

CITY OF PROVIDENCE RHODE ISLAND



CITY COUNCIL JOURNAL OF PROCEEDINGS

No. 41 City Council Regular Meeting, Thursday, June 21, 1984, 8:00 P.M. (E.D.T.)

IN CITY COUNCIL
JUL 5 1984

APPROVED:

PRESIDING *Rose M. Mancini* CLERK

COUNCIL PRESIDENT PRO TEMPORE

LOUIS R. STRAVATO

ROLL CALL

Present: Council President Pro Tempore Stravato and Councilman Annaldo, Councilwoman Brassil, Councilmen Cola, Dillon, Councilwoman DiRuzzo, Councilman Easton, Councilwoman Fagnoli, Councilmen Farmer, Glavin, Griffin, O'Connor, Petrosinelli and Pitts—14.

Absent: Council President Paolino—1.

INVOCATION

The Invocation is given by COUNCILMAN DAVID G. DILLON.

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

COUNCILMAN JAMES A. PETROSINELLI 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. 39 of the Regular Meeting of the City Council held Thursday, June 7, 1984 and Posted June 19, 1984, on that Bulletin Board located on the Ground Floor Level of City Hall, is Approved as Printed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.

VETO BY HIS HONOR THE MAYOR

Communication, dated June 18, 1984, Informing the Honorable City Council of His Disapproval and Veto of "An Ordinance Establishing a City of Providence Contract Negotiating Board".

Executive Chamber
City of Providence

June 18, 1984

The Honorable Members
The City Council of the
City of Providence
City Hall
Providence, Rhode Island 02903

Dear Honorable Members:

I hereby disapprove and veto an ordinance establishing a City of Providence Contract Negotiating Board for the following reasons:

(1) Negotiation of collective bargaining agreements is, and must remain a function of the Executive branch of government.

(2) My approval of such an ordinance would seriously encumber the ability of an elected Mayor to conduct labor negotiations in the manner he or she sees fit.

Notwithstanding my objections to this ordinance, I endorse the position that officials in the Executive and Legislative branches of government whose responsibilities include labor and personnel matters should have a voice in the negotiation of collective bargaining agreements. Therefore, I would welcome establishment of a Contract Negotiating Board, similar to the one established by the aforesaid ordinance, to serve in a strictly advisory capacity.

Respectfully,

JOSEPH R. PAOLINO, JR.
Mayor of Providence

Received.

ORDINANCES SECOND READING

The following Ordinances were in City Council June 7, 1984, Read and Passed the First Time, and are Returned for Passage the Second Time:

An Ordinance in Amendment of Chapter 17 of the Code of Ordinances of the City of Providence, entitled: "Officers and Employees", as Amended. (Standard of Conduct of Employees.)

Be it ordained by the City of Providence:

Section 1. Chapter 17 of the Code of Ordinances of the City of Providence entitled "Officers

and Employees" is amended by adding thereto Section 17-33 entitled "Standard of Conduct of Employees" which shall read as follows:

"Section 17-33. *Standard of Conduct of Employees.* (a) Every City employee shall fulfill conscientiously, according to the Providence Home Rule Charter, the Code of Ordinances of the City of Providence and applicable laws, the duties of the City office or position conferred upon or held by him or her and shall prove himself or herself in his or her behavior inside and outside said office or position worthy of the esteem which his or her profession requires. In all official activity, each employee of the City of Providence shall pursue the common good, and not only be impartial but so act as not to endanger his or her impartiality not to give occasion for distrust of his or her impartiality. The following code of ethics shall apply to all employees of the City of Providence:

(1) No City employee shall, while serving as such have any financial interest, or engage in any employment, or incur any obligation, which is in direct conflict with the proper discharge of his or her duties or employment with the City of Providence.

(2) No City employee shall accept any other employment which will impair his or her independence of judgment as to his or her official duties or employment with or for the City of Providence or require him or her to disclose confidential information acquired by him or her in the course of and by reason of his or her official duties.

(3) No City employee shall wilfully and knowingly disclose, for pecuniary gain, to any person, confidential information acquired in the course of and by reason of his or her official duties.

(4) No City employee shall use his or her public office or confidential information received through his or her public office to obtain financial gain, other than that provided by law,

for such employee or his or her spouse (if not estranged) or any dependent child or any business in which he or she has a financial interest.

(5) No City employee unless otherwise provided by law shall represent himself or herself any other person or perform services for any other person or act as an expert witness before any City board, commission, agency or department of which such employee is a member or is employed or engaged, except in the performance of his or her official duties.

(6) No City employee and no spouse (if not estranged) or any dependent child of a City employee or any business entity in which said City employee, spouse (if not estranged) or child of such person has a ten per cent (10%) or greater equity interest or five thousand dollars (\$5,000) or greater cash value interest shall enter into any contract with any City board, commission, agency or department of which said person is a member or is employed unless the contract has been awarded through an open and public process, including prior public notice and subsequent public disclosure of all proposals considered in contracts awarded; provided, however, that contracts for professional services which have been customarily awarded without competitive bidding shall not be subject to competitive bidding.

(7) No City employee shall employ anyone with public funds who does not perform tasks which contribute substantially to the work of the government of the City of Providence and which are commensurate with the compensation received.

(8) No full-time City employee shall engage in any outside business or activity during regular business hours of his or her City position. All City employees are assumed to be full time, unless their personnel record indicates otherwise.

(9) No City employee shall commit any of the actions described in Section 1206(b) of the Providence Home Rule Charter.

(10) For the purposes of this Section, the term "City employee" shall mean all full- and part-time employees in the employ of the City or any agency, board or commission of the City, including without limitation the Providence Redevelopment Agency, the Providence Water Supply Board, the Mayor's Office of Community Development and any future City department, agency, board or commission regardless of the source of funding of such entity, all individuals serving in appointed City positions and all employees of public and quasi-public City boards, commissions and corporations and all officers of the City as defined in Section 1207 of the Providence Home Rule Charter, excluding employees and officers subject to Chapter 36-14 of the General Laws.

(b) *Suspension or Dismissal.* Upon indictment, information or complaint and/or arraignment for a felony directly related to his or her employment, any City employee shall be suspended with or without pay, or transferred to another position. Upon conviction of a felony related to his or her employment, a City employee shall be dismissed immediately.

(c) *Report of Testimonial Proceeds Intended for Personal Use.* Within ninety (90) days from the date of a testimonial affair which was intended to raise funds for the personal use of a person who is a City employee, said City employee or a duly authorized designee shall make a full report to the City Clerk, upon a form to be provided by the City Clerk setting forth the net proceeds realized by the testimonial affair and the names and addresses of each contribution of in excess of one hundred dollars (\$100) to the affair and the amount contributed by each. The person making said report shall certify to its correctness.

The City employee shall be responsible for maintaining accurate financial records of the testimonial affair and for filing the aforementioned report unless he or she files with the City Clerk, prior to the affair, a statement designating

another person whose responsibility it will be to maintain those records and to file said report.

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

An Ordinance in Amendment of and in Addition to Sec. 2.71 of the Code of Ordinances of the City of Providence by Adding Sec. 2.71-1, to be entitled: "Regulating Urban Renewal Expenditures", as Amended.

Be it ordained by the City of Providence:

Section 1. Sec. 2.71 of the Code of Ordinances of the City of Providence is hereby amended by adding the following:

Sec. 2.71-1. No urban renewal project shall be undertaken with bond funds or property tax dollars unless the difference between the fair market value of the urban renewal area after the project's completion is sufficiently greater than the fair market value of the area before the project's commencement so as to generate the necessary property tax revenues to justify the project, or unless the project can be justified as serving the area and the City's interest. The amount of any benefit shortfall shall be clearly stated and projected over the period corresponding to related debt payments. The City Council Finance Committee shall review and approve the necessary fiscal impact study of all projects before authorizing funding.

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

An Ordinance in Amendment of the Code of Ordinances of the City of Providence, to Provide for Maximum Public Access to City Documents, as Amended.

It is the intention of the City Council and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of Providence, Rhode Island, and the sections of this Ordinance may be renumbered to accomplish such intention.

Be it ordained by the City of Providence:

Section 1. All City departments and agencies shall provide, to any public radio or television station, or newspaper of general circulation, access to all public documents.

Section 2. Where it is necessary to edit public documents for the protection of privacy, the cost of such editing shall not be passed onto any group or individual requesting copies of such documents, when such group or individual would otherwise be entitled to access of such documents under State Law. Said department or agency however, may pass on reasonable costs of copying such documents to any group or individual other than those outlined above.

Section 3. This Ordinance shall take effect upon its passage by the City Council and approval by His Honor the Mayor.

An Ordinance in Amendment of Chapter 544 of 1951, by Changing from an R-3 General Residence Zone to a C-2 General Commercial Zone, Lots 479, 480, 481, 482, 483, 484 and 486, as Set Out and Delineated on City Assessor's Plat 108, said Lots being situated within the Official Redevelopment Plan for the Silver Lake Revitalization Project.

Be it ordained by the City of Providence:

Section 1. The Zoning Map, accompanying and made part of Chapter 544 of 1951, entitled: "An Ordinance Zoning the City of Providence and Establishing Use, Height and Area Regulations", as heretofore amended, is hereby further

amended by changing from an R-3 General Residence Zone to a C-2 General Commercial Zone, Lots 479, 480, 481, 482, 483, 484 and 486, as Set Out and Delineated on City Assessor's Plat 108, said Lots being situated within the Official Redevelopment Plan for the Silver Lake Revitalization Project bounded and described as follows:

Plat 108, Lots 483, 482, 481, 480, 479, 486 and 484.

Beginning at the intersection of Plainfield Street and Pocasset Avenue, said point being the northeasterly corner of Lot 483;

Thence generally westerly along the northerly street line of Pocasset Avenue to the southwest corner of Lot 479;

Thence generally northerly along the westerly lot line of Lot 479 to the northwesterly corner of Lot 479;

Thence easterly along the northerly line of Lot 479 to the southwest corner of Lot 486;

Thence northerly along the westerly line of Lot 486 to the southerly street line of Plainfield Street;

Thence easterly along the southerly street line of Plainfield Street to the intersection of Plainfield Street and Pocasset Avenue, said point being northeasterly corner of Lot 483 and point and place of beginning.

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

An Ordinance in Amendment of Chapter 544 of 1951, by changing from an R-3 General Residence Zone to a C-4 Heavy Commercial Zone, Lot 769, as Set Out and Delineated on City Assessor's Plat 69, said Lot being situated along 169 Douglas Avenue.

Be it ordained by the City of Providence:

Section 1. The Zoning Map, accompanying and made part of Chapter 544 of the Ordinances of the City of Providence, approved September 21, 1951, entitled: "An Ordinance Zoning the City of Providence and Establishing Use, Height and Area Regulations", as heretofore amended, is hereby further amended by changing from an R-3 General Residence Zone to a C-4 Heavy Commercial Zone, Lot 769, as Set Out and Delineated on City Assessor's Plat 69, said Lot being situated along 169 Douglas Avenue, bounded and described as follows:

Beginning at a point at the northwesterly intersection of Whipple Street and Douglas Avenue, said point being the southeasterly corner of Lot 769;

Thence generally westerly along the northerly line of Douglas Avenue to the southwesterly corner of Lot 769;

Thence northeasterly along the westerly line of Lot 769 to the northwesterly corner of Lot 769;

Thence easterly along the northerly lot line of Lot 769 to the westerly street line of Whipple

Street, point being the northeasterly corner of herein described parcel;

Thence generally southwesterly along the easterly street line of Whipple Street to the southeasterly corner of herein described parcel and point and place of beginning.

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

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

Ayes: Council President Pro Tempore Stravato and Councilman Annaldo, Councilwoman Brassil, Councilmen Cola, Dillon, Councilwoman DiRuzzo, Councilman Easton, Councilwoman Fagnoli, Councilmen Farmer, Glavin, Griffin, O'Connor, Petrosinelli and Pitts—14.

Absent: Council President Paolino—1.

The motion for Passage the Second Time, is Sustained.

PRESENTATION OF ORDINANCES

COUNCILWOMAN BRASSIL (By Request):

An Ordinance in Amendment of Sections 21-27, 21-28 and 21-29 of Article II of the Code of Ordinances of the City of Providence, entitled: "Contracts, Purchases and Sales".

Referred to the Committee on Finance, on

motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.

The motion to Refer is Sustained.

COUNCILMAN FARMER:

An Ordinance in Amendment of Chapter 2 of the Code of Ordinances of the City of Providence, entitled: "Elections".

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

The motion to Refer is Sustained.

PRESENTATION OF RESOLUTIONS

COUNCILMAN EASTON:

Resolution requesting the City Solicitor to Terminate the Contract with M.S.S. for Street Sweeping Services.

Referred to the Committee on Finance, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMEN ANNALDO and DILLON.

The motion to Refer is Sustained.

COUNCILMAN PETROSINELLI (By Request):

Resolution requesting the Traffic Engineer to cause the Installation of "15 M.P.H." Signs along Oppor Street.

Resolved, That the Traffic Engineer is requested to cause the installation of "15 M.P.H." signs along Oppor Street.

COUNCILMAN EASTON (By Request):

Resolution requesting the Chief Electrical Inspector to Order the Installation of a Street Light on Pole No. 6, located along Cory Street.

Resolved, That the Chief Electrical Inspector is requested to cause the installation of a Street Light on Pole No. 6, located along Cory Street.

Resolution requesting the Director of Public Works to cause Four Blocks of Cement to be Replaced along 565 Branch Avenue.

Resolved, That the Director of Public Works is requested to cause four blocks of cement to be replaced along 565 Branch Avenue.

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

The motion for Passage is Sustained.

REPORTS FROM COMMITTEES

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 1983-30, Approved July 10, 1983, by transferring Certain Sums of Money within the Department of Public Schools.

An Ordinance Amending the Appropriation Ordinance Chapter 1983-30, Approved July 10, 1983, by transferring the Sum of Sixty Thousand Dollars (\$60,000.00) from the Law Department Claims Account (1-001-05-331) to the Workers Compensation Account (1-013-17), as Amended.

An Ordinance Amending the Appropriation Ordinance Chapter 1983-30, Approved July 10, 1983, by transferring the Sum of Forty-Four Thousand, Three Hundred Fifty Dollars (\$44,350.00) from the Purchasing Department Motor Fuel Account (1-005-17-211) to Board of Canvassers (1-009-04) Various Line Items, as Amended.

An Ordinance Amending the Appropriation Ordinance Chapter 1983-30, Approved July 10, 1983, by transferring the Sum of Five Hundred Dollars (\$500.00) from Structures and Zoning (1-004-02-114) to Demolition of Abandoned Property (1-013-07-155) as Amended.

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

Ayes: Council President Pro Tempore Stravato and Councilman Annaldo, Councilwoman Brassil, Councilmen Cola, Dillon, Councilwoman DiRuzzo, Councilman Easton, Councilwoman Fagnoli, Councilmen Farmer, Glavin, Griffin, Petrosinelli and Pitts—13.

Absent: Council President Paolino and Councilman O'Connor—2.

The motion for Passage the First Time, is Sustained.

Resolution Reporting Receipts of Certain Gifts of Monies by the Board of Park Commissioners for the Preservation and Care of Specified Burial Lots in North Burial Ground.

Resolved, That the sums of money to the Board of Park Commissioners, in trust, the income thereof to be applied, under the provisions of Chapter 367 of the Public Laws, January Session 1861, to the preservation and care of Specified Burial Lots in said ground be and the same are hereby respectively accepted.

Read and Passed, on motion of COUNCILMAN GLAVIN, seconded by COUNCIL-

MAN DILLON, by the following Roll Call Vote: Farmer, Glavin, Griffin, Petrosinelli and Pitts—13.

Ayes: Council President Pro Tempore Stravato and Councilman Annaldo, Councilwoman Brassil, Councilmen Cola, Dillon, Councilwoman DiRuzzo, Councilman Easton, Councilwoman Fargnoli, Councilmen

Absent: Council President Paolino and Councilman O'Connor—2.

The motion for Passage is Sustained.

COUNCILMAN JAMES A. PETROSINELLI, Chairman COMMITTEE ON PUBLIC WORKS

Transmits the following with Recommendation the Same be Severally Adopted:

Resolution requesting the Director of Public Works to Order a Main Drain or Common Sewer be Constructed in Woodfall Street.

Resolved, That the Director of Public Works be and he is hereby directed to cause a main drain or common sewer to be constructed in Woodfall Street.

Resolution Ordering the Abandonment of a Portion of Richmond Square Connector, between Pitman Street and East George Street.

Resolved, Decreed and Ordered:

That the following named street shown as cross-hatched area on the accompanying plan entitled, "Providence, Rhode Island, Department of Public Works — Engineering Office, Street Line Section Plan No. 064291, dated March 26, 1984", viz:

Richmond Square connector, (portion of) be-

tween Pitman Street and East George Street, shown as cross-hatched area on accompanying plan and designated by the letters (A-B-C-D-E-A) having ceased to be useful to the public and is proposed to be abandoned as a Public Highway, subject to the petitioner, Harold Schein and his heirs in interest or assigns dedicating a further right-of-way of equivalent size as the abandon right-of-way be located on his properties as defined as Lots 4, 5, 6, 9, 10 and 372 on Assessor's Plat 15 and any lot where the said right-of-way to be located, to the City of Providence at no cost for the dedication of the proposed River Drive Extension as part of the Waterfront Plan; and the damage to the abutters is appraised at nothing and so awarded, and it is further,

Ordered, That the Director of Public Works, be and he is hereby directed to cause a sign to be placed on the above-named highway abandoned as aforesaid, having thereon the words, "Not a Public Highway", and it is further

Ordered, That after the entry of this order or decree, the City Clerk shall cause a notice, thereof, to be published in a newspaper published

in the County of Providence at least once a week for three successive weeks, and a further and personal notice shall be served by the City Sergeant upon every owner of land abutting the above-named highway which has been abandoned, who is known to reside within this State.

Resolution Ordering the Abandonment of a Portion of Bowdoin Street (20 Feet in Width) from Atwells Avenue Extending to the Entire Depth of Lot 206 on City Assessor's Plat 62.

Resolved, Decreed and Ordered:

That the following named street shown as cross-hatched area on the accompanying plan entitled "Providence, Rhode Island, Department of Public Works — Engineering Office, Street Line Section Plan No. 064287, dated January 17, 1984", viz:

Bowdoin Street (portion of) 20 feet in width, from Atwells Avenue extending to the entire depth of Lot 206 on City Assessor's Plat 62, shown as cross-hatched area on the accompanying plan and designated by the letters (A-B-C-D-A), having ceased to be useful to the public and the same is proposed to be abandoned as a Public Highway; and the damage to the abutters is appraised at nothing and so awarded, and it is further,

Ordered, That the Director of Public Works, be and he is hereby directed to cause a sign to be

placed on the above-named highway abandoned as aforesaid, having thereon the words, "Not a Public Highway", and it is further

Ordered, That after the entry of this order or decree, the City Clerk shall cause a notice, thereof, to be published in a newspaper published in the County of Providence at least once a week for three successive weeks, and a further and personal notice shall be served by the City Sergeant upon every owner of land abutting the above-named highway which has been abandoned, who is known to reside within this State.

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

The motion for Passage is Sustained.

The following is Transmitted with Recommendation the Same be Denied:

Petition of Gilbane Building Company requesting the City Council to Accept Title to Houghton Street to which will be Conveyed to the City of Providence for Use as a Public Street.

Read and Denied, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.

The motion for Denial is Sustained.

COUNCILMAN LOUIS R. STRAVATO, Chairman COMMITTEE ON CLAIMS AND PENDING SUITS

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

Certificates from the City Assessor (50-L, 52-L, 54-L, 55-L, 56-L, 57-L and 58-L), Recommending the Same be Severally Cancelled, Pursuant to the Provisions of Sections 14 and 15 of Title 44, Chapter 7, of the General Laws of Rhode Island, 1956, as Amended.

Certificates from the City Collector (Nos. 23, 24 and 25), Recommending the Same be Severally Cancelled, Pursuant to the Provisions of Section 44-7-11 of the General Laws of Rhode Island, 1956, as Amended, inasmuch as the Same have been determined to be Uncollectible as such Amounts were not Reported as Required on the Statement of Lien.

Severally Approved for Cancellation, on

motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON, by the following Roll Call Vote:

Ayes: Council President Pro Tempore Stravato and Councilman Annaldo, Councilwoman Brassil, Councilmen Cola, Dillon, Councilwoman DiRuzzo, Councilman Easton, Councilwoman Fagnoli, Councilmen Farmer, Glavin, Griffin, Petrosinelli and Pitts—13.

Absent: Council President Paolino and Councilman O'Connor—2.

The motion to Approve for Cancellation is Sustained.

COMMUNICATIONS AND REPORTS

**FROM EDWARD CIVITO, INSPECTOR,
DEPARTMENT OF INSPECTION AND
STANDARDS:**

Communication, Notifying that He has a 4% Interest in the Partnership of Capitol View Associates Who are Presently Involved in the Purchase and Renovation of the Smith Street School from the Redevelopment Agency.

Received.

FROM CHRISTOPHER BURKE, ESQUIRE:

Disclosure of Conflict of Interest submitted by Acting Executive Director of the Providence

Human Relations Commission, informing of His Appointment as Special Education Review Officer by the Rhode Island Department of Education.

Received.

Certificates from the City Assessor (59-L, 61-L and 62-L), Recommending the Same be Severally Cancelled, Pursuant to the Provisions of Sections 14 and 15 of Title 44, Chapter 7, of the General Laws of Rhode Island, 1956, as Amended.

Severally Referred to the Committee on

Claims and Pending Suits, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.

The motion to Refer is Sustained.

FROM THE PORT DIRECTOR:

Report for the Month of May, 1984.

Received.

FROM THE CLERK'S DESK

Petition of Alfred A. Gemma, to Change from an R-4 Multiple Dwelling Zone to an M-1 General Industrial Zone, Lot 58, as Set Out and Delineated on City Assessor's Plat 32, located along 334 Carpenter Street at the Intersection with Grant Street.

Petition of John P. Garan to Amend the Zoning Map to Change from an R-4 Multiple Dwelling Zone to a C-1 Limited Commercial Zone, Lot 100, on City Assessor's Plat 67, located along Smith Street.

Severally Referred to the Committee on Ordinances, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.

The motion to Refer is Sustained.

Petitions for Compensation for Injuries and Damages, viz:

Herbert Bader, Sr.

Lenore A. DeLucia

Joann Marcello p.p.a. Ann Marcello

Peter Navratil

Sharon Parsons

Peerless Ins. Co. as subrogee of Barbara and Jerome Sherman

Tedford Radway, Esq.

Diane Romano

Judith Trotta

Severally Referred to the Committee on

Claims and Pending Suits, on motion of
COUNCILMAN GLAVIN, seconded by
COUNCILMAN DILLON.

The motion to Refer is Sustained.

PRESENTATION OF RESOLUTIONS

"In Congratulations"

COUNCIL PRESIDENT PRO TEMPORE
STRAVATO and the MEMBERS of the
CITY COUNCIL:

Charles Garganese

Buddy Carnevale

Resolutions Extending Congratulations to the
following:

Dr. Thomas McDonald and the Executive
Board of the Asa Messer School Parent Teacher
Organization.

Charles Newton

Donald Dwares

Santi Campanella

Anthony Caprio

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

The motion for Passage is Sustained.

PRESENTATION OF RESOLUTIONS

"In Memoriam"

COUNCIL PRESIDENT PRO TEMPORE
STRAVATO and the MEMBERS of the
CITY COUNCIL:

Resolutions Extending Sympathy.

Resolved, That the Sympathy of the Members

of the City Council is hereby expressed to the families of the following:

Veronica E. Gregelevich

Rose Cleeland

Arthur Vallante

Theresa Romano

John J. Brady

Margaret Manning-Martin

Bernard A. St.Cyr

Edna F. Kwiatkowski

Carmela A. Tudino

Robert M. Brush

Elvira Capoverde

Anthony A. Guerrieri

Mario C. Giorgi

Emanuel Fagundes

James J. Hardiman, Sr.

Lydia Valcarenghi

Richard St.Angelo

John S. Chafee

Edward J. Regan, Sr.

Edward Scungio

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

The motion for Passage is Sustained.

MATTER NOT APPEARING ON THE PRINTED DOCKET

**On motion of COUNCILMAN GLAVIN,
seconded by COUNCILMAN DILLON, it is
Voted to Suspend Rule 16 of the Rules of the
City Council in Order to Allow the Introduc-
tion of the following Matter Not Appearing
on the Printed Docket.**

ORDINANCE SECOND READING

The following Ordinance was in City Council June 19, 1984, Read and Passed the First Time and Returned for Passage the Second Time:

An Ordinance providing for the Assessment and Collection of 1984 Taxes in a sum not less than Ninety-Nine Million Dollars (\$99,000,000.00) and not more than One Hundred One Million, Five Hundred Thousand Dollars (\$101,500,000.00) being based on One Hundred Percent (100%) of the 1984-1985 Fiscal Year Tax Collection.

Be it ordained by the City of Providence:

Section 1. The City Council of the City of Providence hereby orders the assessment and collection of a tax on the ratable real estate and tangible personal property as well as orders the assessment and collection of an excise tax on all registered motor vehicles, in a sum not less than Ninety-Nine Million Dollars (\$99,000,000.00) and not more than One Hundred One Million Five Hundred Thousand Dollars (\$101,500,000.00) being based on One Hundred Percent (100%) of the 1984-1985 Fiscal Year tax collection, as amended; said tax is for ordinary expense charges for the payment of interest and indebtedness in whole or in part of said City and for other purposes authorized by law.

Section 2. The City Assessor shall assess and apportion said tax on inhabitants and ratable real estate and tangible personal property of said City as of the 31st day of December, A.D. 1983 at midnight, Eastern Standard Time, as well as assess and apportion said excise tax on the owners of registered motor vehicles in the City of Providence during calendar year 1983, according to law, and shall on completion of said assessment, date and sign the same, and shall make out and certify to the City Collector of the City of

Providence on or before the 15th day of June, A.D. 1984, a complete list containing (1) the name of persons taxed and the total value of all the real estate taxed to each person, (2) the amount of personal estate except manufacturers' machinery and equipment assessed against each person (3) the amount of manufacturers' machinery and equipment, (4) the amount of the motor vehicle excise assessment against each person, and (5) the total amount of tax assessed against each person on said real estate, personal estate and motor vehicle opposite the name of the person or persons assessed.

The assessment of real estate, personal estate and manufacturers' machinery and equipment shall appear in separate columns in said list. The assessment of motor vehicles shall appear on a separate list.

Said taxes shall be due and payable on and between the 1st day of July, 1984 next, and the Twenty-Fifth day of July, A.D. 1984 next, and all taxes remaining unpaid on said last named day carry until collected, a penalty at the rate of twelve percentum per annum upon such unpaid real estate and personal estate taxes, except that a penalty at the rate of twelve percentum per annum upon such unpaid excise taxes shall be levied.

Provided, however said taxes may be paid in four installments, the first installment of Twenty-Five percentum on or before the Twenty-Fifth day of July A.D. 1984 next, and the remaining installments as follows: Twenty-Five percentum on the Twenty-Fourth day of October A.D. 1984, Twenty-Five percentum on the Twenty-Fourth

day of January A.D. 1985; and Twenty-Five percentum on the Twenty-Fourth day of April A.D. 1985. Each installment of taxes, if paid on or before the last day of each installment period successively and in order shall be free from any charges for interest.

If the first installment, or any succeeding installment of taxes, is not paid by the last day of the respective installment period or periods as they occur, then the whole tax or remaining unpaid balance of the tax, as the case may be, shall immediately become due and payable and shall carry, until collected, a penalty at the rate of twelve percentum per annum on said real estate and personal estate, and penalty at the rate of twelve percentum per annum on said excise vehicle.

The City Collector, shall by advertisement in a public newspaper of the City, notify all persons assessed to pay their respective taxes at his office on and between the said 1st and Twenty-Fifth day of July A.D. 1984 both days inclusive; said Collector shall attend daily during said periods, Saturdays, Sundays, and Holidays excepted, at

his office from Eight-Thirty o'clock A.M. to Four o'clock P.M. to receive taxes.

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

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

Ayes: Council President Pro Tempore Stravato and Councilman Annaldo, Councilwoman Brassil, Councilmen Cola, Dillon, Councilwoman DiRuzzo, Councilman Easton, Councilwoman Fagnoli, Councilmen Farmer, Glavin, Griffin, Petrosinelli and Pitts—13.

Absent: Council President Paolino and Councilman O'Connor—2.

The motion for Passage the Second Time, is Sustained.

ADJOURNMENT

There being no further business, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON, the City Council adjourns at 8:30 o'clock P.M. (E.D.T.) to meet again on THURSDAY, JULY 5, 1984 at 8:00 o'clock P.M. (E.D.T.).

Rose M. Mendonca

City Clerk



June 21]

891

[1984

June 21]

892

[1984