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CITY OF PROVIDENCE
RHODE ISLAND



CITY COUNCIL
JOURNAL OF PROCEEDINGS

No. 22 City Council Regular Meeting, Thursday, September 7, 2006, 7:30 o'clock P.M. (E.D.T.)

PRESIDING
COUNCIL PRESIDENT
JOHN J. LOMBARDI

ROLL CALL

Present: COUNCIL PRESIDENT LOMBARDI, COUNCILMEN APONTE, BUTLER, DeLUCA, HASSETT, IGLIOZZI, JACKSON, LUNA, MANCINI, COUNCILWOMAN ROMANO, COUNCILMAN SEGAL, COUNCILWOMEN WILLIAMS and YOUNG - 13.

Absent: COUNCILMAN ALLEN and COUNCILWOMAN DiRUZZO - 2.

Also Present: Anna M. Stetson, City Clerk, Claire E. Bestwick, First Deputy City Clerk, Sheri A. Petronio, Assistant Clerk, Adrienne G. Southgate, Deputy City Solicitor and Vincent J. Berarducci, City Sergeant.

2006 OCT 24 A 11: 54
DEPT. OF CITY CLERK
PROVIDENCE, R.I.

FILED

IN CITY COUNCIL
NOV 2 2006
APPROVED: CLERK

INVOCATION

The Invocation is given by COUNCIL-
WOMAN CAROL A. ROMANO.

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

COUNCILMAN LUIS A. APONTE 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 RECORDS

Journal of Proceedings No. 16 of the
Regular Meeting of the City Council held July
6, 2006; Journal of Proceedings No. 1 of the
Regular Meeting of the City Council held
January 6, 2005; Journal of Proceedings No.
2 of the Regular Meeting of the City Council
held January 20, 2005; Journal of
Proceedings No. 3 of the Regular Meeting of
the City Council held February 3, 2005 and

Journal of Proceedings No. 4 of the Regular
Meeting of the City Council held February
17, 2006 and Posted on August 30, 2006 on
that Bulletin Board located on the Ground
Level of City Hall, are approved, as printed,
on Motion of **COUNCILMAN APONTE**,
seconded by **COUNCILWOMAN WILLIAMS**.

APPOINTMENTS BY HIS HONOR THE MAYOR

Communication dated July 18, 2006, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1107 of the Providence Home Rule Charter of 1980, as amended, he is this day re-appointing Ms. Dolores Cascella of 100 Atwells Avenue, Apartment 1410, Providence, Rhode Island 02903, as a member of the Providence Housing Authority for a term to expire in July, 2010.

Communication dated July 18, 2006, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1107 of the Providence Home Rule Charter of 1980, as amended, he is this day re-appointing Mr. Theodore F. Low of 95 Blackstone Boulevard, Providence, Rhode Island 02906, as a member of the Providence Housing Authority for a term to expire in July, 2011.

Communication dated July 18, 2006, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1107 of the Providence Home Rule Charter of 1980, as amended, he is this day re-appointing Mr. Raymond Murphy of 101 North Main Street, Apartment 500, Providence, Rhode Island 02903, as a member of the Providence Housing Authority for a term to expire in July, 2010.

Communication dated July 18, 2006, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1107 of the Providence Home Rule

Charter of 1980, as amended, he is this day appointing Dr. Hillary Silver of 25 Benefit Street, Providence, Rhode Island 02906, as a member of the Providence Housing Authority for a term to expire in July, 2011. (Dr. Silver will replace Mr. Paul Lewis, whose term has expired.)

Communication dated July 18, 2006, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1107 of the Providence Home Rule Charter of 1980, as amended, he is this day re-appointing Mr. Paul Waldman of 135 Roger Williams Avenue, Providence, Rhode Island 02907, as a member of the Providence Housing Authority for a term to expire in July, 2011.

Communication dated July 18, 2006, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1107 of the Providence Home Rule Charter of 1980, as amended, he is this day re-appointing Ms. Dorothy Waters of 134 Dodge Street, Apartment 102, Providence, Rhode Island 02907, as a member of the Providence Housing Authority for a term to expire in July, 2010.

COUNCILMAN APONTE Moves to Dispense with the Reading of the foregoing matters.

COUNCIL PRESIDENT LOMBARDI Receives the Several Communications.

ORDINANCE SECOND READING

The Following Ordinance was in City Council May 18, 2006, Read and Passed the First Time and is Returned for Passage the Second Time:

An Ordinance Barring Investment of City Investment Account Funds in the Sherwin-Williams Company, NL Industries, Inc., and Millenium Holdings, LLC and any other Manufacturer held liable for causing Lead Poisoning in Rhode Island.

Be it ordained by the City of Providence:

Section 1. Annually in America, elevated blood lead levels that can cause learning disabilities, hyperactivity and brain damage, are discovered in over 300,000 children. Lead paint manufacturers, including Sherwin-Williams, N L Industries, Inc. and Millenium Holdings, LLC (Glidden), while aware of these effects of lead paint, continued to produce the product for many years before they stopped manufacturing and/or selling it. Lead paint poisoning overwhelmingly affects low income and minority children in particular. Nationally, the cost to cities and others to remove lead paint in housing units is estimated to be over \$38 billion, and cities and states do not have enough funds to make all housing units lead safe. In addition, lead poisoning costs the nation \$43.4 billion each year in lost wages and health care costs. While this has become a financial burden for the Nation, lead paint manufacturers profited from a product that they knew to be dangerous. "The Association of Community Organizations for Reform Now" has documented the problem of lead contamination by testing

housing units in the City of Providence and Children with lead poisoning burden our social service programs and public school resources.

It is not in the interest of the City of Providence to invest resources in supporting corporations that engage in business practices that harm the City of Providence and its residents, nor is it in the interest of the City of Providence to invest resources in firms which are facing a particularly uncertain future because of moral, legal, and regulatory scrutiny of their activities. In light of the fact that Sherwin-Williams Company, N L Industries, Inc. and Millenium Holdings, LLC (Glidden), have been found liable in a major federal lawsuit involving lead paint poisoning of Rhode Island children, the City will not invest any of its moneys or funds, including funds held under the auspices of the City of Providence to remain invested, or to be invested in the future, in stocks, securities or other business obligations of the Sherwin-Williams Company, N L Industries, Inc. and Millenium Holdings, LLC (Glidden), or in mutual funds which are major shareholders in this company.

Section 2. The assets of any investment account, including pension, endowment, and annuity funds, under the jurisdiction of the Board of Investment Commissioners and/or the Finance Director, shall not knowingly be

invested in the Sherwin-Williams Company, N L Industries, Inc. and Millenium Holdings, LLC (Glidden), or in any other paint manufacturer subsequently held liable for lead poisoning in the State of Rhode.

Section 3. The divestiture so required shall be completed within two (2) months of final Approval of the Ordinance.

Section 4. This ordinance shall take effect upon passage.

Read and Passed the Second Time, on Motion of COUNCILMAN APONTE, seconded by COUNCILWOMAN WILLIAMS, by the Following Roll Call Vote:

AYES: COUNCIL PRESIDENT LOMBARDI, COUNCILMEN APONTE, BUTLER, DeLUCA, HASSETT, IGLIOZZI, JACKSON, LUNA, MANCINI, COUNCILWOMAN ROMANO, COUNCILMAN SEGAL, COUNCILWOMEN WILLIAMS and YOUNG - 13.

NAYES: NONE.

ABSENT: COUNCILMAN ALLEN and COUNCILWOMAN DIRUZZO-2.

The Motion for Passage the Second Time is Sustained.

PRESENTATION OF RESOLUTIONS

COUNCIL PRESIDENT LOMBARDI, COUNCILMEN ALLEN, APONTE, BUTLER, DeLUCA, HASSETT, IGLIOZZI, JACKSON, LUNA, MANCINI, COUNCILWOMAN ROMANO, COUNCILMAN SEGAL, COUNCILWOMEN WILLIAMS and YOUNG:

Resolution Extending Sincere Best Wishes for a Happy Birthday to Councilwoman Josephine DiRuzzo on September 12, 2006.

Resolved, That the Members of the City Council hereby Extend Sincere Best Wishes for a Happy Birthday to Councilwoman Josephine DiRuzzo on September 12, 2006.

COUNCIL PRESIDENT LOMBARDI (By Request):

Resolution Requesting the Chief Electrical Inspector to cause the upgrade of street lighting to 27,500 lumen along Almy Street from Gesler Street to Broadway.

Resolved, That the Chief Electrical Inspector is requested to cause the upgrade of street lighting to 27,500 lumen along Almy Street from Gesler Street to Broadway.

COUNCILMAN APONTE Moves to Dispense with the Reading of the foregoing matters and Moves Passage of the Several Resolutions, seconded by COUNCILWOMAN WILLIAMS.

The Motion for Passage is Sustained.

Resolution Requesting the Traffic Engineer to cause the installation of "Stop" Signs at the intersection of Slocum Street and Almy Street.

COUNCILMAN APONTE Moves to Dispense with the Reading of the foregoing matters.

COUNCIL PRESIDENT LOMBARDI Refers the Several Resolutions to the Committee on Public Works.

COUNCIL PRESIDENT LOMBARDI:

Resolution Authorizing the hiring of a Planning Consultant for the review of the proposed amendments to the City of Providence Zoning Ordinance, in a total amount not to exceed \$25,000.00, effective November 1, 2006.

Resolved, That the Providence City Council hereby Authorizes the hiring of a Planning Consultant for the review of the proposed amendments to the City of Providence Zoning Ordinance, in a total amount not to exceed \$25,000.00, effective November 1, 2006.

COUNCILMAN APONTE (By Request):

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Croyland Road from Oxford Street to the end of the Library property on Saturday, September 23, 2006 from 12:00 o'clock noon

to Sunday, September 24, 2006 until 5:00 o'clock P.M. to accommodate the Annual Community Festival for St. Michael's Parish.

Resolved, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Croyland Road from Oxford Street to the end of the Library property on Saturday, September 23, 2006 from 12:00 o'clock noon to Sunday, September 24, 2006 until 5:00 o'clock P.M. to accommodate the Annual Community Festival for St. Michael's Parish.

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Pavilion Avenue between Millard Street and Rugby Street and also along Rugby Street between Byfield Street and Pavilion Avenue, on Sunday, September 3, 2006 between the hours of 1:00 o'clock P.M. to 8:00 o'clock P.M., for an Annual Neighborhood Block Party.

Resolved, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Pavilion Avenue between Millard Street and Rugby Street and also along Rugby Street between Byfield Street and Pavilion Avenue, on Sunday, September 3, 2006 between the hours of 1:00 o'clock P.M. to 8:00 o'clock P.M., for an Annual Neighborhood Block Party.

COUNCILMAN APONTE Moves to Dispense with the Reading of the foregoing matters and Moves Passage of the Several Resolutions, seconded by COUNCILWOMAN WILLIAMS.

The Motion for Passage is Sustained.

COUNCILMAN BUTLER (By Request):

Resolution Requesting the Traffic Engineer to cause the installation of one handicapped parking space in front of 404 River Avenue.

Resolution Requesting the Director of Public Works to cause the installation of decorative guardrails in front of 40 Samoset Avenue.

COUNCILMAN APONTE Moves to Dispense with the Reading of the foregoing matters.

COUNCIL PRESIDENT LOMBARDI Refers the Several Resolutions to the Committee on Public Works.

COUNCILMAN LUNA (By Request):

Resolution in Support of Upholding the Endangered Species Act.

Whereas, The Citizens of the City of Providence, Rhode Island recognize that a healthy environment is an integral part of out city's economy, society and culture; and

Whereas, Rhode Island is home to several threatened and endangered species, including the Roseate Tern, the Piping Plover, several endangered sea turtles, and, the Bald Eagle; and

Whereas, Providence, Rhode Island, and the United States have a long and proud tradition of respect for the Earth's wildlife and natural resources; and

Whereas, We have a responsibility to our children and future generations to be good

stewards of our environment and to leave behind a legacy of protecting endangered species and the special places they call home; and

Whereas, The strength and vitality of the human environment is inextricably linked with the health of all species and the places they live; and

Whereas, Species extinction and habitat destruction are a serious threat to our own welfare, as nature is the source for most of our commonly-prescribed medicines and the loss of species could mean the loss of life-saving drugs; and

Whereas, Tourism, wildlife watching, bird watching, wildflower watching, hunting and fishing provide many economic benefits to all of Rhode Island; and

Whereas, Recreational hiking, rafting and fishing are important to many citizens of the City of Providence; and

Whereas, We have a responsibility to use the best available science to ensure we protect this legacy for future generations; and

Whereas, For over 30 years, the Endangered Species Act has served as the nation's safety net for wildlife, saving hundreds of plants and animals from extinction, putting hundreds more on the path to recovery, and safeguarding the habitats on which they all depend; and,

Whereas, Several proposals to weaken protections for endangered species and natural habitats are currently pending before the United States Congress.

Now, therefore, be it resolved, That it shall be the policy of the City of Providence to

support upholding the Endangered Species Act so it may continue to protect our plants and animals and the special places they live, from the finality of extinction; and

Be it further resolved, That copies of this resolution be transmitted to President George W. Bush; the United States Secretary of the Interior, Dirk Kempthorne; Senator Lincoln D. Chafee; Senator Jack Reed; Representative James R. Langevin; Representative Patrick J. Kennedy; Governor Donald L. Carcieri; and the Providence General Assembly delegation upon its adoption.

COUNCILMAN MANCINI (By Request):

Resolution Requesting the Chief Electrical Inspector to cause the upgrade of street lighting to 27,500 lumen along Lubec Street in its entirety.

Resolved, That the Chief Electrical Inspector to cause the upgrade of street lighting to 27,500 lumen along Lubec Street in its entirety.

COUNCILMAN MANCINI, COUNCIL PRESIDENT LOMBARDI, COUNCILMEN ALLEN, APONTE, BUTLER, DeLUCA, COUNCILWOMAN DIRUZZO, COUNCILMEN HASSETT, IGLIOZZI, JACKSON, LUNA, COUNCILWOMAN ROMANO, COUNCILMAN SEGAL, COUNCILWOMEN WILLIAMS and YOUNG:

Resolution Requesting the Chief of Police to reactivate the Traffic Bureau within the Providence Police Department.

Resolved, That the Chief of Police is requested to reactivate the Traffic Bureau within the Providence Police Department.

COUNCILMAN APONTE Moves to Dispense with the Reading of the foregoing matters and Moves Passage of the Several Resolutions, seconded by COUNCILWOMAN WILLIAMS.

The Motion for Passage is Sustained.

COUNCILMAN MANCINI and COUNCILWOMAN ROMANO (By Request):

Resolution Requesting the Traffic Engineer to cause the implementation of a traffic study at the intersection of Branch Avenue and Douglas Avenue.

COUNCILWOMAN ROMANO and COUNCILMAN MANCINI (By Request):

Resolution Requesting the Traffic Engineer to cause Moy Street to be established as a "One-Way" Street, in a southerly direction, from Branch Avenue to Concannon Street.

COUNCILMAN APONTE Moves to Dispense with the Reading of the foregoing matters.

COUNCIL PRESIDENT LOMBARDI Refers the Several Resolutions to the Committee on Public Works.

COUNCILWOMAN ROMANO:

Resolution Requesting that "Bloom Street" be re-named to "DeConcilis Way."

COUNCIL PRESIDENT LOMBARDI Refers the Resolution to the Committee on Urban Redevelopment, Renewal and Planning.

Read and Passed, on Motion of COUNCILMAN APONTE, seconded by COUNCILWOMAN WILLIAMS.

The Motion for Passage is Sustained.

COUNCILWOMAN WILLIAMS (By Request):

COUNCILWOMAN YOUNG:

Resolution Requesting the Traffic Engineer to cause the replacement of the "No Parking 8:00 o'clock A.M. to 10:00 o'clock A.M." Sign on the South Side of Keene Street between Thayer Street and Brown Street.

Resolution Requesting that the "Cranston Street Playground" be re-named to the "Barbara L. Thurman Playground."

Resolved, That the Traffic Engineer is requested to cause the replacement of the "No Parking 8:00 o'clock A.M. to 10:00 o'clock A.M." Sign on the South Side of Keene Street between Thayer Street and Brown Street.

COUNCIL PRESIDENT LOMBARDI Refers the Resolution to the Committee on Urban Redevelopment, Renewal and Planning.

REPORTS FROM COMMITTEE

COMMITTEE ON FINANCE

COUNCILMAN KEVIN JACKSON, Chairman

Transmits the Following with Recommendation the Same be Adopted:

An Ordinance Establishing and Granting a Tax Stabilization Plan for 60 Valley Street, LLC, with respect to Assessor's Plat 35, Lot 572 of the City of Providence.

Read and Passed the First Time, on Motion of COUNCILMAN APONTE, seconded by COUNCILWOMAN WILLIAMS, by the Following Roll Call Vote:

AYES: COUNCIL PRESIDENT LOMBARDI, COUNCILMEN APONTE, BUTLER, HASSETT, IGLIOZZI, JACKSON, MANCINI, COUNCILWOMAN ROMANO, COUNCILMAN SEGAL, COUNCILWOMEN WILLIAMS and YOUNG-11.

NAYES: COUNCILMAN DeLUCA - 1.

NOT VOTING: COUNCILMAN LUNA - 1.

ABSENT: COUNCILMAN ALLEN and COUNCILWOMAN DiRUZZO - 2.

The Motion for Passage the First Time is Sustained

Transmits the Following with Recommendation the Same be Approved:

Resolution Requesting to cancel or abate, in whole, the taxes assessed upon Assessor's Plat 116, Lot 28 (52 Nelson Street), in the amount of One Thousand Four Hundred Eighty Four Dollars and Eighty Nine (\$1,484.89) Cents.

Resolved, That the Tax Assessor is hereby authorized to apply the homestead exemption to the property located at 52 Nelson Street.

COUNCILMAN APONTE Moves to Amend the Resolution by changing the language to read "Resolved that the Tax

Assessor is hereby authorized to apply the homestead exemption to the property located at 52 Nelson Street", seconded by COUNCILMAN BUTLER.

COUNCILMAN APONTE Moves Passage of the Resolution, As Amended, seconded by COUNCILWOMAN WILLIAMS.

The Motion for Passage, As Amended, is Sustained.

COMMUNICATIONS AND REPORTS

Communication from Thomas P. Whitten, Chairman, Providence Human Relations Commission, dated August 17, 2006, Informing the City Clerk that he is this day appointing Rochelle Lee of 172 Ontario Street, Providence, RI 02907, to the

Providence External Review Authority (PERA), for a three year term.

COUNCIL PRESIDENT LOMBARDI Receives the foregoing Communication.

Communication from Carissa R. Richard, Board Secretary, Providence Water, dated August 22, 2006, requesting the renewal of the lease between St. Joseph's Church, located in Scituate, and the Providence Water Supply Board.

Communication from Carissa R. Richard, Board Secretary, Providence Water, dated August 22, 2006, requesting approval for Mr. Bertram Tivey, Jr., to exchange an area of property that he owns in West Warwick, for an equal abutting area of land in West Warwick which is owned by Providence Water.

COUNCILMAN APONTE Moves to Dispense with the Reading of the foregoing matters.

COUNCIL PRESIDENT LOMBARDI Refers the Several Resolutions to the Committee on City Property.

Certificates from City Assessor (7K and 8K), 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, As Amended.

COUNCIL PRESIDENT LOMBARDI Refers the Several Certificates to the Committee on Claims and Pending Suits.

FROM THE CLERK'S DESK

Petition from Aram Garabedian, Manager, One Financial Center Plaza, LLC, 235 Waterman Street, Providence, Rhode Island 02906, requesting to abandon a portion of Orange Street.

Petition from Stephen M. Maiorisi, AIA, Vice-President for Facilities Management, Brown University, P.O. Box 1941, Providence, RI 02912, requesting an Easement for Utility Systems Renewal and Upgrade, in the vicinity of Angell Street and Fones Alley.

COUNCILMAN APONTE Moves to Dispense with the Reading of the foregoing matters.

COUNCIL PRESIDENT LOMBARDI Refers the Several Resolutions to the Committee on Public Works.

Petition from Alain Noiset, Project Manager, Olneyville Housing Corporation and Riverside Gateway, LLP, 1 Curtis Street, Providence, RI 02909, requesting a sidewalk easement on 218-220 Manton Avenue.

the existing steps to the building (of 18" depths and of varying heights) required modification from the original design; and

Whereas, The modified design for the steps (three standard 11" treads with 7" risers) has a total depth of 22" thus encroaching four inches upon the public walkway; and

Whereas, The sidewalk at 218-220 Manton Street is seven feet (7'0") wide, so that the proposed encroachment is not adverse to the public interest.

Now, therefore, be it resolved, That his Honor the Mayor may grant the Petitioner permission to encroach upon the public way for the purpose of constructing and maintaining the steps at 218-220 Manton Street, the dimensions of the encroachment not to exceed the cross-hatched area on the accompanying map (Exhibit "A"), provided that:

1. All construction is to be completed in accordance with plans and specifications submitted by the Petitioner to the City Department of Inspection & Standards as those plans may have been modified and/or approved by said department, the Department of Public Works, and the Council Committee on Public Works.

2. The Petitioner shall supply and retain in effect a certificate of insurance in an amount of not less than one hundred thousand dollars (\$100,000.00) protecting the City of Providence and its successors and assigns, its agents, servants, officers and employees as additional-named insureds against claims for the construction, maintenance and/or existence of said construction and maintenance. Said insurance shall be from a company and in a form acceptable to the Department of Law.

3. Petitioner shall ascertain that construction results in no adverse impact on any existing utility company and shall ensure the continued integrity of those existing structures and, if necessary, shall grant to the appropriate public utility(ies) and/or governmental agency(ies), by pertinent document, any easements, licenses, or the like, so as to maintain public services.

4. A certified copy of the within Resolution shall be recorded in the Office of Land Evidence of the City of Providence.

5. Any rights or obligations granted hereunder shall be deemed to run with the land and shall operate against any and all successors in interest and/or title.

6. Petitioner shall execute an indemnification and hold harmless agreement with the City of Providence. Said agreement shall be approved by the Department of Law of the City of Providence.

7. Such other terms and conditions as may be deemed appropriate by the Mayor and the Department of Law.

**Read and Passed, on Motion of
COUNCILMAN APONTE, seconded by
COUNCILWOMAN WILLIAMS.**

The Motion for Passage is Sustained.

**COUNCIL PRESIDENT LOMBARDI
RELINQUISHES THE CHAIR**

**ACTING COUNCIL PRESIDENT
PRO TEMPORE IN THE CHAIR**

**COUNCIL PRESIDENT LOMBARDI
RETURNS TO THE CHAIR**

PERSONAL EXPRESSION

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

"I first want to say to all of my colleagues, I don't know what next Tuesday will bring, but I would be remiss if I did not rise this evening to tell you all that it has been a privilege to serve on this body and to serve with all of you. We may not have always agreed on the best way to get to where we were going but we always agreed on the destination, that we all work towards a better Providence, that we work collectively. We disagreed but we were not disagreeable, at least not often enough to recall. I must tell you that I read the endorsements in the Phoenix today with shock and surprise, and I would call your attention to a particular sentence that begins with Providence City Council. It says, "...the Mayor's protestations about not getting involved with racism involving incumbents, notwithstanding...". It seems clear as well as understandable that Cicilline is trying to raise his level of support on the City Council. I guess 99.9 percent is not enough. I guess 99.9 percent is not enough. I cannot recall, I spent the last few hours trying to remember a case in which we denied something that the Mayor wanted. Something that he made a cogent and compelling argument about. We simply denied it out of our own capriciousness.

We decided to deny an appointment or we decided to vote against a proposal. I can sit back and recount for all of you all the moments from the beginning of this administration in which we paid this Mayor or this administration every due deference. I can only suggest from what I read in this paper that 99.9% is not enough. That the Mayor is to call and the Council is to say yeah, without debate, without dialogue, without the benefit of public discussion. What this suggests to me is that the Mayor calls and the Council responds yeah. Well, as I said to you when I first started, it has been my privilege to serve with you and it has been an honor because we understand the fundamentals of democracy. The essence of a democracy is not how often we agree but it's the veracity with which we argue our points. That is where democracy happens. So if I am privileged again, and the folks of the 10th Ward see fit to re-elect me, it will be an honor and a privilege to come and represent those folks here and this honorable body and continue to engage in that democracy. So best of luck to all of us who have a primary. I wish that you all work hard and I hope to see you all back here in January. So thank you again for the opportunity to serve with you. It has been inspiring and it truly has been a privilege. Thank you Mr. President."

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

Jason Evans

Linda Waldman

Fatou M. Cissoko
(Robert J. Calvino, Esquire)Pasqualina Mosca
(Katherine McNamara Feodoroff, Esquire)Robert Curran
(Robert A. Ciccone, Esquire)Maria Ynoa-Vega
(Charles J. Vucci, Esquire)

Wilma M. Meyers

Eleanor Thum

Ilesha Senna

Sherri L. Prefontaine
(Richard C. Tallo, Esquire)

Brenda L. Dausco

John Ribezzo

Wanda Escobedo, as Executrix of the Estate of
Joseline Cuc; Luis DeLeon, Father of Joseline
Cuc and Ana M. Cuc, Mother of Joseline Cuc
(Michael W. Long, Esquire)Luz Sanchez
(Robert J. Levine, Esquire)

Joyce Slinn

Ricci Fantasia

Margaret Boccafuso

Deborah Isherwood
(Mark B. Morse, Esquire)

David E. Penn

Tabloid Publications Inc.

Edward J. Foster

Esther Duncan
(Mark B. Morse, Esquire)Julia Robinson
(Christopher E. Fay, Esquire)Amanda McAlpine and Amanda McAlpine
p.p.a. Tyrece McAlpine
(Alan F. Cathers, Esquire)Dorothy Fleming
(Christopher L. Russo, Esquire)

Yoeimi Velez

Violet M. Nation

Carolyn L. Pacheco

Letitia Walsh
(George L. Santopietro, Esquire)Efendi Atma
(David C. Moretti, Esquire)

Robert Denis Carciere

John A. Procaccini
(Richard C. Tallo, Esquire)

GMAC Insurance
a/s/o Lauren Goldenberg

Committee on Claims and Pending Suits.

**COUNCIL PRESIDENT LOMBARDI
Refers the Several Petitions to the**

PRESENTATION OF RESOLUTIONS

"In Congratulations"

**COUNCIL PRESIDENT LOMBARDI and
MEMBERS OF THE CITY COUNCIL:**

Resolved, That the Members of the City Council hereby Extend their Sincere Congratulations to the following:

Mark Merlino, in recognition of his retirement from the City of Providence as an Associate Director of fiscal after 26 years of dedicated service.

Andy Mandell, "Mr. Diabetes", in recognition of his efforts in walking around the perimeter of the United States to raise awareness about diabetes.

Maria and Cesar Cabrera, in recognition of their 50th Wedding Anniversary from August 27, 1956 to August 27, 2006.

Papo Toribio, in recognition of his contribution to the community, dedication to the youth of the City of Providence, also his performance in sports and his touching spirit.

Detective Terrence Green, in recognition of the celebration of his promotion in the Providence Police Department.

Detective Jason Simoneau, in recognition of the celebration of his promotion in the Providence Police Department.

Detective David Girard, in recognition of the celebration of his promotion in the Providence Police Department.

Joseph and Jennifer Carpenter, in recognition of the birth of their son, Joseph Anthony Carpenter, born on August 2, 2006 and weighing 7 pounds, 6 ounces.

Jami Volpe, in recognition of congratulating her on becoming the winner of the Rhode Island Idol contest held by "Shop in RI . Com"-The On-Line Magazine.

Albert Hall, in recognition of his retirement after 36 years of dedicated service to the City of Providence and its citizens as the Zoning Assistant to the Boards of Review.

Haidee Janak and Jennifer Parks, in recognition of congratulations on their 4th Wedding Anniversary on August 24, 2006.

Marianna Macaruso, in recognition of the celebration of the happy occasion of her 100th birthday on September 1, 2006.

Robert Badessa, in recognition of his retirement from the Providence Police Department after many years of dedicated service.

Ernesto Luna, in recognition of his retirement from the Providence Police Department after many years of dedicated service.

Robert McKenna, in recognition of his retirement from the Providence Police Department after many years of dedicated service.

John Murray, Jr., in recognition of his retirement from the Providence Police Department after many years of dedicated service.

Kerion O'Mara, in recognition of his retirement from the Providence Police Department after many years of dedicated service.

Steven Casbarro, in recognition of his retirement from the Providence Police Department after many years of dedicated service.

Dennis Simoneau, in recognition of his retirement from the Providence Police Department after many years of dedicated service.

James Bruno, in recognition of his retirement from the Providence Police Department after many years of dedicated service.

John Connetta, in recognition of his retirement from the Providence Police Department after many years of dedicated service.

Christopher Coogan, in recognition of his retirement from the Providence Police Department after many years of dedicated service.

Ralph Guarniero, Jr., in recognition of his retirement from the Providence Police Department after many years of dedicated service.

Mark Panzarella, in recognition of his retirement from the Providence Police Department after many years of dedicated service.

Donald Pease, in recognition of his retirement from the Providence Police Department after many years of dedicated service.

Carlos Saraiva, in recognition of his retirement from the Providence Police Department after many years of dedicated service.

Michael Solitro, in recognition of his retirement from the Providence Police Department after many years of dedicated service.

Nurys Cooley, in recognition of his retirement from the Providence Police Department after many years of dedicated service.

Patricia Iadevaia, in recognition of her retirement from the Providence Police Department after many years of dedicated service.

Marsha Pitrone, in recognition of her retirement from the Providence Police Department after many years of dedicated service.

Michael Panzarella, in recognition of his retirement from the Providence Police Department after many years of dedicated service.

James Galvin, in recognition of his retirement from the Providence Police Department after many years of dedicated service.

William Salisbury, in recognition of his retirement from the Providence Police Department after many years of dedicated service.

David Buehne, in recognition of his retirement from the Providence Police Department after many years of dedicated service.

Anna Lopez, in recognition of the celebration of the passage of your General Equivalency Diploma (GED) from John Hope Settlement House on August 17, 2006.

Jessica Lopez, in recognition of the celebration of the passage of your General Equivalency Diploma (GED) from John Hope Settlement House on August 17, 2006.

Darshay Watson, in recognition of the celebration of the passage of your General Equivalency Diploma (GED) from John Hope Settlement House on August 17, 2006.

Joseph Andujar, in recognition of the celebration of the passage of your General Equivalency Diploma (GED) from John Hope Settlement House on August 17, 2006.

Jeanne Oki, in recognition of her tireless and passionate efforts to promote Salsa

dancing to a wider audience. This endeavor has made the City of Providence a destination "hot spot" for those that love and dance Salsa. From Boston to Miami, she is recognized as a devout Ambassador of Salsa. In that role, through her company, Strictly Salsa LLC, you have brought the very best of Latin entertainment and culture to the City of Providence. She is wished continued success in her quest to spread Salsa throughout New England.

Isabel Perez, in recognition of being the 2006 recipient of the "UNSUNG HERO AWARD" for her many years of dedication to the Sackett Street Recreation Center, the children and their families.

Jenny Tapia-Rosario, Puerto Rican Cultural Festival and Parade of Rhode Island, Inc., in recognition of her contribution in the field of education to the betterment and quality of life for the youth and Puerto Rican Community and the State of Rhode Island.

Pedro Joseph Gonzalez and Lisa, in recognition of the birth of their new son, "Jacob", born Thursday, August 17, 2006.

Kenneth and Nicole Abate, in recognition of the birth of their daughter, Lucia Claudia Dimitra Abate, born Friday, August 18, 2006. Resolution Extending Congratulations.

Severally Read and Collectively Passed, on Motion of COUNCILMAN APONTE, seconded by COUNCIL WOMAN WILLIAMS.

The Motion for Passage is Sustained.

PRESENTATION OF RESOLUTIONS

"In Memoriam"

COUNCIL PRESIDENT LOMBARDI and MEMBERS OF THE CITY COUNCIL:

Resolution Extending Sympathy.

Resolved, That the Members of the City Council hereby extend their sincere sympathy to the families of the following.

Angelo A. "Jerry" Mosca, Jr.

Elsie C. Rapone

Orlando M. DeCarmo

Ronald Gonsalves

Glenn R. Aceto

Domenic Oliva

Sharon M. Bergeron

Elizabeth Longo

Ginette M. Paglia

Anna DeSessa

Eva C. Olivieri

Brother Dominic Fontaine, FSC, PH.D

Ed "Pete" Lavoie

Antonia DiBiasio

Gloria J. Gaspar

Douglas C. White

Nicandro Fico

Peter P. Gallucci

Richard P. Lynch

Christopher J. Shepard

Joseph A. Pierno, Jr.

Carmela M. "Lena" Aquilotti

Hortence E. "Mickey" Isabella

William J. Dorgan, Jr.

Peter Parisi

Beatrice Elizabeth Duffy

Joseph "Papa Joe" Mattia

Theresa C. Ruzzo

George M. "Shoe" Dermksian

Geraldine Spirito

Jennie P. Andrade

Ida Castaldi

Severally Read and Collectively Passed, by a Unanimous Rising Vote, on Motion of COUNCILMAN APONTE, seconded by COUNCILWOMAN WILLIAMS.

The Motion for Passage is Sustained.

MATTER NOT APPEARING ON THE PRINTED DOCKET

On Motion of COUNCILMAN APONTE,
seconded by COUNCILWOMAN WILLIAMS,
it is voted to Suspend Rule 16-B of the
City Council Rules in order to allow the
introduction of the Following Matter Not
Appearing on the Printed Docket.

PRESENTATION OF ORDINANCE

COUNCILMAN LUNA:

An Ordinance Amending Section 23-43 to
Prohibit Construction of School Buildings at
Hazardous or Solid Waste Sites.

COUNCIL PRESIDENT LOMBARDI
Refers the foregoing Ordinance to the
Committee on Ordinance.

ADJOURNMENT

There being no further business, on Motion of COUNCILMAN APONTE, seconded by COUNCILWOMAN WILLIAMS, it is voted to adjourn at 8:00 o'clock P.M. (E.D.T.), to meet again on THURSDAY, SEPTEMBER 21, 2006 at 7:30 o'clock P.M. (E.D.T.)



ANNA M. STETSON
CITY CLERK

