEMBER 19, 1992 at 7:30 o'clock P.M. (E.S.T.).

Michael R. Clement

City Clerk

November 5]

1075

[1992

November 5]

1076

[1992

