

**CITY OF PROVIDENCE
RHODE ISLAND**



CITY COUNCIL

JOURNAL OF PROCEEDINGS

No. 92 City Council Regular Meeting, Thursday, June 5, 1986, 8:00 P.M. (E.D.T.)

IN CITY COUNCIL

JUN 19 1986

APPROVED:

PRESIDING

Recommendation **CLERK**

COUNCIL PRESIDENT

NICHOLAS W. EASTON

ROLL CALL

**Present: Council President Easton,
Councilman Annaldo, Councilwoman Bras-
sil, Councilman Dillon, Councilwomen
DiRuzzo, Fagnoli, Councilmen Farmer,
Glavin, Lombardi, O'Connor, Petrosinelli,
Pitts and Stravato—13.**

Absent: Councilmen Cola and Griffin—2.

INVOCATION

The Invocation is given by COUNCILMAN
MALCOLM FARMER, III.

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

COUNCILWOMAN JOSEPHINE Di-
RUZZO 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. 91 of the
Regular Meeting of the City Council held
May 15, 1986 on that Bulletin Board located
on the Ground Floor Level of City Hall, is
Approved as Printed, on motion of
COUNCILMAN GLAVIN seconded by
COUNCILWOMAN FARGNOLI.

SCHEDULE OF BILLS

FROM CITY CONTROLLER:

Street Lighting Bill from Narragansett Electric Company for April, 1986, in the amount of Ninety Nine Thousand Five Hundred Forty-Seven Dollars and Forty (\$99,547.40) Cents.

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

Ayes: Council President Easton, Council-

man Annaldo, Councilwomen Brassil, DiRuzzo, Fargnoli, Councilmen Farmer, Glavin, Lombardi, O'Connor, Petrosinelli, Pitts and Stravato—12.

Noes: None.

Absent: Councilmen Cola, Dillon and Griffin—3.

The motion for Approval is Sustained.

PRESENTATION OF ORDINANCES

COUNCILWOMAN FARGNOLI and COUNCILMAN ANNALDO (By Request):

An Ordinance making an Appropriation of Eleven Million Three Hundred Twenty Thousand Eight Hundred Thirty Six Dollars and Twenty-Five Cents (\$11,320,836.25) for the support of the Providence Water Supply Board for the Fiscal Year Ending June 20, 1987.

An Ordinance Establishing the Classes of Positions, the Maximum Number of Employees and the Number of Employees in Certain Classes in the Water Supply Board and Repealing Ordinance Chapter 1985-88, approved November 27, 1985, as Amended.

An Ordinance Establishing a Compensation Plan for the Water Supply Board and Repealing Chapter 1985-89 approved November 27, 1985, as Amended.

Severally Read and Collectively Passed the First Time, and Referred to the Committee on Finance, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI, by the following Roll Call Vote:

Ayes: Council President Easton, Councilman Annaldo, Councilwomen Brassil, DiRuzzo, Fargnoli, Councilmen Farmer, Glavin, Lombardi, O'Connor, Petrosinelli, Pitts and Stravato—12.

Noes: None.

Absent: Councilmen Cola, Dillon and Griffin—3.

The motion for Passage the First Time and Referral to the Committee on Finance, is Sustained.

COUNCILMAN GLAVIN and COUNCILMAN DILLON (By Request):

An Ordinance in Amendment of and in Addition to 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 West River Project No. UR R.I. 1-6" for the Revision of Disposition of Silver Spring Industrial Park.

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

The motion to Refer, is Sustained.

COUNCILMAN GLAVIN, COUNCILMAN DILLON and COUNCILWOMAN FARGNOLI (By Request):

An Ordinance Re-Establishing the Escrow Account within the Division of Minimum Housing to allow the Director to Accept Rental Payments to Defray the Costs of Making Repairs where Serious Hazards are found in Violatin of the Minimum Standards Housing Ordinance.

Referred to the Committee on Ordinance, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI.

The motion to Refer, is Sustained.

An Ordinance to appropriate \$2,550,000 for the Redevelopment Project and to authorize the Issuance of Not in excess of \$2,550,000 Special Obligation Bonds Pursuant to the Provisions of Chapter 33.2 of Title 45 of the General Laws of Rhode Island, as Amended.

Read and Passed the First Time and Referred to the Committee on Finance, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI, by the following Roll Call Vote:

Ayes: Council President Easton, Councilman Annaldo, Councilwomen Brassil, DiRuzzo and Fargnoli, Councilmen Farmer, Glavin, Lombardi, O'Connor, Petrosinelli, Pitts and Stravato—12.

Noes: None.

Absent: Councilmen Cola, Dillon and Griffin—3.

The motion for Passage the First Time and Referral to the Committee on Finance, is Sustained.

An Ordinance making an Appropriation of Seventy-Five Million Three Hundred Thirty Seven Thousand One Hundred and Six Dollars (\$75,337,106.) for the support of the Providence School Department for the Fiscal Year Ending June 30, 1987.

An Ordinance Establishing the Classes of Positions the Maximum Number of Employees and the Number of Employees in Certain Classes in the School Department.

An Ordinance Establishing a Compensation Plan for the School Department.

GLAVIN, seconded by COUNCILWOMAN FARGNOLI.

Severally Referred to the Committee on Finance, on motion of COUNCILMAN

The motion to Refer, is Sustained.

PRESENTATION OF RESOLUTIONS

COUNCIL PRESIDENT EASTON:

Resolution memorializing the House of Representatives of the Congress of the United States as the appointed elective body which represents all of the people of the United States to initiate an investigation of these conditions in South Africa, practices and in particular American support, involvement, or profiting which is resulting because of the existence of these institutions.

Whereas, The Citizens Commission on Human Rights has presented documents indicating that beginning in the mid-1960's, private, for-profit "mental institutions" were set up in South Africa to house "excess" black "mental patients", and

Whereas, Beginning in 1976, it was exposed that more than 11,000 blacks were being warehoused in South Africa in at least nine of these private institutions in conditions which were equivalent to those of concentration camps, and

Whereas, The prisoner blacks in these camps were forced to sleep on floors, and were forced to go without such items as toilet paper, sheets, blankets, and adequate cleaning and toilet facilities; and

Whereas, These blacks were rented out as slave labor to local industries with the profits from their work going to the parent companies, and

Whereas, There were little to no properly equipped medical facilities and few, if any doctors to care for the "patients", and

Whereas, It was found that there was an excessively high death rate among patients at these slave labor camps, and

Whereas, The World Health Organization found that these camps consisted of "custodial institutions with very few discharges per year, and with poor standards of patient care", and

Whereas, The World Health Organization found that "the type and quality of mental health care are determined by the color of the patient's skin, and

Whereas, Documents indicate that these camps were owned, and the profits from them therefor accrued, to corporations owned and operated by citizens of the United States including members of the Rockefeller family, and

Whereas, The conditions and practices which exist in these slave labor camps are inimicable to all of the freedoms, liberties, rights and beliefs for which this country stands, and

Whereas, Recent information indicates that these camps still exist, despite investigations and national exposes beginning in 1976 and that conditions have improved little if at all, and

Whereas, Mental health camps and psychiatry is often used in oppressive regimes and countries as a political tool to silence opposition and, through the use of barbaric "treatments" such as shock, and use of heavy drugs to quiet opposition, and

Whereas, We cannot tolerate these gross violations of human rights being perpetuated at the hands of psychiatry in South Africa,

Now, therefore, be it Resolved, That we hereby memorialize the House of Representatives of the Congress of the United States as the appointed elective body which represents all of the people of the United States to initiate an investigation of these conditions, practices and in particular American support, involvement, or profiting which is resulting because of the existence of these institutions.

**COUNCIL PRESIDENT PRO TEMPORE
STRAVATO (By Request):**

Resolution requesting the Traffic Engineer to cause the installation of "One Hour Parking" signs along both sides of Farmington Avenue, from Plainfield Street to Silver Lake Avenue.

Resolved, That the Traffic Engineer is requested to cause the installation of "One Hour Parking" signs along both sides of Farmington Avenue, from Plainfield Street to Silver Lake Avenue.

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

The motion for Passage, is Sustained.

COUNCILWOMAN BRASSIL (By Request):

Resolution requesting the Director of the Department of Inspection and Standards and Director of Public Works to allow the owner of the property located along 69 and 71 Hope Street to place flat Connecticut stone along the property.

Referred to the Committee on Public Works, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI.

The motion to Refer, is Sustained.

COUNCILMAN DILLON:

Resolution endorsing Senate Bill 86-S 3072 entitled "An Act Relating to the City of Providence".

Referred to the Committee on Finance, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI.

The motion to Refer, is Sustained.

COUNCILMAN DILLON and COUNCILMAN GLAVIN:

Resolution congratulating Father Daniel Trainor upon the occasion of His Silver Jubilee.

Whereas, Daniel M. Trainor was born in Providence, the son of Katherine and the late William J. Trainor, and

Whereas, He grew up on Sorrento Street, at a time where "West End Neighborhood" and "Assumption Parish" meant essentially the same thing, and

Whereas, He participated in a number of neighborhood and parish activities and attended the Assumption School, where he was according to legend, a noted performer in the Assumption Parish Minstrels, and

Whereas, He went on to attend LaSalle Academy, Our Lady of Providence Seminary, Saint Mary's Seminary and the University of Baltimore, and

Whereas, He was ordained on May 27, 1961 at the Cathedral of Saints Peter and Paul, and said his first Mass at the Assumption Church, and

Whereas, He served in St. Rita's Parish in Warwick, St. Leo's Parish in Pawtucket, and St. Teresa's Parish in Providence, and

Whereas, He came home to the Assumption Parish, in 1971 to lead the team ministry, and

Whereas, The parish and the neighborhood had changed since the days of his youth. Many of the people who once filled both floors of the Assumption Church each Sunday had moved, and been replaced by people of every race, language and religion, and

Whereas, In addition to ministering to the spiritual needs of the members of the parish, Father Trainor reached out in a special way to the poor and the troubled of the community, and

Whereas, There never was a warmer Irish welcome than that which, Father Trainor extended to the southeast Asian refugees who immigrated to the West End in recent years. He made their cause his own, founding the Indochinese Adrocarcy Project and the Genesis Preparatory School for Indochinese, and

Whereas, As the parish and the community gather to celebrate Father Trainor's twenty-five years of priestly service, they do so with the knowledge that for all of the changes that have occurred in those years, the Lord's work is still

being done on Potters Avenue, and His presence is felt there, as strongly as it ever was,

Now, therefore, be it Resolved, That the members of the Assumption Parish and the West End Community in extending heartfelt congratulations to Father Daniel M. Trainor on the occasion of his silver Jubilee, and in thanking him for his many services to the Community.

COUNCILMAN DILLON:

Resolution requesting the Committee on City Property to conduct an investigation into the compliance by the purchaser, of the Resolution concerning the sale of property known as Netop Drive.

Resolved, That the Committee on City Property is requested to conduct an investigation into the compliance, by the purchaser, of the Resolutions concerning the sale of property known as Netop Drive.

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

The motion for Passage, is Sustained.

COUNCILWOMAN FARGNOLI (By Request):

Resolution granting a permanent easement to the Narragansett Bay Water Quality Management District Commission on Henderson Street, at Allens Avenue.

Referred to the Committee on Public Works, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI.

The motion to Refer, is Sustained.

Resolution requesting the Supervisor of Environmental Control to cause that vacant lot adjacent to 58 Garfield Avenue, to be cleaned and baited for rodents.

Resolved, That the Supervisor of Environmental Control is requested to cause that vacant lot adjacent to 58 Garfield Avenue to be cleaned and baited for rodents.

Resolution requesting the Director of Public Works to cause the three sewers along the area of 290 River Avenue, to be cleaned.

Resolved, That the Director of Public Works is requested to cause the three sewers along the area of 290 River Avenue, to be cleaned.

COUNCILMAN FARMER:

Resolution requesting the Engineering Division of the Public Works Department to conduct a feasibility study of an unnamed 20-foot platted way from Hope Street to Morris Avenue, between Montague Street and Doyle Avenue in order to determine whether the City can resurface the way or take other action to improve the conditions along said way.

Whereas, An unnamed 20-foot platted way running from Hope Street to Morris Avenue between Montague Street and Doyle Avenue is in a seriously unsafe condition, and

Whereas, Said way has not been received by the City but has been used by the public for a great many years, and

Whereas, The condition of said way is hazardous to residents of the area and motorists using the way,

Now, therefore, be it Resolved, That the Engineering Division of the Department of Public Works be requested to conduct a feasibility study of said way in order to determine whether the City can resurface the way or take other action to improve the condition thereof without causing damage or loss to the property of any abutting owner and for the purpose of recommending reasonable courses of action with regard to the foregoing situation.

COUNCILMAN FARMER (By Request):

Resolution requesting the Traffic Engineer to prohibit motor vehicle traffic along Wayland Avenue from Waterman Street to South Angell Street, on July 25 and July 26, 1986 from 9:00 A.M. to 5:00 P.M., to accommodate the Wayland Square Business Association Festival.

Resolved, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Wayland Avenue from Waterman Street to South Angell Street, on July 25 and July 26, 1986 from 9:00 o'clock A.M. to 5:00 o'clock P.M., to accommodate the Wayland Square Business Association Festival.

COUNCILMAN GLAVIN, (By Request):

Resolution requesting the Traffic Engineer to cause Duke Street, to be returned to a two-way street.

Resolved, That the Traffic Engineer is requested to cause Duke Street, to be returned to a two-way street.

**COUNCILMAN GLAVIN, COUNCILMAN
DILLON and COUNCILWOMAN FARG-
NOLI (By Request):**

Resolution endorsing Senate Bill 86-S 2795 creating a Providence Public Building Authority.

Whereas, Senate Bill 86-S 2795 creates a Providence Public Building Authority, and

Whereas, Such an Authority will promote and assist the economic development of the City of Providence;

Now, therefore, be it Resolved, That the members of the Providence City Council hereby endorse Senate Bill 86-S 2795, presently pending in the Rhode Island Senate.

Resolution endorsing Senate Bill 86-S 2907 relating to a Convention Center Authority.

Whereas, Senate Bill 86-S 2907 relates to a Convention Center Authority, and

Whereas, This act is necessary for the creation of a Convention Center, its construction and management;

Now, therefore, be it Resolved, That the members of the Providence City Council hereby endorse Senate Bill 86-S 2907, presently pending in the Rhode Island Senate.

Resolution endorsing Senate Bill 86-S 2921 relating to the Providence Off-Street Parking Corporation.

Whereas, Senate Bill 86-S 2921 relates to the Providence Off-Street Parking Corporation, and

Whereas, This act makes technical amendments to the original act, and

Whereas, These amendments were recommended by the Corporation's legal counsel;

Now, therefore, be it Resolved, That the members of the Providence City Council hereby endorse Senate Bill 86-S 2921, presently pending in the Rhode Island Senate.

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

The motion for Passage, is Sustained.

COUNCILMAN LOMBARDI (By Request):

Resolution changing the addresses of 60 Broadway to One Regency Plaza and Two and One Jackson Walkway to Two and Three Regency Plaza.

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

The motion to Refer, is Sustained.

Resolution of the City Council rescinding Resolution No. 226, approved March 16, 1956, granting permission to Harben Realty Company to build and maintain Subway Conduits for Pipes, under and across Carpenter Street in the vicinity of 299-304 Carpenter Street.

Referred to the Committee on Public Works, on motion of COUNCILMAN

GLAVIN, seconded by COUNCILWOMAN FARGNOLI.

The motion to Refer, is Sustained.

COUNCILMAN PETROSINELLI:

Resolution expressing the Best Wishes of the City Council Members to Julianne Lebeau for a Complete and Speedy Recovery from her recent illness.

Resolved, That the Best Wishes of the City Council Members are expressed to Julianne Lebeau for a complete and speedy recovery from her recent illness.

COUNCILMAN PETROSINELLI (By Request):

Resolution requesting the Director of Public Works to cause that cement sidewalk along 149 Smart Street, to be repaired.

Resolved, That the Director of Public Works is requested to cause that cement sidewalk along 149 Smart Street, to be repaired, the same having been damaged by a city roller while the street was being repaired.

Resolution requesting the Director of Public

Works to cause that cement sidewalk along 1 DiMario Drive, to be repaired.

Resolved, That the Director of Public Works is requested to cause that cement sidewalk along 1 DiMario Drive, to be repaired. the same having been damaged by snow plows and two trees.

Resolution requesting the Director of Public Works to cause the curbing to be reset along 45 Batcheller Avenue and to repair the damaged cement on sidewalk.

Resolved, That the Director of Public Works is requested to cause the curbing to be reset along 45 Batcheller Avenue and to repair the damaged cement on the sidewalk.

Resolution requesting the Chief Electrical Inspector to cause the Installation of a Street Light on Pole No. 1, located along Santomarco Drive.

Resolved, That the Chief Electrical Inspector is requested to cause the installation of a street light on Pole No. 1, located along Santomarco Drive.

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

The motion for Passage, is Sustained.

REPORTS FROM COMMITTEES

COUNCILMAN ANDREW J. ANNALDO, Chairman COMMITTEE ON CITY PROPERTY

Transmits the following with recommendation the Same be Severally Adopted:

Resolution authorizing His Honor, the Mayor to enter into a Five (5) Year Lease for the Rental of Space on Parking Meters for Advertising Purposes.

Resolved, That His Honor, The Mayor, be and he is hereby authorized to execute a lease to Public Promotion Services, Inc., for the leasing of space on parking meters for the placement of advertising at an initial rate to Public Promotions Services, Inc., of Eighteen and 75/100 (\$18.75) dollars per meter per month for the first year and the rates for the years two through five to be agreed upon, subject to such other terms and conditions as may be approved by the Mayor, the Traffic Engineer and the City Solicitor.

Resolution authorizing the Mayor to execute a Deed transferring a certain parcel of land in the Town of Glocester on the westerly side of the Ponnagansett Reservoir to Robert W. and Barbara Turnquist for the sum of \$2,000.00.

Whereas, A boundary dispute exists in the boundary of properties owned by the City of Providence and managed by the Water Supply Board as the City's agent and Robert W. And Barbara Turnquist for certain portions of land located in the Town of Glocester along the westerly side of the Ponnagansett Reservoir; and

Whereas, Both the Water Supply Board and the Turnquists are desirous of resolving the border dispute; and

Whereas, An offer of \$2,000.00 has been made by the Turnquists to the Water Supply Board as agents for the City;

Now, therefore, be it Resolved, That the Mayor of the City of Providence is hereby authorized to execute a deed transferring that portion of property described as follows:

Beginning at the northwesterly corner of said lot marked by a pipe on the northerly property line of land now or formerly of Robert and Barbara Turnquist, said pipe located a distance of three hundred and thirteen and twelve hundredths (313.12) ft. easterly of a pipe located at the northwesterly corner of said Turnquist property; thence proceeding south 84° 45' east a distance of twenty (20.00) feet, more or less to a point thirty feet, more or less, westerly of the high water line of Ponnagansett Reservoir; thence proceeding south 11 degrees, 48 minutes, and 40 seconds west one hundred and ninety one and fifty one hundredths (191.51) feet to a point in the easterly range of the northerly line of land now or formerly of Thomas and Roxie Sapp thirty (30) feet, more or less, westerly of the high water line of said reservoir; thence running north 84 degrees and 45 minutes west in the south property line of said line of said lot to the southwesterly corner of said lot, said point also being the northeasterly corner of said Sapp property; thence proceeding in a generally northerly direction along the westerly boundary of said lot to the point of beginning.

And to allow an easement to the water well located within the City of Providence property approximately fifteen feet more or less from the high water line of the Ponnagansett Reservoir in

the Town of Gloucester for the sum of \$2,000.00 to be paid to the Water Supply Board as agents for the City.

Severally Read and Collectively Passed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI, by the following Roll Call Vote:

Ayes: Council President Easton, Councilman Annaldo, Councilwomen Brassil, DiRuzzo and Fagnoli, Councilmen Farmer, Glavin, Lombardi, O'Connor, Petrosinelli, Pitts and Stravato—12.

Noes: None.

Absent: Councilmen Cola, Dillon and Griffin—3.

COUNCILMAN GLAVIN, desires to be recorded as Voting "No" relative to the following

"Resolution Authorizing His Honor, the Mayor to enter into a Five (5) Year Lease for the Rental of Space on Parking Meters for Advertising Purposes.

Recapitulation of Vote:

Ayes: 11

Noes: 1

Absent: 3

The motion for Passage, is Sustained.

COUNCILWOMAN CAROLYN F. BRASSIL, Chairwoman COMMITTEE ON FINANCE

Transmits the following with recommendation the Same be Severally Adopted:

An Ordinance amending the Appropriation Ordinance Chapter 1985-69 approved June 25, 1985, by Transferring the Sum of Three Thousand Dollars (\$3,000.00) from City Council, Item 399, to Italian American War Veterans Convention (1-015-20-341).

An Ordinance providing for the Assessment and Collection of 1986 Taxes in a Sum Not Less than One Hundred Ten Million (\$110,000,000) Dollars and Not More than One Hundred Twelve Million, Five Hundred Thousand (\$112,500,000) Dollars being based on One Hundred (100%)

Percent of the 1986-1987 Fiscal Year Tax Collection.

An Ordinance Amending the Appropriation Ordinance Chapter 1985-69 approved June 25, 1985, by Transferring Various Sums of Money within Various Departments, as Amended.

An Ordinance Amending Ordinance Chapter 1986-10 approved March 21, 1986, entitled: "An

Ordinance Amending the Appropriation Ordinance Chapter 1985-69 approved June 25, 1985 by Transferring Various Sums of Money within Various Departments."

An Ordinance in Amendment of and in Addition to Chapter 1986-1, approved February 12, 1986, entitled: "An Ordinance in Amendment of and in Addition to Article III of Chapter 17 of the Code of Ordinances, of the City of Providence, entitled: "Officers and Employees".

An Ordinance to Authorize the Issuance of \$14,040,000 Refunding Bonds.

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

Ayes: Council President Easton, Councilman Annaldo, Councilwomen Brassil, DiRuzzo and Fagnoli, Councilmen Farmer, Glavin, Lombardi, O'Connor, Petrosinelli, Pitts and Stravato—12.

Noes: None.

Absent: Councilmen Cola, Dillon and Griffin—3.

The motion for Passage the First Time, is Sustained.

Resolution requesting approval by the City Council of an Agreement between Joseph R. Paolino, Jr., Mayor of the City of Providence, and Claremont Development Associates, Inc., regarding Claremont's acquisition of the

former Outlet Building and relating to the Assessment and Collection of Taxes, and a Loan thereof, all in accordance with the attached agreement, dated March 7, 1986.

Whereas, Mayor Joseph R. Paolino, Jr. and Claremont Development Associates, Inc. (Claremont) have entered into an agreement dated March 7, 1986 (Agreement) regarding Claremont's acquisition of the former Outlet Building and Garage (Outlet Property); and

Whereas, The Agreement further provides terms and conditions for a loan to Claremont from the City in the amount of 4.7 million dollars to assist Claremont in the acquisition and development of the Outlet Property; and

Whereas, The Agreement further provides terms and conditions for an assessment of taxes and a method of payment thereof for a period of ten years; and

Whereas, A copy of said Agreement is attached hereto and made a part hereof.

Now, therefore, be it Resolved, That the City Council of the City of Providence hereby approves and ratifies said Agreement entered into by Joseph R. Paolino, Jr., Mayor of Providence, and Claremont and further authorizes the Mayor to take any and all action necessary to implement and effectuate the terms and conditions of said Agreement.

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

Ayes: Council President Easton, Councilman Annaldo, Councilwoman Brassil, Councilman Dillon, Councilwomen DiRuzzo, Fagnoli, Councilmen Glavin, Lombardi, O'Connor, Petrosinelli, Pitts and Stravato—12.

Noes: None.

Not Voting: Councilman Farmer—1.

Absent: Councilmen Cola and Griffin—2.

The motion for Passage, is Sustained.

Resolution authorizing the Director of Inspection and Standards to cause the board-up liens on that property located at 6 Marlborough Street, to be waived in accordance with the request of Larry Mitchell.

Resolved, That the Director of the Department of Inspection and Standards is hereby authorized to cause the board-up liens on that property located at 6 Marlborough Street, in the amount of Four Hundred Eighty Two Dollars and Fifty (\$482.50) Cents, to be waived, as requested by Larry Mitchell.

Resolution authorizing the City Treasurer, with the approval of the Committee on Finance, to issue notes in anticipation of taxes under G.L. Sec. 45-12-4.

Resolved, That the City Treasurer, with the approval of the Committee on Finance, is authorized to issue notes of the City in anticipation of taxes under G.L. Sec. 45-12-4 at one time or from time to time during the fiscal year commencing July 1, 1986 to an amount which shall not exceed in the aggregate the limit set forth in such section or in the City Charter.

Severally Read and Collectively Passed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI, by the following Roll Call Vote:

Ayes: Council President Easton, Councilman Annaldo, Councilwoman Brassil, Councilman Dillon, Councilwomen DiRuzzo, Fagnoli, Councilmen Farmer, Glavin, Lombardi, O'Connor, Petrosinelli, Pitts and Stravato—13.

Noes: None.

Absent: Councilmen Cola and Griffin—2.

The motion for Passage, is Sustained.

The following are transmitted with recommendation of Adoption, as Amended:

An ordinance making an Appropriation of One Hundred Eighty-Eight Million. Two Hundred Nine Thousand Twenty-Four Dollars and Seventy-Two Cents (\$188,209,024.72), for the Fiscal Year Ending June 30, 1987, as Amended.

in the City Departments and Repealing Ordinance Chapter 1985-85, Approved November 27, 1985, as Amended.

An Ordinance Establishing the Classes of Positions the Maximum Number of Employees and the Number of Employees in Certain Classes

An Ordinance Establishing a Compensation Plan for the City of Providence and Repealing Chapter 1985-86, approved November 27, 1985, as Amended.

Severally Read and Collectively Passed, the First Time, as Amended, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI, by the following Roll Call Vote:

Ayes: Council President Easton, Councilman Annaldo, Councilwoman Brassil, Councilman Dillon, Councilwomen DiRuzzo, Fargnoli, Councilmen Farmer,

Glavin, Lombardi, O'Connor, Petrosinelli and Stravato—12.

Noes: Councilman Pitts—1.

Absent: Councilmen Cola and Griffin—2.

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

COUNCILMAN THOMAS M. GLAVIN, Chairman COMMITTEE ON ORDINANCES

Transmits the following with recommendation the Same be Adopted, as Amended:

An Ordinance Amending Chapter 544 of the Ordinances of the City of Providence, entitled "An Ordinance Zoning the City of Providence and Establishing Use, Height and Area Regulations" as Amended, by Adding Article IV-A, entitled "Institutional Zone Regulations", as Amended.

COUNCILMAN PITTS moves the proposed Institutional Zoning Map for Miriam Hospital be Amended, by Deleting Lot 524 on City Assessor's Plat 10 and Restoring it to its Prior Zoning.

This motion being seconded by COUNCILWOMAN BRASSIL, is Put to Vote and Passed.

COUNCILMAN FARMER desires to be Recorded as "Not Voting".

COUNCILMAN PITTS moves the proposed institutional zoning map for Rhode Island School of Design be amended by deleting Lots 301, 555 and 547 on City Assessor's

Plat 73 and restoring them to their original zones.

This motion, being seconded by COUNCILWOMAN BRASSIL, is put to vote and Not Passed.

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

COUNCILMAN PITTS moves the proposed institutional zoning map for Rhode Island School of Design be amended by deleting Lots 14, 280, 282, 65, 89 and 304 on City Assessor's Plat 73 and restoring them to their original zones.

There is no second to this motion, and it thereupon fails.

COUNCILMAN O'CONNOR moves that the four lots on the north side of Borinquen Street designated as Lots 256, 253, 252 and 248 on City Assessor's Plat 46, as amended on December 31, 1984 shall be eliminated from proposed I-1 Zone for Rhode Island

Hospital and remain in the existing R-3 Zone.

This motion, being seconded by COUNCILMAN GLAVIN, is Put to Vote, and Passed.

COUNCILMAN FARMER, desires to be Recorded as "Not Voting".

On motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI, the Ordinance is thereupon Read and Passed the First Time, as Amended, by the following Roll Call Vote:

Ayes: Council President Easton, Council-

men Annaldo, Dillon, Councilwomen DiRuzzo, Fagnoli, Councilmen Glavin, Lombardi, O'Connor, Petrosinelli and Stravato—10.

Noes: Councilman Pitts—1.

Not Voting: Councilwoman Brassil and Councilman Farmer—2.

Absent: Councilmen Cola and Griffin—2.

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

COUNCILMAN THOMAS F. O'CONNOR, JR., Chairman COMMITTEE ON URBAN REDEVELOPMENT, RENEWAL AND PLANNING

Transmits the following with recommendation the Same be Adopted, as Amended:

An Ordinance in Amendment of and in Addition to Chapter 1979-26 of the Ordinances of the City of Providence approved June 22, 1979 and entitled, "An ordinance approving and adopting the Official Redevelopment Plan for the West End Project" for additional acquisition and budget revision, as Amended.

Read and Passed the First Time, as Amended, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI, by the following Roll Call Vote:

Ayes: Council President Easton, Council-

men Annaldo, Dillon, Councilwomen DiRuzzo, Fagnoli, Councilmen Farmer, Glavin, Lombardi, O'Connor, Petrosinelli, Pitts and Stravato—12.

Noes: None.

Absent: Councilwoman Brassil and Councilmen Cola and Griffin—3.

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

The following Ordinance, was in City Council May 15, 1986, Read and Passed the First Time, and Referred Back to the Committee on Urban Redevelopment, Renewal and Planning, and is Returned with Recommendation of Passage, the Second Time, as Amended:

An Ordinance Authorizing the Providence Redevelopment Agency to Create a Special Project Area for the Purpose of Acquiring and Disposing of Vacant Land within the City and Providing for the Systematic Foreclosure of City Liens on Vacant Land, as Amended.

Whereas, Vacant and unused lots have become more and more numerous in the City of Providence, and

Whereas, These lots often become littered with debris and filled with abandoned vehicles, providing harborage for rats and other vermin, causing a danger to the public health, and

Whereas, Title to these properties is often clouded by various liens, and

Whereas, These liens make it nearly impossible to transfer these properties, leaving the City of Providence "landlord by default" shouldering all the burdens of ownership while enjoying none of its benefits, and

Whereas, The City of Providence expends considerable resources in the cleaning, and maintenance of these properties while receiving no taxes in return, and

Whereas, The auctioning of these properties under provisions of the Rhode Island General Laws, while providing some revenue to the City, does not insure the highest and best use of the properties, and gives no consideration to the Comprehensive Plan or plans and projects in various sections of the City, and

Whereas, These lots are therefore, found to be a

blighting influence as defined in the legislation creating the Providence Redevelopment Agency.

Now, therefore, be it Ordained by the City of Providence:

Section 1. Upon passage of this Ordinance, the Department of Planning and Development (Department) shall cause a master list of all the vacant land on which the City of Providence has liens for taxes, demolition, boarding or cleaning to be assembled and maintained. The list shall also be depicted on an Assessor's Plat Book which shall be on file at the Department's Office.

The Department shall note the nature and amount of any liens on the properties on the master list. The list shall then be distributed to the following:

a. The City Solicitor, who shall determine the most expedient and inexpensive legal method to quiet title to each property.

b. The Providence Redevelopment Agency, which shall evaluate lots which fall under existing plans and projects.

c. The City Plan Commission, which shall evaluate the potential use of lots in accordance with the Comprehensive Plan.

d. The City Council, to inform its Members of the existence and location of lots within their respective wards, and to solicit their opinion as to the most beneficial disposition of those lots.

Based on the information provided from the sources mentioned above the Department shall refer each lot on the list either to the City

Solicitor, who shall institute or cause to be instituted, legal action necessary to secure clear title for the City, or to the Providence Redevelopment Agency for inclusion in the Special Vacant Lot Project.

Section 2. The Providence Redevelopment Agency is hereby authorized and directed to take any action within its existing powers to acquire and/or condemn all properties referred to it under Section 1. These actions may include the expansion of existing redevelopment areas for such acquisition and create new project areas in accordance with its own governing statutes, ordinances and regulations for the purpose of implementing this Ordinance. The City Council hereby authorizes the City Treasurer and/or the City Collector to transfer by deed all tax reverted vacant land in their possession to the Providence Redevelopment Agency for disposition by them as set forth in this Ordinance. *All taxes assessed as of December 31, 1985 and prior thereto shall not be chargeable to or constitute a lien against the Providence Redevelopment Agency and subsequent owners of the property.*

Section 3. Disposition of Property.

Lots located within the boundaries of existing Redevelopment Plans shall be disposed of in accordance with the objectives of each plan. Parcels sold for side yards shall not be referred to the project area committees.

Lots not located in an approved project area shall be disposed of under the following criteria:

1. Recognizing that considerable density exists in all neighborhoods of the City, first priority for lots under 7,500 sq. ft. shall be owner/occupant of adjacent property for expansion of their yard and/or parking facilities. Second priority shall be given to those residing within the area. These owners will be required to bring their own property to minimum standards.

2. Wherever possible lots shall be assembled and marketed as a single development parcel.

Not for profit housing development cooperation, may be given preference in selection and in disposition prices.

3. Wherever lots cannot be disposed of in accordance with the first two priorities, they shall be placed in a Land Bank. Interim uses may be permissible for Land Bank properties with the consent of the Redevelopment Agency and such uses may include community gardens, recreation areas and for use by community organizations.

4. Disposition of all parcels shall be in conformance with the Comprehensive Plan.

Disposition by the Committee on City Property.

The Committee on City Property shall dispose of property acquired hereunder according to the same criteria used by the Providence Redevelopment Agency, insofar as this is possible, without violating the provisions of the Providence Home Rule Charter of 1980.

Section 4. Subsequent Action.

Subsequent to the passage of this Ordinance, it shall be the policy of the City of Providence to systematically foreclose its liens on properties.

The Tax Collector, when contracting for title searches for the Collector's Sale, shall ensure that the contract for title search services includes the periodic updating of the title search until the City disposes of the properties.

Prior to the Collector's Sale, the list of properties to be auctioned shall be referred to the City Plan Commission, the Providence Redevelopment Agency, and the City Council. Where the City's planning goals are served, by the acquisition of a property on that list, the Collector shall reject all bids and purchase the property for the City.

The City Treasurer and the City Solicitor shall provide for the systematic foreclosure of the previous owner's rights of redemption as

provided by State Law. Where title to the property is clouded by liens from other creditors, the property shall be included in an amendment to the Special Redevelopment Plan.

The Director of Inspection and Standards shall insure that liens are recorded for boarding and demolition. These liens shall be foreclosed at the earliest possible date.

The Director of Public Works shall cause liens for cleaning of vacant lots to be recorded.

The Department shall be responsible for the maintenance of a list of all vacant land within the City, as well as the amount and nature of any liens thereon. The City Collector, City Treasurer, Director of Inspection and Standards, the Director of Public Works, shall inform the Department whenever there is a lien attached to a property as a result of the actions of their department.

The Providence Redevelopment Agency shall inform the City Solicitor of the lots it has condemned so that, the Law Department may recover any amounts due the City from the

amounts deposited with the Superior Court at the time of condemnation.

Section 5. This Ordinance shall take effect upon its passage.

Read and Passed the Second Time, as Amended, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI, by the following Roll Call Vote:

Ayes: Council President Easton, Councilmen Annaldo, Dillon, Councilwomen DiRuzzo, Fagnoli, Councilmen Farmer, Glavin, Lombardi, O'Connor, Petrosinelli, Pitts and Stravato—12.

Noes: None.

Absent: Councilwoman Brassil, Councilmen Cola and Griffin—3.

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

COMMUNICATIONS AND REPORTS

FROM KEVEN A. McKENNA, JUDGE OF THE PROVIDENCE MUNICIPAL COURT:

Communication in compliance with Sec. 1206 (b) and (c), informing that as a private attorney he represented individuals who had legal disputes with the City of Providence, prior to his election as Judge and has partial real estate interests in certain property in Providence.

Received.

FROM THE CITY CLERK:

Report for fiscal quarter January 1, 1986 to and including March 31, 1986.

Received.

FROM THE EXECUTIVE DIRECTOR OF THE PORT OF PROVIDENCE:

Report for the month of April, 1986.

Received.

PETITIONS

COUNCILMAN PETROSINELLI (By Request):

Petition that the grade of Buchanan Street, from Edgeworth Avenue to the City Line, be defined.

Petition that the grade of Edgeworth Avenue, from the East Curb Line of Buchanan Street to a point 306 feet easterly, be Changed.

Severally Referred to the Committee on Public Works, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI.

The motion to Refer, is Sustained.

Petition that the grade of Edgeworth Avenue from the East Curb Line of Buchanan Street to its westerly termination, be defined.

FROM THE CLERK'S DESK

Petition of The C.J. Fox Company requesting 240 Fox Place be changed to 2 Cedar Street.

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

The motion to Refer, is Sustained.

Petition of Leonard Goldstein, et. al, to abandon the end portion of Faunce Drive, a dead end street, to be abandoned.

Referred to the Committee on Public Works, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI.

The motion to Refer, is Sustained.

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

Kenneth Barlow

Patrick Conley and Vito Russo

Crawford & Company, as sub. of Rapid
Express

Philip R. DeSano

Arlene Dexter

Thelma V.M. Doherty

Gail Durrett and Ebony Durrett

Ford Motor Credit Company

Jeff Gellman

Deborah Geremia

Manuel Gonsalves

Donald Kaharian

Charles Liapes, Jr.

Thomas E. Mancini

Gerald McGladrigan

Nationwide Insurance Co., as subrogee of
Sabatino Imondi

Eleanor V. Paparella

Peerless Ins. Co. as sub. of Revens and DeLuca,
Ltd.

Anthony J. Pesare

Christini Pond

Dena M. Rose

William J. Rossi

San Bento Agency as sub. of Noe Rocha

Charles T. Smith, Jr.

James A. Tucker, Jr.

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

The motion to Refer, is Sustained.

PRESENTATION OF RESOLUTIONS

"In Congratulations"

**COUNCIL PRESIDENT EASTON and the
MEMBERS of the CITY COUNCIL:**

Resolutions extending Congratulations.

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

Chief Michael F. Moise

Xing Juan Chen

Yvonne Van Der Goen

Pasquale Furia

Mendez Family

Patrolman Richard F. Bennett

Patrolman James S. Altomari

Alexander & Wanda Rossi

David & Anne Goodreau

Ricardo & Isis Padilla

Anthony & Jane Rendine

Arthur & Linda Gonya

Gary & Wendy Cazzaro

Mr. & Mrs. Erick F. Bolanos

Mr. & Mrs. David P. DeLuca

**Severally Read and Collectively Passed,
on motion of COUNCILMAN GLAVIN,
seconded by COUNCILWOMAN FARG-
NOLI.**

The motion for Passage, is Sustained.

PRESENTATION OF RESOLUTIONS

"In Memoriam"

COUNCIL PRESIDENT EASTON and the MEMBERS of the CITY COUNCIL:

Resolutions extending Sympathy.

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

Ida Grelle

Louis Corves

Pasco Montanaro

Thomas Tabellario

John V. Lisi

Arthur J. Maigret

Arthur M. Merolla

Louis M. Swiczewicz

Stanley P. Rudzis

Irving E. Washington

Victor Martino

Frances H. Aola

Pasquale V. Massarone

Peter Montaquila, Jr.

Peter R. Carnevale, Sr.

Arthur O. Harnois, Sr.

Antonio Bova

Frank DelSesto

Anita Bianco

Thomas A. Izzo

Joyce A. Catoni

Oreste Altrui

Luigi Bernardo

Mary R. Lemoi

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

The motion for Passage, is Sustained.

ADJOURNMENT

There being no further business, on
motion of COUNCILMAN GLAVIN, sec-
onded by COUNCILMAN STRAVATO and
COUNCILMAN DILLON, the City Council
adjourns at 9:40 o'clock P.M. (E.D.T.) to
meet again on THURSDAY, JUNE 19, 1986
at 8:00 o'clock P.M. (E.D.T.).

Rose M. Mandonea

City Clerk

June 5]

1932

[1986