

- 440 -

CITY OF PROVIDENCE
RHODE ISLAND



CITY COUNCIL

JOURNAL OF PROCEEDINGS

No. 102 City Council Regular Meeting, Thursday, June 2, 1994, 7:30 o'clock P.M. (E.D.T.)

PRESIDING

COUNCIL PRESIDENT

JAMES A. PETROSINELLI

IN CITY COUNCIL

JULY 7 1994

APPROVED:

Michael L. Clement CLERK

ROLL CALL

Present: Council President Petrosinelli, Councilmen Clarkin, DeLuca, Dillon, Councilwoman Fagnoli, Councilmen Fenton, Glavin, Igliozzi, Lombardi, Mancini, Councilwoman Nolan, Councilman Rollins, and Councilwomen Williams and Young—14.

Absent: Councilwoman DiRuzzo—1.

INVOCATION

The Invocation is given by COUNCILWOMAN RITA M. WILLIAMS.

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

COUNCILWOMAN RITA M. WILLIAMS leads the members of the City Council and the Assemblage in the Pledge of Allegiance to the Flag of the United States of America.

SCHEDULE OF BILLS

FROM THE CITY CONTROLLER:

Street Lighting Bill from Narragansett Electric Company for April, 1994 in the Amount of One Hundred Twenty-Five Thousand, One Hundred Fifty-Four Dollars, Thirty-Four Cents (\$125,154.34).

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

Ayes: Council President Petrosinelli, Councilmen DeLuca, Dillon, Councilwoman

Fagnoli, Councilmen Fenton, Glavin, Iglizzi, Lombardi, Mancini and Councilwoman Williams—10.

Noes: None.

Absent: Councilman Clarkin, Councilwomen DiRuzzo, Nolan, Councilman Rollins and Councilwoman Young—5.

The motion for Approval, is Sustained.

ORDINANCES SECOND READING

The following Ordinances were in City Council May 19, 1994, Read and Passed the First Time, and are Severally Returned for Passage the Second Time:

An Ordinance Repealing Section 2-256 of the Code of Ordinances of the City of Providence.

Be It Ordained by the City of Providence:

Section 1. Section 2-256 of the Code of Ordinances of the City of Providence is hereby repealed in its entirety.

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

An Ordinance Adopting Providence 2000: The Comprehensive Plan at the City's Comprehensive Plan to direct the Development of the City.

Be it ordained by the City of Providence:

Whereas, The Providence City Charter directs that a Comprehensive Plan for the City be prepared and adopted.

Whereas, The Rhode Island Comprehensive Planning and Land Use Act mandates that every community shall prepare a comprehensive plan every five (5) years that provides a basis for rational decision making regarding the long term physical development of the municipality.

Whereas, The Providence City Plan Commission, pursuant to Article X, Section 1013 (A) of the Providence Home Rule Charter, has prepared *Providence 2000: The Comprehensive Plan* which contains goals and policies relating to land use, housing, economic development, natural and cultural resources, community services and

facilities, open space and recreation, traffic and circulation, and an implementation program.

Whereas, The Providence City Plan Commission approved on December 3, 1992 *Providence 2000: The Comprehensive Plan* after a public hearing as the city's comprehensive plan, the official planning document for the city and authorized the Director of the Department of planning and Development to submit said plan to the City Council for its review and approval.

It Is Ordained by the City of Providence That:

1. *Providence 2000: The Comprehensive Plan* has been prepared in accordance with the provisions of the Providence Home Rule Charter and the Rhode Island Comprehensive Planning and Land Use Regulation Act.

2. *Providence 2000: The Comprehensive Plan*, a document consisting of text, figures, charts, tables, appendix and maps, is hereby approved, adopted and designated as the Official Comprehensive Plan for the city and all city officials, departments, boards, commissions, authorities and agencies are hereby directed to carry out this plan.

3. In enacting this Ordinance and in adopting *Providence 2000: The Comprehensive Plan*, the City Council intends to establish general citywide policies for the development and renewal of the city and its neighborhoods in conformance with this plan.

In order to implement *Providence 2000: The Comprehensive Plan*, the city council pledges its cooperation in helping to carry out said plan and

all city officials, departments, boards, commissions, authorities and agencies of the City of Providence are directed to exercise their functions and powers in a manner consistent with said plan.

An Ordinance Adopting Downcity Providence: Master Plan and Implementation Plan as Plans #1A and #1B the Area Plan Series of Providence 2000: The Comprehensive Plan to direct the development of Downtown.

Be it ordained by the City of Providence:

Whereas, The Providence City Charter directs that a Comprehensive Plan for the City be prepared and adopted; and the Rhode Island Comprehensive Planning and Land Use Act mandates that every community shall prepare a comprehensive plan every five (5) years that provides a basis for rational decision making regarding the long-term physical development of the municipality.

Whereas, The Providence City Plan Commission, approved *Providence 2000: The Comprehensive Plan* which recommends that a series of citywide issue-specific plans and area-specific plans be created to implement the goals and policies of the comprehensive plan.

Whereas, The Downcity Task Force and the Department of Planning and Development prepared *Downcity Providence: Master Plan and Implementation Plan*, which contains goals, policies and an implementation plan for the revitalization of the old retail core of downtown Providence.

Whereas, The Providence City Plan Commission approved *Downcity Providence: Master Plan and Implementation Plan*, on January 19, 1994 after a public hearing, and authorized the Director of the Department of Planning and Development to submit said plan to the City Council for its review and approval.

It is Ordained by the City of Providence that:

1. *Downcity Providence: Master Plan and Implementation Plan* has been prepared in accordance with the provisions of the Providence Home Rule Charter and the Rhode Island Comprehensive Planning and Land Use Regulation Act.

2. *Downcity Providence: Master Plan and Implementation Plan*, a document consisting of text, illustrations, tables, appendix and maps, is hereby approved, adopted and designated as Plan 1A and B of the Area Plan Series of the *Providence 2000: The Comprehensive Plan* and all city officials, departments, boards, commissions, authorities and agencies are hereby directed to carry out this plan.

3. In enacting this Ordinance and in adopting *Downcity Providence: Master Plan and Implementation Plan*, the City Council intends to establish general policies and specific recommendations for the development and renewal of the old retail core of downtown in conformance with this plan.

4. In order to implement *Downcity Providence: Master Plan and Implementation Plan*, the City Council pledges its cooperation in helping to carry out said plan and all city officials, departments, boards, commissions, authorities and agencies of the City of Providence are directed to exercise their functions and powers in a manner consistent with said plan.

An Ordinance Adopting a Plan for the Preservation as Plan #2 of the Comprehensive Plan Series of Providence 2000: The Comprehensive Plan to direct the Preservation of Historic Resources in Providence.

Be it ordained by the City of Providence:

Whereas, The Providence City Charter directs

that a Comprehensive Plan for the City be prepared and adopted; and the Rhode Island Comprehensive Planning and Land Use Act mandates that every community shall prepare a comprehensive plan every five (5) years that provides a basis for rational decision making regarding the long-term physical development of the municipality.

Whereas, The Providence City Plan Commission, adopted *Providence 2000: The Comprehensive Plan* which recommends that a series of citywide issue-specific plans and area-specific plans be created to implement the goals and policies of the comprehensive plan.

Whereas, The Department of Planning and Development prepared *A Plan for Preservation*, which contains goals, policies and an implementation plan for the preservation of historic resources throughout Providence.

Whereas, The Providence City Plan Commission approved *A Plan for Preservation* on January 19, 1994 after a public hearing, and authorized the Director of the Department of Planning and Development to submit said plan to the City Council for its review and approval.

It Is Ordained by the City of Providence that:

1. *A Plan for Preservation* has been prepared in accordance with the provisions of the Providence Home Rule Charter and the Rhode Island Comprehensive Planning and Land Use Regulation Act.

2. *A Plan for Preservation*, a document consisting of text, figures, charts, tables, appendix and maps, is hereby approved, adopted and designated as Plan 2 of the Comprehensive Plan Series of *Providence 2000: The Comprehensive Plan* and all city officials, departments, boards, commissions, authorities and agencies are hereby directed to carry out this plan.

3. In enacting this Ordinance and in adopting *A Plan for Preservation*, the City Council intends

to establish general policies and specific recommendations for the preservation of historic resources throughout Providence in conformance with this plan.

4. In order to implement *A Plan for Preservation*, the City Council pledges its cooperation in helping to carry out said plan and all city officials, departments, boards, commissions, authorities and agencies of the City of Providence are directed to exercise their functions and powers in a manner consistent with said plan.

An Ordinance Adopting the I-195 Old Harbor Plan as Plan #2 of the Area Plan Series of Providence 2000: The Comprehensive Plan to Direct the Development of the Old Harbor Area after the Relocation of Interstate 195.

Be it ordained by the City of Providence:

Whereas, The Providence City Charter directs that a Comprehensive Plan for the City be prepared and adopted; and the Rhode Island Comprehensive Planning and Land Use Act mandates that every community shall prepare a comprehensive plan every five (5) years that provides a basis for rational decision making regarding the long-term physical development of the municipality.

Whereas, The Providence City Plan Commission, adopted *Providence 2000: The Comprehensive Plan* which recommends that a series of citywide issue-specific plans and area-specific plans be created to implement the goals and policies of the comprehensive plan.

Whereas, The City of Providence and others sponsored the preparation of the *I-195 Old Harbor Plan*, which contains goals, policies and an implementation plan for the development of land in the Old Harbor area which will become available after the relocation of Interstate 195.

Brown Street — from Benevolent Street to George Street.

Charlesfield Street — from 37 Charlesfield Street (construction gate) to Thayer Street.

George Street — from 114 George Street to Thayer Street.

Thayer Street — from 117 Thayer Street to Charlesfield Street.

Elmgrove Avenue — from the Jewish Community Center to the end of Marvel Gym (east side only).

Traffic Control is requested at the following intersections from 5 P.M. to 2 A.M. with the two exceptions noted on Friday:

George Street at Brown Street

George Street at Thayer Street

Charlesfield Street at Brown Street

George Street at Magee Street (7:30 P.M. to 1:00 A.M.)

Waterman Street at Brown Street (7:30 P.M. to 2:00 A.M.)

Brown Street at Benevolent Street

And from 5 P.M. to 1 A.M. on Saturday Night:

George Street at Brown Street

George Street at Thayer Street

Charlesfield Street at Brown Street

Brown Street at Benevolent Street

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along various streets in the immediate vicinity of Brown University beginning Friday, May 27th through Monday, May 30th, 1994 for scheduled major activities.

Resolved, That the Traffic Engineer is requested to prohibit motor vehicle traffic along various streets in the immediate vicinity of Brown University beginning Friday, May 27th through Monday, May 30th, 1994. The schedule for major activities is as follows:

Friday, May 27 — Campus Dance, College Green, 9 P.M. to 1:30 A.M.

Saturday, May 28 — Alumni Field Day, Aldrich Dexter Field, 12:00 Noon to 4:00 P.M.

Saturday, May 28 — Pops Concert, College Green 9 P.M. to 12:00 P.M.

Sunday, May 29 — Baccalaureate Service, First Baptist Church, 1:30 P.M. to 3:30 P.M.

Monday, May 30 — Commencement Exercises, 8:30 A.M. to 1:30 P.M.

COUNCILMAN CLARKIN:

Resolution Requesting the State of Rhode Island to cause the installation of a Traffic Signal Light on Gano Street at the Off Ramp from 195 West.

Resolved, That the State of Rhode Island is requested to cause the installation of a Traffic Signal Light on Gano Street at the Off Ramp from 195 West.

COUNCILMAN DeLUCA (By Request):

Resolution Requesting the Director of Public Works to replace the sidewalk in front of 54 Fairmount Avenue.

Resolved, That the Director of Public Works is requested to replace the sidewalk in front of 54 Fairmount Avenue.

Resolution Requesting the Chief Electrical Inspector to cause the installation of a Pole and Street Light in front of 162 Rushmore Avenue.

Resolved, That the Chief Electrical Inspector is requested to cause the installation of a Pole and Street Light in front of 162 Rushmore Avenue, due to the many robberies at said location.

Resolution Requesting the Traffic Engineer to replace the bulb on Pole No. 24, located on Carleton Street.

Resolved, That the Traffic Engineer is requested to replace the bulb on Pole No. 24, located on Carleton Street.

COUNCILMAN FENTON (By Request):

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Dexterdaledale Road, from Summit Avenue to Camp Street, on Sunday, May 29, 1994 between the hours of 3:00 o'clock P.M. to 8:00 o'clock P.M., to accommodate a Neighborhood Block Party.

Resolved, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Dexterdaledale Road, from Summit Avenue to Camp Street, on Sunday, May 29, 1994 between the hours of 3:00 o'clock P.M. to 8:00 o'clock P.M., to accommodate a Neighborhood Block Party.

Resolution Requesting the Superintendent of Parks to replace the trees knocked down by a snow plow in front of 1288 Chalkstone Avenue and on the side of 24 Mount Pleasant Avenue.

Resolved, That the Superintendent of Parks is requested to replace the trees knocked down by a snow plow in front of 1288 Chalkstone Avenue and on the side of 24 Mount Pleasant Avenue.

COUNCILMAN FENTON:

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Belair Avenue, from Phillips Street to Larch Street, on Saturday, May 28, 1994 between the hours of 12:00 o'clock Noon to 12:00 o'clock Midnight, to accommodate a Neighborhood Block Party.

Resolved, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Belair Avenue, from Phillips Street to Larch Street, on Saturday, May 28, 1994 between the hours of 12:00 o'clock Noon to 12:00 o'clock Midnight, to accommodate a Neighborhood Block Party.

COUNCILMAN DeLUCA:

Resolution Requesting the NYNEX Company to remove the old Telephone Pole located in front of Spicuzza's Market, 1294 Chalkstone Avenue.

Resolved, That the NYNEX Company is requested to remove the old Telephone Pole located in front of Spicuzza's Market, 1294 Chalkstone Avenue.

Severally Read and Collectively Passed,

on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN LOMBARDI.

The motion for Passage, is Sustained.

COUNCILMAN GLAVIN (By Request):

Resolution Authorizing the duly elected Mayor of the City of Providence to submit an application to the U.S. Department of Housing and Urban Development for a Section 108 Guaranteed Loan in the amount not to exceed Twenty Million Dollars (\$20,000,000.00) to refinance and restructure the existing debt of the Providence Marriott Hotel.

Referred Jointly to the Committee on Urban Redevelopment, Renewal and Planning and Committee on Finance, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN LOMBARDI.

The motion to Refer, is Sustained.

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along a portion of Elbow Street, between Chestnut Street and Ship Street, from 6:00 o'clock P.M. on Fridays and re-open said street at 8:00 o'clock A.M. Mondays to accommodate the Last Call Saloon's Weekend Block Party during the months of June, July and August.

Resolved, That the Traffic Engineer is requested to prohibit motor vehicle traffic along a portion of Elbow Street, between Chestnut Street and Ship Street, from 6:00 o'clock P.M. on Fridays and re-open said street at 8:00 o'clock A.M. Mondays to accommodate the Last Call Saloon's Weekend Block Party during the months of June, July and August.

COUNCILMAN GLAVIN:

Resolution Requesting the Traffic Engineer to cause the existing "No Parking Anytime" Signs located along the northerly portion of Jewett Street, from Calverly Street to Orms Street which are no longer readable, to be replaced.

Resolved, That the Traffic Engineer is requested to cause the existing "No Parking Anytime" Signs located along the northerly portion of Jewett Street, from Calverly Street to Orms Street which are no longer readable, to be replaced.

Resolution Requesting the Traffic Engineer to cause the existing "No Parking Anytime" Signs located along the easterly portion of Osborn Street which are no longer readable, to be replaced.

Resolved, That the Traffic Engineer is requested to cause the existing "No Parking Anytime" Signs located along the easterly portion of Osborn Street which are no longer readable, to be replaced.

Resolution Requesting the Director of Public Works to cause the Catch Basin located at the corner of Bergen Street and Regent Avenue, to be Cleaned and Repaired.

Resolved, That the Director of Public Works is requested to cause the Catch Basin located at the corner of Bergen Street and Regent Avenue, to be Cleaned and Repaired.

COUNCILMAN MANCINI (By Request):

Resolution Requesting the Chief Electrical Inspector to cause the installation of a Street

Light at the corner of Sunbury Street and Durham Street.

Resolved, That the Chief Electrical Inspector is requested to cause the installation of a Street Light at the corner of Sunbury Street and Durham Street.

Resolution Requesting the Traffic Engineer to cause the installation of "No Parking" Signs on the westerly side of Gordon Avenue, from Potters Avenue to Oxford Street.

Resolved, That the Traffic Engineer is requested to cause the installation of "No Parking" Signs on the westerly side of Gordon Avenue, from Potters Avenue to Oxford Street.

COUNCILMAN ROLLINS (By Request):

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Gallup Street, from Prairie Avenue to Burnside Street, on Thursday, June 9, 1994, between the Hours of 4:00 o'clock P.M. to 6:30 o'clock P.M. for a S.W.A.P. Block Party.

Resolved, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Gallup Street, from Prairie Avenue to Burnside Street, on Thursday, June 9, 1994, between the Hours of 4:00 o'clock P.M. to 6:30 o'clock P.M. for a S.W.A.P. Block Party.

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 establish Gordon Avenue as a One-Way Street, between Potters Avenue to Oxford Street, going from a northerly to southerly direction.

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

The motion to Refer, is Sustained.

COUNCILMAN ROLLINS:

Resolution Requesting the Forestry Division of the Parks Department to remove the Tree Stumps at various locations within the Tenth Ward.

Resolved, That the Forestry Division of the Parks Department is requested to remove the Tree Stumps at various locations within the Tenth Ward as follows:

83 Burnside Street

93 Burnside Street

104 Indiana Avenue

91 Indiana Avenue

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

The motion for Passage, is Sustained.

COUNCILWOMAN WILLIAMS (By Request):

Resolution Requesting that given the desperate financial situation that the City faces, that the Mayor reimburse the City for the lunches, dinners and other non-essential items which

came out of City funds as reported in the Providence Journal on January 23, 1994.

Referred to Committee on Finance, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN LOMBARDI.

The motion to Refer, is Sustained.

COUNCILWOMAN WILLIAMS:

Resolution Extending the sincere best wishes of the Members of the City Council to Jeffrey

Berman for a complete and speedy recovery from his recent surgery.

Resolved, That the Members of the City Council hereby extend their sincere best wishes to Jeffrey Berman for a complete and speedy recovery from his recent surgery.

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

The motion for Passage, is Sustained.

PERSONAL PRIVILEGE

COUNCILMAN CLARKIN requests the Privilege of the Floor to speak on a point of personal privilege and states:

"Josh, I see in this morning's paper that you are not running for re-election, just in case you don't know it Josh, a lot of people don't like you. You are not the most favorite person with a lot of City Workers. You have opposed a lot of special interests and those that are on the receiving end of those special interests, they don't like you.

"You have tried to cut waste out of the Budget. Those that are on the Gravy Train they don't like you. You have tried to rid labor contracts of costly

practices. Those that receive the extra benefits, they don't like you. Josh, there are so many people who don't like you that you should be proud. Proud that you have done a great job. Proud that you never flinched from what you saw was right. It's easy to be liked Josh, just go along, don't make waves. You have made waves, have not gone along.

"Josh, I think you have done a great job on this Council and I'm proud to have served with you and I ask you not to completely leave the political field. Good Luck in your future."

REPORTS FROM COMMITTEES

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 (Nos. 22X and 23X) 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 Approved for Cancellation, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN LOMBARDI, by the following Roll Call Vote:

Ayes: Council President Petrosinelli, Councilmen DeLuca, Dillon, Fenton, Glavin,

Igliozi, Lombardi, Mancini, Councilwoman Nolan, Councilman Rollins, Councilwomen Williams and Young—12.

Noes: None.

Absent: Councilman Clarkin, Councilwomen DiRuzzo and Fagnoli—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 Chapter 564 of the Ordinances of the City of Providence, entitled: "The City of Providence Zoning Ordinance" approved October 24, 1991, by amending the Providence Zoning Ordinance and the Official Zoning Map to conform with the Rhode Island General Laws Sections 45-24-27 through 72, as amended, also known as the "Rhode Island Zoning Enabling Act of 1991" and Providence 2000: The Comprehensive Plan, as Amended.

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

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

Noes: None.

The motion for Passage the First Time, as Amended, is Sustained.

Absent: Councilwomen DiRuzzo and Fargnoli—2.

**COUNCILMAN THOMAS M. GLAVIN, Chairman
COMMITTEE ON LEGISLATIVE MATTERS**

Transmits the following with Recommendation the same be Severally Approved:

Resolution that the City Council endorses and urges passage by the General Assembly of House Bill (94-H 7753) "An Act relating to the City of Providence — Property Tax Exemption".

urges passage by the General Assembly of Senate Bill (94-S 3039 as amended) "An Act relating to Community Residences."

Layed on the Clerk's Desk, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN LOMBARDI.

Resolved, That the City Council endorses and urges passage by the General Assembly of Senate Bill (94-S 3039 as amended) relating to Community Residences.

COUNCILMAN FENTON desires to be recorded as "Not Voting".

The motion to Lay on the Clerk's Desk is Sustained.

Resolution that the City Council endorses and urges passage by the General Assembly of a Bill relating to Property Exempt from Taxation (94-S 2655) Corporations (94-H 8931) Corporations.

Resolution that the City Council endorses and urges passage by the General Assembly of Senate Bill (94-S 2655) "An Act relating to Property Taxation."

Resolved, That the City Council endorses and urges passage by the General Assembly of a Bill relating to Property Exempt from Taxation (94-S 2655) Corporations (94-H 8931) Corporations.

Resolved, That the City Council endorses and urges passage by the General Assembly of Senate Bill (94-S 2655) relating to Property Taxation.

Resolution that the City Council endorses and urges passage by the General Assembly of Senate Bill (94-S 3015) relating to Fees for Odometer Inspections.

Resolution that the City Council endorses and

Resolved, That the City Council endorses and urges passage by the General Assembly of Senate Bill (94-S 3015) relating to Fees for Odometer Inspections.

Resolution that the City Council endorses and urges passage by the General Assembly of a Bill relating to the Establishment of 911 Service (94-H 8934).

Resolved, That the City Council endorses and urges passage by the General Assembly of a Bill relating to the Establishment of 911 Service (94-H 8934).

Resolution that the City Council endorses and urges passage by the General Assembly of Senate Bill (94-S 2755) and House Bill (94-H 9180) relating to Criminal Procedure — Witness Fees.

Resolved, That the City Council endorses and urges passage by the General Assembly of Senate Bill (94-S 2755) and House Bill (94-H 9180) relating to Criminal Procedure — Witness Fees.

Resolution that the City Council endorses and urges passage by the General Assembly of Senate Bill (94-S 3014) relating to Accident Reports.

Resolved, That the City Council endorses and urges passage by the General Assembly of Senate Bill (94-S 3014) relating to Accident Reports.

Resolution that the City Council endorses and urges passage by the General Assembly of House Bill (94-H 8926) relating to Levy and Assessment of Services charged in the City of Providence.

Resolved, That the City Council endorses and urges passage by the General Assembly of House Bill (94-H 8926) relating to Levy and Assessment of Services charged in the City of Providence.

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

COUNCILMAN FENTON desires to be recorded as "Not Voting" on the foregoing Resolutions.

COUNCILMAN DeLUCA, COUNCILMAN ROLLINS, COUNCILWOMAN YOUNG and COUNCILWOMAN NOLAN desire to be recorded as voting "No" relative to "Resolution that the City Council endorses and urges passage by the General Assembly of Senate Bill (94-S 2855) "An Act relating to Property Taxation".

COUNCILMAN DILLON desires to be recorded as "Not Voting" relative to "Resolution that the City Council endorses and urges passage by the General Assembly of a Bill relating to Property Exempt from Taxation (94-S 2755) Corporations (94-H 8931) Corporations" and "Resolution that the City Council endorses and urges passage by the General Assembly of House Bill (94-H 8926) relating to Levy and Assessment of Services charged in the City of Providence."

The motion for Passage is thereupon Sustained.

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

Transmits the following with Recommendation the same be Approved:

Resolution Requesting that the Members of the City Council hereby disapprove the negotiations regarding the sale of the Port of Providence by unauthorized City Officials.

Resolved, That the Members of the City Council hereby disapprove the negotiations regarding the sale of the Port of Providence by unauthorized City Officials.

Read and Passed, on motion of COUNCIL-

MAN GLAVIN, seconded by COUNCILMAN LOMBARDI.

COUNCILMAN DILLON, COUNCILMAN IGLIOZZI and COUNCILWOMAN NOLAN desire to be recorded as voting "No."

COUNCILWOMAN FARGNOLI requests to be recorded as "Not Voting."

The motion for Passage, is Sustained.

COMMUNICATIONS AND REPORTS

FROM KPMG PEAT MARWICK OF THE CITY OF PROVIDENCE, RHODE ISLAND:

Report of the General Purpose Finance Statements and Supplementary Financial Information for the year June 30, 1993.

Received.

Received.

FROM THE EMPLOYEES' RETIREMENT SYSTEM:

Sixty-Sixth Valuation of the Employees' Retirement System of the City of Providence as of June 30, 1994.

FROM THOMAS F. O'CONNOR, JR., EXECUTIVE DIRECTOR OF THE PORT OF PROVIDENCE:

Communication dated May 26, 1994, submitting a revised copy of the George Mann Term Sheet.

Referred to Committee on Finance, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN LOMBARDI.

The motion to Refer, is Sustained.

FROM THE CLERK'S DESK

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

Paul Fakunle (God's Family Church)

John P. Puleo

Progressive Ins. Co., a/s/o Therese Ramos

Tracey E. Morgan

Tracy J. Mallah

Katherine Terrell

Gloria Morales

Scott A. Millard

David R. Quirk

Dinora Fontes

Alcenira Simmons

Ana Polanco

M. Lee Capalbo, Esq.

Stephanie A. DeBonis

Catherine J. Rotella

Peerless Ins. Co., a/s/o Raymond Chaquette

Louise DeQuattro

Octavio Ramos

Dawne C. Haggerty

Theodore Hahn

Providence Gas Company

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

The motion to Refer, is Sustained.

PRESENTATION OF RESOLUTIONS

"In Congratulations"

COUNCIL PRESIDENT PETROSINELLI and the MEMBERS of the CITY COUNCIL: extend their sincere congratulations to the following:

Citations Extending Congratulations.

Resolved, That the Members of the City Council

Robert J. Heon, in recognition of his dedication to improving housing conditions within the Providence Housing Authority.

Kathleen Morry, in recognition of the celebration of her 50th Birthday on May 18, 1994.

Louisa Sabatini Napolitano, in recognition of being elected as Chairwoman of the Providence Human Relations Commission.

Mr. and Mrs. Henry Mota, in recognition of the celebration of the birth of their son, born on April 8, 1994.

Mr. and Mrs. Angel Cruz, in recognition of the celebration of the birth of their son, born on April 11, 1994.

Mr. and Mrs. William DelSanto, in recognition of the celebration of the birth of their son, born on April 14, 1994.

Mr. and Mrs. Frank Costantino, in recognition of the celebration of the birth of their son, born on April 21, 1994.

Mr. and Mrs. Michael Nance, in recognition of the celebration of their recent marriage.

Mr. and Mrs. Genaro Nunez, in recognition of the celebration of their recent marriage.

Mr. and Mrs. Harry Correll, Jr. in recognition of the celebration of their recent marriage.

Mr. and Mrs. Kai Fletcher, in recognition of the celebration of their recent marriage.

Mr. and Mrs. Fred Nash, in recognition of the celebration of their recent marriage.

Mr. and Mrs. Kirk Taleriko, in recognition of the celebration of their recent marriage.

Mr. and Mrs. Robert DiVozzi, Jr., in recognition of the celebration of the birth of their daughter, born on April 25, 1994.

Frances Smith Schultz, in recognition of the celebration of her retirement from the North Providence School Department.

William J. Conley, Associate Engineer III, in recognition of his retirement after 41 years of dedicated service to the Department of Public Works, Engineering Division.

Edward Logan, in recognition of helping to arrest two murder suspects in 1980 and in helping Police find a suspect in several handbag robberies last November.

James Taylor, in recognition of seeing a handbag snatch last July and chased the robber and an accomplice until Police arrived.

Elsie Diggins, in recognition of spotting a man break into a car last September and helped Police arrest him.

Jeanine Jennings, in recognition of spotting a man break into a car last September and helped Police arrest him.

Joan Pattie, in recognition of helping Police catch a man after seeing him break into an East Side Business in November.

Patrolman Patrick McNulty, in recognition of helping break up an International Marijuana Operation in 1992 including the seizure of 500 pounds of Marijuana and the arrest of three suspects.

R. Joyce Miranda, in recognition of noticing similarities in accident reports that led to the Investigation and Federal Indictment of three suspects for Insurance Fraud last year.

Patricia Long, in recognition of helping piece together partial numbers from a car registration plate that led to the identification and arrest of a driver involved in a Hit and Run accident in September.

Charles Bryson, in recognition of catching a purse snatcher who robbed an 82 year old woman in Washington Park last June and held him until Police arrived.

Stephen Pina, in recognition of catching a purse snatcher who robbed an 82 year old woman last year in Washington Park last June and held him until Police arrived.

Lori Antonson, in recognition of receiving a call from an elderly man who had no heat in his home in January and went to extreme lengths to convince a heating contractor to go to the man's home immediately to fix his furnace.

Corey Morris, in recognition of helping police arrest one of two suspects who fled into the Park after breaking into a nearby house in December.

Patrolman Luis F. SanLucas, in recognition of receiving the Chiefs Award for outstanding acts in the performance of his duties.

Patrolman William Merandi, in recognition of receiving the Chiefs Award for outstanding acts in the performance of his duties.

Detective Joseph L. Lennon, in recognition of receiving the Chiefs Award for outstanding acts in the performance of his duties.

Detective Thomas A. Verde, in recognition of receiving the Chiefs Award for outstanding acts in the performance of his duties.

Patrolman Joseph A. Colanduono, in recognition of receiving the Chiefs Award for outstanding acts in the performance of his duties.

Patrolman Gregory M. Sion, in recognition of receiving the Chiefs Award for outstanding acts in the performance of his duties.

Detective Sergeant Stephen R. Bathgate, in recognition of receiving the Chiefs Award for outstanding acts in the performance of his duties.

Patrolman Guy DeAngelis, in recognition of receiving the Chiefs Award for outstanding acts in the performance of his duties.

Patrolman William F. McCusker, in recognition

of receiving the Chiefs Award for outstanding acts in the performance of his duties.

Patrolman Andrew P. Scanlon, in recognition of receiving the Chiefs Award for outstanding acts in the performance of his duties.

Patrolman Clarence W. Gough, Jr., in recognition of receiving the Chiefs Award for outstanding acts in the performance of his duties.

Patrolman Nicholas J. Fivich, in recognition of receiving the Chiefs Award for outstanding acts in the performance of his duties.

Detective Francisco Colon, Jr., in recognition of receiving the Chiefs Award for outstanding acts in the performance of his duties.

Detective Stephen Springer, in recognition of receiving the Commissioner's Award for best overall Police Performance.

Patrolman Brian McKnight, in recognition of receiving the Commissioner's Award for best overall Police Performance.

Sergeant William Gonsalves, in recognition of being awarded the Medal of Valor for his performance during the investigation and apprehension of suspects in Shaw's death.

Sergeant Paul Kennedy, in recognition of being awarded the Medal of Valor for his performance during the investigation and apprehension of suspects in Shaw's death.

Sergeant Robert Hart, in recognition of being awarded the Medal of Valor for his performance during the investigation and apprehension of suspects in Shaw's death.

Patrolman Michael Harris, in recognition of being awarded the Medal of Valor for his performance during the investigation and apprehension of suspects in Shaw's death.

Patrolman Peter Conley, in recognition of being

awarded the Medal of Valor for his performance during the investigation and apprehension of suspects in Shaw's death.

Patrolman Glenn Cassidy, in recognition of being awarded the Medal of Valor for his performance during the investigation and apprehension of suspects in Shaw's death.

Patrolman Maurice Green, in recognition of receiving the Medal of Valor for going "beyond the call of duty in a life-threatening situation" and also receiving a Purple Ribbon for sustaining serious injuries in the line of duty.

Mr. and Mrs. Joseph "Nato" and Deborah "Debbie" Dennis, in recognition of the celebration of their 25th Wedding Anniversary and wishing them many more years of success.

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

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 Members of the City Council extend their sincere sympathy to the families of the following:

Roy E. Gilbert

J. Franklin "Frank" Pona

Guido Prignano

Rose Renzulli

John E. "Johnny B." Braxton

Anna C. Marzilli

Mary J. Hughes

Ernestina Gargaro

Anthony S. Bruzzese

John T. Cunningham

Jennie Russo

Rita Marie Barbato

Thomas D. Jennings

Robert E. Grier

I. Rosalina Caito

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

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 Matters Not Appearing on the Printed Docket.

ORDINANCE SECOND READING

The following Ordinance was in City Council May 19, 1994, Read and Passed the First Time and is Returned for Passage the Second Time:

An Ordinance Creating Article XII. Filing Fees in Chapter 27 of the Code of Ordinances of the City of Providence and Deleting Section 21-14 of Section 27-2 of the Code of Ordinances of the City of Providence in their entirety, as amended.

Be it ordained by the City of Providence:

Section 1. Section 21-14. Filing fee for petition to amend zoning ordinance, map. (Ordinance 1965, Chapter 1706; Ordinance 1981, Chapter 81-1) and Section 27-2. Filing fee to accompany petition for appeal, special exception or variance. (Ordinance 272, Chapter 1993-13) is hereby repealed.

Section 2. Article XII. Filing Fees of Chapter 27 of the Code of Ordinances of the city of Providence is hereby established as follows:

Article XII. Filing Fees.

Section 27-1. Filing Fees to Accompany Petition.

A petition to amend the Zoning Ordinance or a Zoning Map; to request a variance, special use permit or appeal a decision; to seek a certificate of appropriateness, design approval or waiver; or any other petition filed in accordance with the provisions of the Zoning Ordinance of the City of Providence shall not be accepted unless accompanied by the required filing fee which shall be comprised of a processing fee and an advertising fee.

Section 27-2. Advertising Fee.

When it is required that a petition be advertised, the advertising fee for each petition shall be a minimum of one hundred dollars (\$100.00). Where

the actual cost of the advertisement exceeds one hundred dollars (\$100.00), the petitioner may be required to pay said cost.

Section 27-3. Processing Fees.

The processing fee for each petition filed in accordance with the provisions of the zoning ordinance of the city are as follows:

(a) Petition to Amend Zoning Ordinance or Zoning Map — \$150.00.

(b) Petition for variance, special use permit or appeal. The fee shall be based on the proposed end use. Where there is a mixed use, the higher fee shall govern:

One Family Dwelling Use (Use Code 11) — \$150.00.

Two Family Dwelling Use (Use Code 12) — \$200.00.

Three Family Dwelling Use (Use Code 13) — \$250.00.

Multi-Family Dwelling Use (Use Code 14) — \$300.00 for the first four units plus \$50.00 per unit over four.

Other Residential Use (Use codes 15 thru 17) — \$250.00.

Institutional, Governmental, Cultural, Entertainment, Recreational, General Trade, Transportation, Communications, Utilities and Manufacturing Uses (Use Codes 21-86) — \$500.00.

Appeal from decision of Director of Inspection and Standards, Historic District Commission, City Plan Commission — \$150.00.

Renewal of Variance or Special Exception — \$25.00.

Any petition not otherwise provided for above — \$200.00.

(c) Petition for a Certificate of Appropriateness or design approval:

Repairs, replacement in kinds, and restoration of missing features based on historical, documentary, pictorial, or physical evidence — \$15.00.

Minor Alterations: awnings, fences, gates, mechanical and electrical equipment, shutters, blinds, signs, site improvements, storm and/or screen windows and doors — \$30.00.

Major Alterations: Replacement not in kind; changes to wall materials and surfaces, window and door openings, ornamentation, roof forms or elements, porches, stairs and entryways, grade levels and foundations, and storefronts; installation of fire escapes and access improvements — \$60.00.

New construction, demolition, and moving of structures — \$120.00.

(d) Petition for a Waiver — \$150.00

Section 27-4. Maximum Fee.

In no case shall the sum of the advertisement fee and the processing fee exceed one thousand five hundred dollars (\$1,500.00).

Section 27-5. Deposit of Fee.

The filing fee for each petition shall be deposited with the City Collector and no part of said fee shall be returnable to the petitioner.

Section 3. This Ordinance shall take effect upon its passage.

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

Ayes: Council President Petrosinelli, Councilmen Clarkin, DeLuca, Dillon, Councilwoman Fargnoli, Councilmen Fenton,

Glavin, Igliazzi, Lombardi, Mancini, Councilwoman Nolan, Councilman Rollins, Councilwomen Williams and Young—14.

Noes: None.

Absent: Councilwoman DiRuzzo—1.

The motion for Passage, the Second Time, is Sustained.

REPORT FROM COMMITTEE

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

The following Ordinance was in City Council May 19, 1994, Read and Passed the First Time, Referred Back to Committee and is transmitted with Recommendation of Passage the Second Time:

An Ordinance in Amendment of and in Addition to Chapter 1044 of the Ordinances of the City of Providence, approved July 12, 1956, and entitled: "An Ordinance Approving and Adopting the Official Redevelopment Plan for the West River Project No. U.R.R.I. 1-6" for the revision of the regulations and controls in the West River and Silver Spring Industrial Parks.

Be it ordained by the City of Providence:

1. That Chapter 1044 of the Ordinance of the City of Providence approved July 12, 1956 and entitled An Ordinance Approving and Adopting the Official Redevelopment Plan for the the West River Project No. UR R.I. 1-6" as amended by the following Ordinances of the City of Providence: Chapter 1142 (September 6, 1957); Chapter 1191 (March 21, 1958); Chapter 1366 (October 7, 1960); Chapter 1666 (December 4, 1964); Chapter 1972-45 (September 11, 1972); Chapter 1974-10 (March

22, 1974); Chapter 1984-11 (February 10, 1984); Chapter 1987-7 (March 11, 1987); Chapter 1988-41 (November 10, 1988); and, Chapter 1991-9 (March 28, 1991) is hereby amended as follows:

A. Paragraph b. under Chapter B, Section 4 entitled "Regulations and Controls to be Applied" on Page 10 of the Official Redevelopment Plan of Chapter 1984-11 approved February 10, 1984 and as amended is hereby deleted in its entirety.

B. Part a. Permitted Uses of Section 4. Regulations and Controls to be applied under Chapter B. Planning Proposals is amended by adding the following:

1. For parcels 1, 2 and 3b as shown on Map B "Proposed Acquisition and Disposition" in the Silver Spring Industrial Park, C-2 General Commercial uses and C-1 Limited Commercial uses of the City of Providence Zoning Ordinance

shall be the only uses permitted. All C-2 uses and C-1 uses shall be subject to the same limitations and controls as to use as specifically set forth in the C-2 Zone and C-1 Zone respectively.

2. Parcel Q as shown on Map A "Acquisition and Disposition" in the West River Industrial Park shall also permit Office/Retail uses.

3. For parcels 10, 11, 12, 13, and 14 as shown on Map B "Proposed Acquisition and Disposition" in the Silver Spring Industrial Park, one retail trade use not to exceed 130,000 square feet of floor area as defined under Use Code 57 of the Zoning Ordinance of the City of Providence.

Read and Passed, the Second Time, on motion of COUNCILMAN GLAVIN, second-

ed by COUNCILMAN LOMBARDI, by the following Roll Call Vote:

Ayes: Council President Petrosinelli, Councilmen Clarkin, DeLuca, Councilwoman Fargnoli, Councilmen Fenton, Glavin, Igliozi, Lombardi, Mancini, Councilwoman Nolan, Councilman Rollins, Councilwomen Williams and Young—13.

Noes: None.

Absent: Councilman Dillon and Councilwoman DiRuzzo—2.

The motion for Passage, the Second Time, is Sustained.

PERSONAL PRIVILEGE

COUNCILMAN FENTON requests to speak on a point of personal privilege and states:

"Mr. President, the Providence Journal is correct in stating that I am not seeking reelection this November and in many ways it was a difficult decision and in many ways, it was a very easy decision. First and foremost, when I ran for political office, I promised myself and my wife that when it was time to start a family I would be home. There was a time when I was growing up and my father served on the City Council and he was not home as much as we like and it made me appreciative of other families seeing how they functioned and I think we all talk about home and family values and I clearly think that they do start at home.

"The last three and a half years have obviously

been exciting and also frustrating, and also very satisfying. The things that I have talked about doing when I ran for Office in the Third Ward I think I have been successful in doing. We broke ground the other day on a New Recreation Center and built a New Park. We started the Billy Taylor Program which will provide both recreation and academics to the kids in the area. One of the other things that I spent a great deal of time on over the past two years on weekends and late at night is sitting in front of a computer studying the environment for my thesis for a master's degree in environmental studies from Brown University and I thought there would be less of a gap. It was disheartening. And I just wanted to report some of those findings this evening. What I found was somewhat stronger than I think even people had assumed. People in minority populations and low income people had a disproportionately worse environmental condition than those who were

white and of a higher income. Five neighborhoods that I found ranking highest for quality of life are Blackstone, South Elmwood, Wayland, Elmhurst and College Hill. The lowest scores were in Elmwood, Olneyville, South Providence and the West End. Four of the five neighborhoods that ranked the lowest were where the majority was minority based and when taking out the issue of economics and controlling a series of statistical examination, the strongest relationship between the index and racial, were between Hispanics and Whites. It was as strong for the Black races. The strongest one indicator in any one racial group, the two strongest were the relationship between the Black Population and Hazardous Waste Sites and Hispanic population was abandoned houses. The four neighborhoods with the highest family incomes were also ranked among the five highest overall. Of the 11 neighborhoods with family income below the City wide average, seven of those were ranked each below. So, there is a strong relationship between economics, environmental issues and racial compositions.

"I offer this as a valuable tool in understanding the individual neighborhoods. The Environmental Protection Agency has taken a strong stand regarding this matter and this could help all of

us in understanding the areas that we represent on this Council, and it also gives us another slice of information to take a look at when we are making decisions over the next few weeks.

"Mr. President, again I appreciate your friendship, camaraderie, the disagreements, as well as the agreements that we have had and I look forward to the next 6 months and I thank you for the opportunity. Thank You".

COUNCILWOMAN NOLAN requests to speak on a Point of Personal Privilege and states:

"I think many of us who live and are familiar with the South Side probably agree with that study and it is no surprise. What I really want to say is to thank all the Members of the City Council for their kindness shown with regards to my mother and she is back home and hopefully four or five months she will back to her old self. I just wanted to say thank you".

ADJOURNMENT

There being no further business, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN LOMBARDI, it is voted to adjourn at 9:30 o'clock P.M. (E.D.T.) to meet again on THURSDAY, JUNE 16, 1994 at 7:30 o'clock P.M. (E.D.T.).

Jean M. Angelone

First Deputy City Clerk

