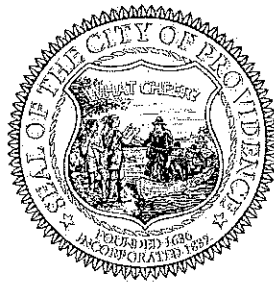


**CITY OF PROVIDENCE
RHODE ISLAND**



**CITY COUNCIL
JOURNAL OF PROCEEDINGS**

No. 25 City Council Regular Council Meeting, Thursday, September 15, 2016, 7:00 o'clock P.M.

PRESIDING

COUNCIL PRESIDENT

LUIS A. APONTE

CALL TO ORDER

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

ABSENT: COUNCILMAN SALVATORE – 1.

**ALSO PRESENT: LORI L. HAGEN, CITY CLERK, TINA L. MASTROIANNI,
FIRST DEPUTY CITY CLERK, SHERI A. PETRONIO, SECOND DEPUTY CITY
CLERK AND JEFFREY DANA, CITY SOLICITOR**

**IN CITY COUNCIL
OCT 06 2016**

APPROVED:
 **CLERK**

ROLL CALL

INVOCATION

The Invocation is given by **COUNCIL PRESIDENT LUIS A. APONTE**.

"Heavenly Father, we ask You to be here with us today to loan us Your grace as we deliberate on the issues that confront our city. We ask You to touch our hearts with compassion, bless our minds with intellect and our spirit with resilience as we move forward doing Your work to ensure that our state is a home for all who seek it. We ask that You be with us as we leave this place and bring us safely home to our loved ones. All this we ask in Your name. Amen."

PLEDGE OF ALLEGIANCE

COUNCILWOMAN CARMEN CASTILLO 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 MINUTES

Journal of Proceedings No. 24 of the Regular Meeting of the City Council held September 1, 2016, are approved as printed, on Motion of **COUNCILMAN PRINCIPE**, Seconded by **COUNCILMAN CORREIA**.

RESULT:	APPROVED (WITH VOTE) [UNANIMOUS]
MOVER:	Councilman Principe
SECONDER:	Councilman Correia
AYES:	Council President Aponte, Councilwoman Castillo, Councilman Correia, Councilwoman Harris, Councilmen Hassett, Igliozi, Jackson, Jennings, Councilwoman Matos, Councilmen Narducci, Principe, Councilwoman Ryan, Councilmen Yurdin and Zurier – 14.
ABSENT:	Councilman Salvatore – 1.

APPOINTMENTS BY HIS HONOR THE MAYOR

Communication from His Honor the Mayor, dated August 25, 2016, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 203 of the Providence Home Rule Charter of 1980, as amended, he is this day appointing Ms. Mercedes "Betty" Bernal of 27 Cumerford Street, Providence, Rhode Island 02909, to the Board of Canvassers for a term to expire on the first Monday in March 2019, and respectfully submits the same for your approval.

Communication from His Honor the Mayor, dated August 30, 2016, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1013 of the Providence Home Rule Charter of 1980, as amended, and Public Law, Chapter 45-50, Sections 1 through 31 passed in 1987, he is this day appointing Jules Opton-Himmel of 73 Harrison Street, Providence, Rhode Island 02909, as an environmental category member of the City Plan Commission for a term to end January 31, 2021, and respectfully submits the same for your approval. (Mr. Opton-Himmell will replace Ms. Tow-Yick who has resigned.)

PRESENTATION OF ORDINANCES

COUNCIL PRESIDENT APONTE, (By Request):

An Ordinance Establishing a Tax Stabilization Agreement for HM Ventures Group 8, LLC located at 225 Weybosset Street.

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

COUNCIL PRESIDENT APONTE Refers the Several Communications and Ordinance to the Committee on Finance.

RESULT:	REFERRED
TO:	Committee on Finance

COUNCILMAN JENNINGS, COUNCIL PRESIDENT APONTE, COUNCILMAN NARDUCCI, (By Request):

An Ordinance in Amendment of Chapter 23 of the Code of Ordinances of the City of Providence, adding Section 37, "Prohibition Against Distribution to Occupants of Vehicles."

COUNCILMAN PRINCIPE Moves to Refer the Ordinance to the Committee on Ordinances, Seconded by COUNCILMAN CORREIA.

RESULT:	REFERRED
TO:	Committee on Ordinances

PRESENTATION OF RESOLUTION

COUNCILMAN ZURIER

Resolution Concerning Bus Transportation for Providence High School Students.

COUNCIL PRESIDENT APONTE Refers the Resolution to the Special Committee on Education.

RESULT:	REFERRED
TO:	Special Committee on Education

REPORT(S) FROM COMMITTEE

COMMITTEE ON PUBLIC WORKS COUNCILMAN MICHAEL J. CORREIA, Chairman

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

COUNCILMAN CORREIA

Resolution Requesting the Traffic Engineer to cause the installation of a "Four-Way Stop" Sign on Carleton Street at Fairview Street due to the increase in motor vehicle accidents.

RESOLVED, That the Traffic Engineer is requested to cause the installation of a "Four-Way Stop" Sign on Carleton Street at Fairview Street due to the increase in motor vehicle accidents.

COUNCILWOMAN RYAN, (By Request):

Resolution Requesting the Traffic Engineer to study traffic patterns on Farm Street for the installation of "Stop" Signs where appropriate to control traffic.

RESOLVED, That the Traffic Engineer is requested to study traffic patterns on Farm Street for the installation of "Stop" Signs where appropriate to control traffic.

COUNCILWOMAN RYAN

Resolution Requesting the Traffic Engineer to conduct a traffic study to determine the feasibility of making Bolton Avenue and Glover Street a "Two-Way" Street.

RESOLVED, That the Traffic Engineer is requested to conduct a traffic study to determine the feasibility of making Bolton Avenue and Glover Street a "Two-Way" Street.

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

Resolution Requesting the Traffic Engineer to cause the installation of Radar Speed Signs in every school zone.

WHEREAS, Radar speed signs are traffic calming devices that slow drivers down by alerting them of their current speed and warning them when they are over the speed limit; and

WHEREAS, Multiple studies have shown that radar speed signs are effective at reducing vehicle speeds, making roads safer and calmer; and

WHEREAS, Ensuring that school zones are safe areas for children and pedestrians is vital to the City's traffic calming efforts; and

WHEREAS, As the elected representatives of the people of Providence, the Providence City Council has a moral obligation to make the streets and intersections around our schools as safe and calm as possible.

NOW, THEREFORE, BE IT RESOLVED, That the City Council of the City of Providence does hereby request that the City of Providence cause the installation of radar speed signs in each school zone by the beginning of the 2016-2017 school year.

BE IT FURTHER RESOLVED, That, upon passage, copies of this resolution be sent the Superintendent of Schools, the Traffic Engineer, and the Director of the Department of Public Works.

COUNCILMAN CORREIA

Resolution Requesting the Traffic Engineer to cause the installation of "Slow Children" Signs on Fairfield Street.

RESOLVED, That the Traffic Engineer is requested to cause the installation of "Slow Children" Signs on Fairfield Street.

Resolution Requesting the Traffic Engineer to cause the installation of a "Stop Sign" located in front of 45 Riverdale Street.

RESOLVED, That the Traffic Engineer is requested to cause the installation of a "Stop Sign" located in front of 45 Riverdale Street.

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

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

The Motion for Passage is Sustained.

FROM THE CLERK'S DESK

Petitions for Compensation for Injures and Damages, viz:

Alex Casinader
(Robert J. Levine, Esquire)
Sarah Burak
Rosa Richardson
(Frank L. Orabona, Jr., Esquire)
Amaury R. Molina
(Frank L. Orabona, Jr., Esquire)
Paul D'Amico
(Thomas E. Sparks, Esquire)
Judith Glynn
Manasse Niyonkuru
(David A. Ursillo, Esquire)
Yiry Pereyra
(George A. Pliakas, Esquire)
NEHDS Logistics, Inc.

Hasbro, Inc.
(Mark A. Pogue, Esquire)
Portia Richardson and Ronald Richardson
p.p.a. Ronald Richardson
(John S. Coughlin, Esquire)
Izenia Alvarado
Mary J. Lyons
Dale Rankin
(John S. Coughlin, Esquire)
Francis T. Brothers
Steven Badessa
Diane M. LaPlante
Genaro X. Ruiz
(Richard A. Sinapi, Esquire)
Denise LaCap

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

RESULT:	REFERRED
TO:	Committee on Claims and Pending Suits

COMMUNICATIONS AND REPORTS

Communication from Jeffrey B. Pine, Esquire, Lynch & Pine, Attorneys at Law, dated September 9, 2016, submitting his review, report and recommendations relative to the City of Providence's Board of Licenses.

COUNCIL PRESIDENT APONTE Receives the foregoing Communication.

RESULT:	RECEIVED
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**PRESENTATION OF RESOLUTIONS
"IN CONGRATULATIONS"**

COUNCIL PRESIDENT APONTE AND MEMBERS OF THE CITY COUNCIL

Resolution Extending Congratulations.

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

Providence Fire Department, Engine 12, in recognition of their heroic efforts on August 17, 2016 responding to a report of a child not breathing at a home on Crandall Street, immediately beginning life-saving measures and ultimately saving the life of a seven month old baby girl.

Lieutenant Thomas Geremia, Providence Fire Department, Engine Company 12, in recognition of his heroic efforts on August 17, 2016 responding to a report of a child not breathing at a home on Crandall Street, immediately beginning life-saving measures and ultimately saving the life of a seven month old baby girl.

Firefighter Corey Chouinard, Providence Fire Department, Engine Company 12, in recognition of his heroic efforts on August 17, 2016 responding to a report of a child not breathing at a home on Crandall Street, immediately beginning life-saving measures and ultimately saving the life of a seven month old baby girl.

Firefighter Sonny Gloria, Providence Fire Department, Engine Company 12, in recognition of his heroic efforts on August 17, 2016 responding to a report of a child not breathing at a home on Crandall Street, immediately beginning life-saving measures and ultimately saving the life of a seven month old baby girl.

Firefighter John Wheeler, Providence Fire Department, Engine Company 12, in recognition of his heroic efforts on August 17, 2016 responding to a report of a child not breathing at a home on Crandall Street, immediately beginning life-saving measures and ultimately saving the life of a seven month old baby girl.

Rescue Captain David Palumbo, Providence Fire Department, Rescue Company 5, in recognition of his heroic efforts on August 17, 2016 responding to a report of a child not breathing at a home on Crandall Street, immediately beginning life-saving measures and ultimately saving the life of a seven month old baby girl.

Rescue Tech John Tierney, Providence Fire Department, Rescue Company 5, in recognition of his heroic efforts on August 17, 2016 responding to a report of a child not breathing at a home on Crandall Street, immediately beginning life-saving measures and ultimately saving the life of a seven month old baby girl.

Rescue Tech Edward Silvestre, Providence Fire Department, Rescue Company 4, in recognition of his heroic efforts on August 17, 2016 responding to a report of a child not breathing at a home on Crandall Street, immediately beginning life-saving measures and ultimately saving the life of a seven month old baby girl.

Rescue Tech Brian Mello, Providence Fire Department, Rescue Company 4, in recognition of his heroic efforts on August 17, 2016 responding to a report of a child not breathing at a home on Crandall Street, immediately beginning life-saving measures and ultimately saving the life of a seven month old baby girl.

Jennifer Wallitsch, in recognition of her valuable contributions to the City Council Office as a summer intern, and with great appreciation for her dedicated public service.

Melisa M. Vega, in recognition of her valuable contributions to the City Council Office as a summer intern, and with great appreciation for her dedicated public service.

Louisa A. D'Ovidio, in recognition of her valuable contributions to the City Council Office as a summer intern, and with great appreciation for her dedicated public service.

Kyle D. Delgado, in recognition of his valuable contributions to the City Council Office as a summer intern, and with great appreciation for his dedicated public service.

Catarina M. Goncalves, in recognition of her valuable contributions to the City Council Office as a summer intern, and with great appreciation for her dedicated public service.

Jessica L. King, in recognition of her valuable contributions to the City Council Office as a summer intern, and with great appreciation for her dedicated public service.

Stephen Lapatin, in recognition of his valuable contributions to the City Council Office as a summer intern, and with great appreciation for his dedicated public service.

Adrianna M. Lovegrove, in recognition of her valuable contributions to the City Council Office as a summer intern, and with great appreciation for her dedicated public service.

Erlin R. Rogel, in recognition of his valuable contributions to the City Council Office as a summer intern, and with great appreciation for his dedicated public service.

John D. Tait, in recognition of his valuable contributions to the City Council Office as a summer intern, and with great appreciation for his dedicated public service.

Olneyville New York System, in recognition of the celebration of the 70th Anniversary of a restaurant known for serving “R.I.’s Best Hot Wieners”.

Christine Paige, Bliss Salon, in recognition of the celebration of her ribbon cutting and grand opening ceremony at 239 Atwells Avenue on Historic Federal Hill.

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

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

The Motion for Passage is Sustained.

PERSONAL EXPRESSION

COUNCILMAN YURDIN Requests the privilege of the floor to speak on a Point of Personal Expression and states:

“I want to discuss a previous item on the docket, the report that was received from Former Attorney General Jeff Pine. This is a time a little bit to quote Yogi Berra with a quote in saying, you know, “here we are déjà vu all over again”. In 2012, the council held a series of hearings to deal with the nightclub issue and part of that review included looking at the Board of Licenses, looking at policies, procedures and record keeping. Fast forward to 2013, the council passed another resolution along the same lines seeking to get all sorts of improvements in the record keeping systems and the like. Back in 2012, we called for the adoption of written policies and procedures, establishing appropriate guidelines, strengthening policies and procedures for hearings, developing a searchable computer database and synchronizing that database. That hasn’t happened. We move forward to 2015, and I know that there were some meetings held by the committee on Municipal Oversight, and we heard some testimony from the administration and the Board of Licenses that at least some of these steps would be taken. Now, we fast forward to this report and some of the comments in the report are scathing, “there is no way the public can have confidence in the current structure”, that’s referring to the Board of Licenses, “board members are not properly prepared on issues under professional appearance and the substance is a lack of consistency informing the penalties”, that’s another quote from a report, “record keeping not up-to-date”, another quote from the report, “failure of compliance with Open Meetings”. The report also called for an independent audit of the board. This is a frustrating and concerning situation and it’s been going on for a number of years. We’ve managed to make some improvements in some of the actual city ordinances that relate to nightclubs and some of the policies and procedures and those have been good steps. And there are people in the audience today who were involved in that process and it was very helpful to have the public there. Many of the problems now relate to the executive function, that is that it is challenging for us as a council to legislate that. That relates to the training of board members, that relates to the qualifications of those board members, that relates to the supervision of the City Solicitor’s Office. So, those are things that I hope moving forward we will see progress on with the administration because we didn’t keep pushing to try to change the rules, but in the end those are items that are actually implemented by individuals and if we don’t have the training and the confidence and the commitment then we’re not going to get the results that we need. This is a serious priority to keep the safe enjoyment of our neighborhoods, entertainment, cultural events and we’ve had too many incidences that impair those things. So, I look forward to working with the administration, I think the council does to make sure that the Board of Licenses is strong and properly functioning. Thank you.”

**PRESENTATION OF RESOLUTIONS
"IN MEMORIAM"**

COUNCIL PRESIDENT APONTE AND MEMBERS OF THE CITY COUNCIL

Resolution Extending Sympathy.

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

Jane Benz

Carleton C. Cappuccino, DMD

**Severally Read and Collectively Passed, by a Unanimous Rising Vote, on Motion of
COUNCILMAN PRINCIPE, Seconded by COUNCILMAN CORREIA.**

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

The Motion for Passage is Sustained.

**MATTERS NOT APPEARING
ON THE PRINTED DOCKET**

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

PRESENTATION OF RESOLUTION

COUNCILWOMAN RYAN, COUNCILWOMAN CASTILLO, COUNCILMAN CORREIA, COUNCILWOMAN HARRIS, COUNCILMEN IGLIOZZI, JACKSON, COUNCILWOMAN MATOS, COUNCILMEN PRINCIPE AND YURDIN

Resolution Requesting the Mayor to fully implement the recommendations made in the report from Jeffrey B. Pine, relative to the Board of Licenses.

COUNCIL PRESIDENT APONTE Refers the Resolution to the Special Committee on Municipal Operations and Oversight.

RESULT:	REFERRED
TO:	Special Committee on Municipal Operations and Oversight

COMMUNICATIONS AND REPORTS

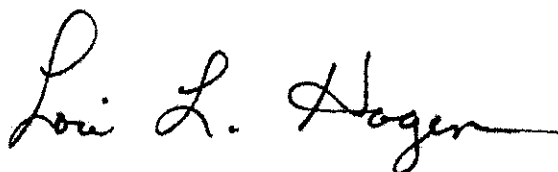
Communication from Mayor Jorge O. Elorza to Lori L. Hagen, City Clerk, dated September 15, 2016, submitting the Tentative Agreement on contract amendments which cover FY 2017 through FY 2022, between I.A.F.F. Local 799 and the City of Providence.

COUNCIL PRESIDENT APONTE Refers the Communication to the Committee on Finance.

RESULT:	REFERRED
TO:	Committee on Finance

CONVENTION

There being no further business, on Motion of **COUNCILMAN PRINCIPE**, Seconded by **COUNCILMAN CORREIA**, it is voted to adjourn at 7:36 o'clock P.M., to meet again **THURSDAY, OCTOBER 6, 2016 at 7:00 o'clock P.M.**

A handwritten signature in black ink, reading "Lori L. Hagen". The signature is fluid and cursive, with the first name "Lori" and last name "Hagen" clearly legible, and the middle initial "L." in between.

LORI L. HAGEN
CITY CLERK