

CITY OF PROVIDENCE

RHODE ISLAND

IN CITY COUNCIL



FEB 7 1974

APPROVED:

Robert J. Haxton
CITY CLERK

CITY COUNCIL

JOURNAL OF PROCEEDINGS

No. 69 City Council Regular Meeting, Thursday, January 17, 1974, 8:00 P.M. (EDT)

PRESIDING

COUNCIL PRESIDENT

ROBERT J. HAXTON

ROLL CALL

Present: Council President Haxton and Councilmen Addison, Ahern, Beatini, Brown, Cirelli, Cola, Darigan, DeVito, Fagnoli, Johnson, Lorenzo, Moran, J. Murphy, W. Murphy, Payne, Pearlman, Storti, and Xavier—19.

Absent: Councilmen Bradshaw, Crowley, Goldin, Kelly, Lynch, McKiernan, and Pisaturo—7.

INVOCATION

The Invocation is given by Councilman Ralph Fagnoli.

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

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

APPROVAL OF RECORD

The Journal of Proceedings No. 68 of the Regular Meeting of the City Council held January 3, 1974, and Posted January 14, 1974 on That Bulletin Board located on the ground floor of the City Hall, is approved as printed, on motion of COUNCILMAN DARIGAN, seconded by COUNCILMAN BEATINI.

PRESENTATION OF ORDINANCE

COUNCILMAN DARIGAN, for Himself and COUNCILMAN LYNCH, In Absentia, (By Request):

An Ordinance Amending Chapter 1044 of the Ordinances of the City of Providence, Approved July 12, 1956, Entitled "An Ordinance Approv-

ing and Adopting the Official Redevelopment Plan for West River Project, No. UR R.I. 1-6".

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

PRESENTATION OF RESOLUTIONS

COUNCIL PRESIDENT HAXTON and COUNCILMAN PAYNE:

Resolution Congratulating Director of Public Works, Lawrence P. McGarry, and that Department's Personnel for Their Recent Excellent Snow Cleanup.

Resolved, That to Director of Public Works, Lawrence P. McGarry, and to the Personnel of the Department of Public Works, are hereby extended sincere congratulations for their recent excellent snow removal cleanup.

Read and Passed, on motion of COUNCILMAN DARIGAN, seconded by COUNCILMAN BEATINI.

Area, From the State Capitol to Chalkstone Avenue.

Resolved, That the Commissioner of Public Safety is requested to assign Foot Patrolmen along Smith Street Business Area, from the State Capitol to Chalkstone Avenue.

Resolution Requesting Street Light at 90 Ayrault Street.

Resolved, That the Acting Public Service Engineer is requested to order the installation of an electric street light at 90 Ayrault Street.

Severally Read and Collectively Passed, on motion of COUNCILMAN DARIGAN, seconded by COUNCILMEN AHERN and BEATINI.

COUNCILMAN AHERN, for Himself and COUNCILMAN CROWLEY, In Absentia, (By Request):

Resolution Requesting the Assignment of Foot Patrolmen Along the Smith Street Business

COUNCILMAN CIRELLI:

Resolution requesting the Providence School Committee to Invoke Advanced Starting Time of School Days, to Conserve Energy and for the Safety of Students.

Referred to Committee on Public Welfare, on motion of **COUNCILMAN DARIGAN**, seconded by **COUNCILMAN BEATINI**.

COUNCILMAN CIRELLI and COUNCILMAN COLA:

Resolution Requesting the Traffic Engineer to Permit Motor Vehicle Traffic Traveling Southerly Along Academy Avenue, at Atwells Avenue, Free Right Hand Turn Movement.

Resolved, That the Traffic Engineer is requested to permit motor vehicle traffic traveling southerly along Academy Avenue, at its intersection with Atwells Avenue, free right hand turn movement.

Read and Passed, on motion of **COUNCILMAN DARIGAN**, seconded by **COUNCILMEN BEATINI, CIRELLI and COLA**.

COUNCIL PRESIDENT HAXTON, for Himself and the Members of the City Council:

Resolution Commending Commissioner of Public Safety Francis B. Brown and Colonel Walter A. McQueeney, Chief of Providence Police Department for Inviting the City Council to the 42nd Recruit School of the Providence Police Academy of Criminal Justice.

Whereas, Commissioner Francis B. Brown and Colonel Walter A. McQueeney, Chief of the Providence Police Department recently extended

an invitation to the Members of the City Council to attend and participate in a recent session of the 42nd Recruit School of the Providence Police Academy of Criminal Justice, and

Whereas, That insight, by the City Council, of various phases of the Academy granted an opportunity to witness the progressive program of the trainees that they may adequately fulfill their assignments in law enforcement.

Now Therefore Be It Resolved, That Commissioner Brown and Colonel McQueeney be commended for their respective roles in helping to mold additional law enforcement agents of the Providence Police Department, and

Be It Further Resolved, That a duly engrossed copy of this Resolution be transmitted by the City Clerk to Commissioner Francis B. Brown and Colonel Walter A. McQueeney.

Read and Passed, on motion of **COUNCILMAN DARIGAN**, seconded by **COUNCILMAN BEATINI**.

COUNCILMAN PEARLMAN desires Not to co-sponsor of the Above Immediate Resolution.

COUNCILMAN JOHNSON:

Resolution Requesting "Stop" Signs Along Gordon Avenue, at its Intersection with Gallup Street.

Resolved, That the Traffic Engineer is requested to cause the installation of motor vehicle traffic "Stop" signs along Gordon Avenue, at its intersection with Gallup Street.

Read and Passed, on motion of **COUNCILMAN DARIGAN**, seconded by **COUNCILMEN BEATINI and JOHNSON**.

COUNCILMAN DARIGAN, for Himself and COUNCILMAN LYNCH, In Absentia, (By Request):

Resolution Authorizing the City Solicitor to Apply to the General Assembly and Urge Passage of an Act Relative to Exempting Certain Property from Taxation.

Resolution Authorizing the City Solicitor to Apply to the General Assembly and Urge Passage of an Act Relative to Bonuses to Residents of the State Who Served in Armed Forces of the United States During Hostilities in Vietnam.

Resolution Authorizing the City Solicitor to Apply to the General Assembly and Urge Passage of an Act Relative to Abating Any Increase in Assessed Valuation Resulting From Alterations and Improvements to Existing Dwellings or Portions of Such Dwellings Used for Residential Purposes.

Resolution Authorizing the City Solicitor to Apply to the General Assembly and Urge Passage of an Act Relative to Exemption of Off-Street Parking Structures From Taxation.

Resolution Authorizing the City Solicitor to Apply to the General Assembly and Urge Passage of an Act Relative to Establishing a

Surcharge on Admission to Events at the Providence Civic Center.

Resolution Authorizing the City Solicitor to Apply to the General Assembly and Urge Passage of an Act in Amendment of 31-36-13 of the General Laws of Rhode Island, 1956, Relative to Exemption and Reimbursement for Sales to United States or Outside State—Emergency Sales to Other Distributors.

Severally Referred to Committee on Finance, on motion of **COUNCILMAN DARIGAN**, seconded by **COUNCILMAN BEATINI**.

Resolution Authorizing the City Solicitor to Apply to the General Assembly and Urge Passage of an Act Relative to Emergency Reduction of School Year.

Resolution Authorizing the City Solicitor to Apply to the General Assembly and Urge Passage of an Act in Amendment of Chapter 146, Section 28-9.3-8, Public Laws, 1966, Entitled "Request for Negotiation or Bargaining".

Severally Referred to Committee on Public Welfare, on motion of **COUNCILMAN DARIGAN**, seconded by **COUNCILMAN BEATINI**.

Resolution Authorizing His Honor the Mayor to Accept Deed of Conveyance From Mary Tun-

dis of Cranston for a Parcel of Land in Providence.

Resolution Authorizing the City Treasurer to Arrange for the Redemption or Sale of Lot 596 on Plat 30 Located Along West Friendship Street; an Offer Has Been Made by James E. Bourgeois, 27 West Friendship Street, Providence, Rhode Island, of \$2,474.68 for Said Lot.

Resolution Authorizing the City Treasurer to Arrange for the Redemption or Sale of Lot 179 on Plat 115 Located Along Stanfield Street; an Offer Has Been Made by Giuseppe Santamaria and John Pitocco, both of Eugene Street, Providence, Rhode Island, of \$309.31 for Said Lot.

Resolution Authorizing the City Treasurer to Arrange for the Redemption or Sale of Lots 212 and 213 on Plat 115 Located Along Milo Street; an Offer Has Been Made by John Pitocco, 8 Eugene Street, Providence, Rhode Island, of \$396.34 for Said Lots.

Resolution Authorizing the City Treasurer to Arrange for the Redemption or Sale of Lot 674 on Plat 97 Located on Smart Street; an Offer Has Been Made by Steven Cimini, 15 Smart Street, Providence, Rhode Island, of \$1,102.94 for Said Lot.

Resolution Authorizing the City Treasurer to Arrange for the Redemption or Sale of Lot 430 Along Plat 110 Located on Cavallatti Street; an Offer Has Been Made by Frank Catalozzi and et ux Eva, 71 Farmington Avenue, Providence, Rhode Island, or nominee of \$917.04 for Said Lot.

Resolution Authorizing the City Treasurer to Arrange for the Redemption or Sale of Lots 110 and 170 on Plat 122 Located Along Longwood Avenue; an Offer Has Been Made by Walter De Angelis, 199 Greenville Avenue, Johnston, Rhode Island, of \$1,152.71 for Said Lots.

Severally Referred to Committee on City Property, on motion of COUNCILMAN DARIGAN, seconded by COUNCILMAN BEATINI.

COUNCILMAN J. MURPHY and COUNCILMAN XAVIER:

Resolution Requesting the Providence Redevelopment Agency to Conduct a Public Hearing on the Recently Proposed Changes of the South Main-South Water Area of the East Side Renewal Project.

Resolved, That the Providence Redevelopment Agency is requested to conduct a Public Hearing on the recently proposed changes for the South Main Street-South Water Street area of the East Side Renewal Project.

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

Resolution Congratulating Peter J. Mathieu, Jr., M.D., Upon His Recent Election as President of the Providence Medical Association.

Whereas, Peter J. Mathieu, Jr., M.D., prominent Pediatrician and Allergist of the City of Providence who is certified nationally on various boards, has recently been elected as the One Hundred Twenty-Eighth President of the Providence Medical Association, which was founded in 1848, and

Whereas, His Election to head that respected association of almost 800 Medical Doctors throughout the State, is one more milestone in his active medical life, and

Whereas, Besides his busy medical practice of almost one-quarter of a century, the good Doctor finds time to give of himself, membership on the Board of Directors of the Chamber of Commerce; Progress for Providence, Inc.; Sophia Little Home; Camps, Inc.; Fox Point Community; Catholic Social Services; St. Vincent De-Paul; Our Lady of Providence Preparatory Seminary; and Rhode Island School of the Deaf; and

Whereas, Doctor Mathieu has never been known to refuse participation in any worthy project; whether medical, civic, or religious, and accordingly, has gained legion of friends in the community,

Now, Therefore, Be It Resolved, That His Honor, Mayor Joseph A. Doorley, Jr., and the Members of the City Council do hereby congratulate Peter J. Mathieu, Jr., M.D., upon his recent election as President of the Providence Medical Association, and

Be It Further Resolved, That the City Clerk is directed to transmit a duly certified copy of this Resolution to him.

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

COUNCILMAN PEARLMAN:

Resolution Requesting Syria to Free All Israeli Prisoners of War in Accordance With the Geneva Accord of 1949.

Whereas, The Syrian Nation is in violation of the Geneva Accord of 1949, in its treatment of Israeli Prisoners of War, which has brought criticism to it from various veterans, social and political sources; and

Whereas, They have refused to make known their Prisoner Lists, to permit Red Cross inspections, and otherwise are in violation of all rules of humanity and civilized treatment of Prisoners of War,

Now, Therefore, Be It Resolved, That the Syrian Delegate to the United Nations and the Premier of Syria are hereby fervently requested that the Prisoners of War captured in the Israeli Conflict be immediately freed and returned to their native country, and that the President of the United States of America, the Secretary of State, and the Rhode Island Congressional Delegation be urged to make all adequate efforts to cause proper treatment to said Prisoners of War and all others similarly situated.

Read and Passed, on motion of COUNCILMAN DARIGAN, seconded by COUNCILMEN BEATINI and PEARLMAN.

Resolution Urging that Alexander Solzhenitsyn and His Family be Permitted Freedom and Permission to Emigrate.

Whereas, Alexander Solzhenitsyn was imprisoned for ten years in a slave labor camp in the Soviet Union without an attorney, without a trial and without even being able to confront his accusers; and

Whereas, He has revealed an extensive slave

labor prison camp system containing approximately twelve million persons in Communist Russia; and

Whereas, Said system has caused over twenty million deaths, not to mention millions of tortures, mental breakdowns and cruelties; and

Whereas, It has been pointed out that the lack of applied justice in this system under the Communist rule is the most harsh, affecting the greatest number of people by death, torture and maiming in the recorded history of mankind and in the history of man's inhumanity to man; and

Whereas, These cruelties are a thousand times greater than those of the Czar, and even greater than the most inhumane actions of Hitler and the Nazi leaders; and

Whereas, Alexander Solzhenitsyn is in imminent danger of arrest and imprisonment, and possible torture and death

Now, Therefore, Be It Resolved That the Providence City Council go on record urging that:

1. Freedom and permission to emigrate be granted to Alexander Solzhenitsyn and his family.

2. Alexander Solzhenitsyn be treated as a hero and fighter for freedom and justice for the workingman against a tremendous bureaucracy which ignored even the legal protections of the Soviet legal system

And, Be It Further Resolved, That copies of this Resolution be sent to the President of the United States of America, the Ambassador to the United States of America from Russia, the American Ambassador to Russia, Secretary of State Kissinger, and to the Rhode Island Congressional Delegation to make known the concern of the Providence City Council for freedom and justice, and against oppression wherever it may exist.

Read and Passed, on motion of **COUNCILMAN PEARLMAN**, seconded by **COUNCILMAN DARIGAN**.

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

Resolution Congratulating those Members of the Providence Police Academy of Criminal Justice 42nd Recruit School for their Efficient Patrolling in Downtown Providence during the 1973 Christmas Season.

Resolved, That the congratulations of the Members of the City Council are hereby extended to Commissioner of Public Safety, Francis B. Brown, Colonel Walter A. McQueeney, Chief of the Providence Police Department, and to those members of the 42nd Recruit School of the Providence Police Academy of Criminal Justice for their collective roles in causing efficient patrolling in Downtown Providence during the 1973 Christmas Shopping Season; the public, in general, have manifested their appreciation for the consideration granted them during this season.

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

Resolution Requesting the Providence School Committee to Refrain from Employing Personnel who are not Residents of the City of Providence.

Resolved, That the Providence School Committee is requested to refrain from employing personnel who are not residents of the City of Providence.

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

REPORT FROM COMMITTEE

COUNCILMAN LAWRENCE E. BROWN, Chairman

COMMITTEE ON URBAN REDEVELOPMENT, RENEWAL AND PLANNING

Transmits the Following with Recommendation
the Same be Adopted:

An Ordinance Approving the Urban Redevelopment Plan and the Feasibility of Relocation for the Neighborhood Development Program.

on the feasibility of partial or total metropolitanization, so-called, with other communities in the State of Rhode Island with particular emphasis on Public Services.

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

Read and Passed, on motion of COUNCILMAN DARIGAN, seconded by COUNCILMAN BEATINI.

Ayes: Council President Haxton and Councilmen Addison, Beatini, Brown, Cirelli, Cola, Darigan, DeVito, Fagnoli, Johnson, Moran, J. Murphy, W. Murphy, Payne, Pearlman, Storti, and Xavier—17.

Noes: None.

Absent: Councilmen Ahern, Bradshaw, Crowley, Goldin, Kelly, Lorenzo, Lynch, McKiernan, and Pisaturo—9.

Resolution Requesting the Committee on Ordinances to Undertake an In-Depth Study on the Feasibility of Partial or Total Metropolitanization, So-Called, With Other Communities in the State, with Particular Emphasis on Public Services.

Resolved, That the Committee on Ordinances is requested to undertake an In-Depth Study

The Following are Returned with Recommendation the Same be Received:

Report of the Providence Redevelopment Agency Informing the City Council of its Proposal to Sell Certain Land Within the Model Cities NDP Project to Virginia Womack; Henry A. and Helen M. Lariviere, and Francis J. and Mary M. Breslin.

Report of the Providence Redevelopment Agency Informing the City Council that it Proposes to Sell Land Within the East Side Renewal Project to Benefit Street Townhouse Company and Mr. James C. Raleigh.

Severally Laid on the Clerk's Desk until the Next Meeting of the City Council, (that the Clerk may obtain additional information), on motion of COUNCILMAN DARIGAN, seconded by COUNCILMAN BEATINI.

COMMUNICATION AND REPORTS

FROM BUREAU OF LICENSES:

Reports for the Quarter Ended December 29, 1973 and for the Calendar Year Ended December 31, 1973.

Received.

FROM CITY CLERK:

Report of all Monies Received in that Department and Transmitted to and Credited by the City Collector, for the Fiscal Year Quarter June 30, 1973 to September 30, 1973.

Received.

FROM CITY ASSESSOR:

Certificates (62-J, 65-J, 66-J, 67-J, 68-J, 69-J, 70-J, 71-J, 72-J, 73-J, 74-J, 75-J, 76-J, 77-J, 79-J and 80-J) 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.

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

PETITION

COUNCILMAN ADDISON, for Himself and COUNCILMAN KELLY, In Absentia, (By Request):

Petition of Anthony Viola to Abandon as a Public Highway that Portion of Second Street from Highland Avenue, Easterly, to Creston

Way a Distance of Three Hundred Eighty-Nine and 69/100 (389.69') Feet, \pm More or Less.

Referred to Committee on Public Works, on motion of COUNCILMAN DARIGAN, seconded by COUNCILMAN BEATINI.

FROM THE CLERK'S DESK

Petitions for Compensation for Injuries and Damages, viz:

Oscar F. Berndtson

Michael J. Brennan

Fredrick C. Broccoli

Pasquale Ciutti

Cheryl De Cristofaro

Adeline J. DeMoia

Costanzo DePalmo

Jennie Palangio

Thomas Pezza

Henry C. Rose

Mrs. William Sardiello

Travelers Insurance Company as Subrogee of Norman J. Salois

Travelers Indemnity Company as Subrogee of John Marks Yarns, Inc.

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

MATTERS NOT APPEARING ON THE PRINTED DOCKET

On motion of COUNCILMAN DARIGAN, seconded by COUNCILMAN BEATINI, it is voted to suspend Rule 16 of Resolution of the City Council No. 1, approved January 4, 1971, in order to allow the introduction of the following Matters Not Appearing on the Printed Docket:

COMMUNICATION

SEALER OF WEIGHTS AND MEASURES:

In accordance with the provisions of Section 70 of Chapter 832 of the Public Laws of 1940, as amended by Section 10 of Chapter 2723 of the Public Laws of 1951, His Honor, Mayor Joseph A. Doorley, Jr., notifies the City Council, in writing, that he has on January 17, 1974, appointed JOSEPH E. D'ELENA of Providence

as Sealer of Weights and Measures, to the vacancy created by the retirement of John A. Manocchio, and respectfully submits the same for approval.

Communication Read and Appointment Approved, on motion of COUNCILMAN DARIGAN, seconded by COUNCILMEN BEATINI, CIRELLI, and COLA.

ADJOURNMENT

There being no further business, on motion of COUNCILMAN DARIGAN, seconded by COUNCILMAN BEATINI, the City Council Adjourns at 9:20 o'clock P.M. (EDT), in honor of Lawrence P. McGarry, Director of Public Works, who will be honored as "Man of the Year" by the Christian Brothers' Boys Association on February 8, 1974, to meet again on THURSDAY, FEBRUARY 7, 1974, at 8:00 o'clock P.M. (EDT).

Vincent Vecchia

City Clerk