

CITY OF PROVIDENCE
RHODE ISLAND



CITY COUNCIL
JOURNAL OF PROCEEDINGS

No. 9 City Council Regular Meeting, Thursday, April 15, 1999, 7:30 o'clock P.M. (E.D.T.)

PRESIDING

COUNCIL PRESIDENT

JOHN J. LOMBARDI

ROLL CALL

Present: Council President Lombardi,
Councilmen Allen, Aponte, Butler, DeLuca,
Councilwoman DiRuzzo, Councilmen Has-
sett, Igliazzi, Jackson, Mancini, Council-
women Nolan, Romano, Williams and
Young—14.

Absent: Councilman Clarkin—1.

IN CITY COUNCIL

JUN 17 1999

APPROVED:

Michael R. Clement CLERK

INVOCATION

The Invocation is given by Deacon
Charles Andrade of Saint Patrick's Church
in Providence.

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

COUNCILMAN KEVIN JACKSON leads
the members of the City Council and the
Assemblage in the Pledge of Allegiance to
the Flag of the United States of America.

APPOINTMENTS BY HIS HONOR THE MAYOR

Communication dated March 18, 1999,
Informing the Honorable Members of the City
Council that pursuant to Sections 302(b) and
815 of the Providence Home Rule Charter of
1980, he is this day appointing Mr. Allan M.
Edwards of 101 Benefit Street, Providence,
Rhode Island, as a Member of the Board of
Investment Commissioners for a term to expire
in January, 2002. Mr. Edwards will replace Mr.
Earl Chambers whose term has expired.

Received.

Communication dated March 18, 1999,
Informing the Honorable Members of the City
Council that pursuant to Sections 302(b) and
1108 of the Providence Home Rule Charter of
1980, he is this day appointing Mr. Jose V.
Monteiro, Jr. of 160 Nelson Street, Providence,
Rhode Island, as a Member of the Providence
Redevelopment Agency for a term to expire in
July, 2003. Mr. Monteiro will replace Mr. Albert
Carrington whose term has expired.

Received.

Communication dated March 23, 1999, Informing the Honorable Members of the City Council that he is appointing Mr. Robert L. Ricci of 12 Peter Street, Providence, Rhode Island, as a designee to the City Plan

Commission for a term to expire in January, 2003. Mr. Ricci will replace Mr. Paul Campbell who has resigned.

Received.

PRESENTATION OF ORDINANCES

COUNCIL PRESIDENT LOMBARDI:

An Ordinance amending the City of Providence Zoning Ordinance Chapter 1994-24, No. 365, approved June 27, 1994, as amended.

**COUNCIL PRESIDENT LOMBARDI
Refers the Ordinance to the Committee on Ordinances.**

The motion to Refer is Sustained.

COUNCILMAN ALLEN:

An Ordinance regulating the storage of junk and salvaged motor vehicles.

**COUNCIL PRESIDENT LOMBARDI
Refers the Ordinance to the Committee on Ordinances.**

The motion to Refer is Sustained.

COUNCILMAN DeLUCA (By Request):

An Ordinance making an appropriation of forty five million seven hundred eighteen thousand three hundred and thirty one dollars (\$45,718,331.00) for the support of the Providence Water Supply Board for the Fiscal Year ending June 30, 2000.

**COUNCIL PRESIDENT LOMBARDI
Refers the Ordinance to the Committee on Finance.**

The motion to Refer is Sustained.

An Ordinance establishing a Compensation Plan for the Water Supply Board and repealing Ordinance Chapter 1998-40, approved September 28, 1998, as amended.

**COUNCIL PRESIDENT LOMBARDI
Refers the Ordinance to the Committee on Finance.**

The motion to Refer is Sustained.

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 1998-41, approved September 28, 1998.

**COUNCIL PRESIDENT LOMBARDI
Refers the Ordinance to the Committee on
Finance.**

The motion to Refer is Sustained.

An Ordinance making an appropriation of four million five hundred forty seven thousand nine hundred twenty seven dollars (\$4,547,927.00) for the Water Supply Board Water Quality Protection Fund for the Fiscal Year ending June 30, 2000.

**COUNCIL PRESIDENT LOMBARDI
Refers the Ordinance to the Committee on
Finance.**

The motion to Refer is Sustained.

An Ordinance making an appropriation of seventeen million three hundred thousand dollars (\$17,300,000.00) for the Water Supply Board Infrastructure Replacement Program Fund for the Fiscal Year ending June 30, 2000.

**COUNCIL PRESIDENT LOMBARDI
Refers the Ordinance to the Committee on
Finance.**

The motion to Refer is Sustained.

An Ordinance making an appropriation of three million fifty thousand dollars (\$3,050,000.00) for the Water Supply Board Capital Fund for the Fiscal Year ending June 30, 2000.

**COUNCIL PRESIDENT LOMBARDI
Refers the Ordinance to the Committee on
Finance.**

The motion to Refer is Sustained.

An Ordinance making an appropriation of three million twenty five thousand five hundred dollars (\$3,025,500.00) for the Water Supply Board Insurance Fund for the Fiscal Year ending June 30, 2000.

**COUNCIL PRESIDENT LOMBARDI
Refers the Ordinance to the Committee on
Finance.**

The motion to Refer is Sustained.

An Ordinance making an appropriation of one million seven hundred sixty five thousand dollars (\$1,765,000.00) for the Water Supply Board Meter Replacement Fund for the Fiscal Year ending June 30, 2000.

**COUNCIL PRESIDENT LOMBARDI
Refers the Ordinance to the Committee on
Finance.**

The motion to Refer is Sustained.

An Ordinance relative to the Master Lease for the Water Supply Board.

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

The motion to Refer is Sustained.

COUNCILMAN IGLIOZZI:

An Ordinance in amendment of Chapter 1992-20 of the Ordinances of the City of

Providence, as amended in Chapter 1993-33, September 24, 1993, entitled "An Ordinance creating and establishing an Economic Development Zone within the City of Providence pursuant to Rhode Island General Law 3-7-16.4, as amended", by expanding Economic Development Zone Number 4.

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

The motion to Refer is Sustained.

PRESENTATION OF RESOLUTIONS

COUNCIL PRESIDENT LOMBARDI (By Request):

Resolution Authorizing the approval of certain expenditures of funds from the Neighborhood Improvement Program.

COUNCIL PRESIDENT LOMBARDI Refers the Resolution to the Committee on Finance.

The motion to Refer is Sustained.

Resolution Proclaiming the month of April, "Alcohol Awareness Month" in the City of Providence.

Whereas, Alcohol involvement is the single greatest factor in motor vehicle deaths and injuries, and though only four percent of all crashes involve the use of alcohol, alcohol contributes to 41 percent of fatal crashes; and

Whereas, Of those killed on our highways in 1996, 17,126 died in alcohol-related crashes (41%); and

Whereas, Approximately one million people are injured annually in alcohol-related traffic accidents; and

Whereas, At .08 everyone is impaired to the point that critical driving skills such as reaction time, attention, tracking and comprehension are degraded; and

Whereas, Many states are now lowering the Blood Alcohol Count defining impaired driving from .10 to .08; a Blood Alcohol Count as low as .02 has been shown to affect driving ability and crash likelihood; and

Whereas, If every State adopted a .08 per se law, between 500 and 600 lives could be saved every year according to a recent study conducted by researchers at Boston University; and

Whereas, A .08 law serves as a general deterrent to drinking and driving, sends a message that the State is getting tougher on impaired driving and makes people think twice about getting behind the wheel after they've had too much to drink.

Now, therefore, be it Resolved, That the City Council of the City of Providence does hereby proclaim that April 1999 is "*Alcohol Awareness Month*" in the City of Providence and requests that the House of Representatives vote in favor of the .08 legislation in their capacities in the General Assembly and that this Resolution be forwarded to the other 38 Rhode Island cities and towns for adoption and support by their Representatives and Senators.

Read and Passed, on motion of COUNCILMAN ALLEN, seconded by COUNCILWOMAN WILLIAMS.

The motion for Passage is Sustained.

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Union Street from Fountain Street to Washington Street, on various dates and times, to accommodate special events for Union Street Station.

Resolved, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Union Street from Fountain Street to Washington Street, on various dates and times, to accommodate special events for Union Street Station:

Sunday, May 30, 1999 from 6:00 o'clock a.m. to Monday, May 31, 1999 at 1:00 o'clock p.m.

Friday, June 18, 1999 from 6:00 o'clock a.m. to Sunday, June 20, 1999 at 1:00 o'clock p.m.

Friday, July 30, 1999 from 6:00 o'clock a.m. to Sunday, August 1, 1999 at 1:00 o'clock p.m.

Sunday, September 5, 1999 from 6:00 o'clock a.m. to Monday, September 6, 1999 at 1:00 o'clock p.m.

Read and Passed, on motion of COUNCILMAN ALLEN, seconded by COUNCILWOMAN WILLIAMS.

The motion for Passage is Sustained.

COUNCILMAN ALLEN (By Request):

Resolution Requesting the Traffic Engineer to cause the installation of "30 Minute Parking" signs along certain sections of Brattle Street.

COUNCIL PRESIDENT LOMBARDI Refers the Resolution to the Committee on Public Works.

The motion to Refer is Sustained.

Resolution Requesting the Traffic Engineer to cause the installation of "30 Minute Parking" signs along certain sections of Potters Avenue.

COUNCIL PRESIDENT LOMBARDI Refers the Resolution to the Committee on Public Works.

The motion to Refer is Sustained.

COUNCILMAN APONTE (By Request):

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Shipyard Street between Ernest Street and Harbourside Boulevard on Sunday, May 2, 1999 between the hours of 6:00 o'clock a.m. to 6:00 o'clock p.m. to accommodate the Annual Blessing of the Bikes.

Resolved, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Shipyard Street between Ernest Street and Harbourside Boulevard on Sunday, May 2, 1999 between the hours of 6:00 o'clock a.m. to 6:00 o'clock p.m. to accommodate the Annual Blessing of the Bikes.

Read and Passed, on motion of COUNCILMAN ALLEN, seconded by COUNCILWOMAN WILLIAMS.

The motion for Passage is Sustained.

COUNCILMAN BUTLER (By Request):

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Elmhurst Avenue between Eaton Street and Roslyn Street on Sunday, May 30, 1999 between the hours of 8:00 o'clock a.m. and 6:00 o'clock p.m. to accommodate an event for Saint Pius V Church.

Resolved, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Elmhurst Avenue between Eaton Street and Roslyn Street on Sunday, May 30, 1999 between the hours of 8:00 o'clock a.m. and 6:00 o'clock p.m. to accommodate an event for Saint Pius V Church.

COUNCILMAN CLARKIN (By Request):

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Benefit Street between College and Waterman Streets on Saturday, April 17, 1999 between the hours of 9:00 o'clock a.m. to 5:00 o'clock p.m. to accommodate the Rhode Island School of Design Annual Spring Student Art Sale.

Resolved, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Benefit Street between College and Waterman

Streets on Saturday, April 17, 1999 between the hours of 9:00 o'clock a.m. to 5:00 o'clock p.m. to accommodate the Rhode Island School of Design Annual Spring Student Art Sale.

Read and Passed, on motion of COUNCILMAN ALLEN, seconded by COUNCILWOMAN WILLIAMS.

The motion for Passage is Sustained.

Resolution Requesting the Traffic Engineer and the Director of Public Works to cause Cold Spring Street to be reconfigured to residents only parking.

COUNCIL PRESIDENT LOMBARDI Refers the Resolution to the Committee on Public Works.

The motion to Refer is Sustained.

COUNCILMAN DeLUCA (By Request):

Resolution Requesting His Honor the Mayor to execute an easement agreement between the City of Providence by and through the Water Supply Board and Major Construction Associates, LLC for one (1) perpetual easement.

COUNCIL PRESIDENT LOMBARDI Refers the Resolution to the Committee on City Property.

The motion to Refer is Sustained.

COUNCILMAN HASSETT, COUNCILMAN IGLIOZZI, COUNCILMAN BUTLER, COUNCILWOMAN ROMANO, COUNCILWOMAN DiRUZZO, COUNCILMAN JACKSON, COUNCILMAN MANCINI, COUNCIL PRESIDENT LOMBARDI, COUNCILMAN ALLEN, COUNCILMAN APONTE, COUNCILMAN CLARKIN, COUNCILMAN DeLUCA, COUNCILWOMAN NOLAN, COUNCILWOMAN WILLIAMS and COUNCILWOMAN YOUNG:

Resolution Extending congratulations to Patricia Goodwin upon her retirement from the State Department of Health after 21 years of faithful service to the people of the State of Rhode Island.

Resolved, That the Members of the City Council hereby extend their sincere congratulations to Patricia Goodwin upon her retirement from the State Department of Health after 21 years of faithful service to the people of the State of Rhode Island.

Read and Passed, on motion of COUNCILMAN ALLEN, seconded by COUNCILWOMAN WILLIAMS.

The motion for Passage is Sustained.

COUNCILMAN HASSETT:

Resolution Requesting the Department of Inspections and Standards to waive all construction permits associated with the construction of the Times "2" School located along Fillmore Street.

**COUNCIL PRESIDENT LOMBARDI
Refers the Resolution to the Committee on
Finance.**

The motion to Refer is Sustained.

**COUNCILMAN IGLIOZZI, COUNCIL
PRESIDENT LOMBARDI, COUNCIL-
MAN ALLEN, COUNCILMAN APONTE,
COUNCILMAN BUTLER, COUNCIL-
MAN CLARKIN, COUNCILMAN DeLU-
CA, COUNCILWOMAN DiRUZZO,
COUNCILMAN HASSETT, COUNCIL-
MAN JACKSON, COUNCILMAN MAN-
CINI, COUNCILWOMAN NOLAN,
COUNCILWOMAN ROMANO, COUN-
CILWOMAN WILLIAMS and COUNCIL-
WOMAN YOUNG:**

Resolution Extending sincere congratulations to Superintendent Nancy L. Derrig and her entire Staff for their recognition by the "Travel and Leisure Family Magazine", of being named on of the ten best zoos in the country.

Resolved, That the Members of the City Council hereby extend their sincere congratulations to Superintendent Nancy L. Derrig and her entire Staff for their recognition by the "Travel and Leisure Family Magazine", of being named on of the ten best zoos in the country.

**Read and Passed, on motion of COUN-
CILMAN ALLEN, seconded by COUNCIL-
WOMAN WILLIAMS.**

The motion for Passage is Sustained.

COUNCILWOMAN NOLAN (By Request):

Resolution Requesting to abate the taxes on 261 Lenox Avenue, Plat 52, Lot 314, in the amount of thrity four thousand six hundred ninety four dollars and ninety four (\$34,694.94) cents, as requested by the Elmwood Foundation.

**COUNCIL PRESIDENT LOMBARDI
Refers the Resolution to the Committee on
Finance.**

The motion to Refer is Sustained.

COUNCILWOMAN NOLAN:

Resolution Supporting House Bill HR-919 and Senate Bill S-656 relating to Liberian Refugee Immigration Protection Act of 1999, in substantially the form attached.

Whereas, There is pending legislation before the United States Congress relative to the Liberian Refugee Immigration Protection Act of 1999, and

Whereas, These legislative bills, HR 919 United States House, and S 656 United States Senate, will adjust the immigration status of all Liberian Nationals on Temporary Protected Status to that of a permanent resident status, and

Whereas, Liberians were granted Temporary Protected Status due to the bloody and senseless civil war situation in their country, and

Whereas, Individuals with Temporary Protected Status have lived, paid taxes, bought

homes and have had children who are American Citizens and have contributed to the safety and welfare of their community, and

Whereas, Effective September 29, 1999, Temporary Protected Status will expire, and unfortunately, all Liberians in Temporary Protected Status might face deportation to a place where many still consider unsafe and unstable.

Now, therefore, be it Resolved, That the Mayor and the Providence City Council do hereby support the pending legislation before the United States Congress relative to the Liberian Refugee Immigration Protection Act of 1999.

Read and Passed, on motion of COUNCILMAN ALLEN, seconded by COUNCILWOMAN WILLIAMS.

The motion for Passage is Sustained.

COUNCILWOMAN WILLIAMS (By Request):

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Meeting Street between Thayer and Brook Streets on Tuesday, April 27, 1999, between the hours of 7:00 o'clock a.m. to 8:00 o'clock p.m. to accommodate the "Free Cone Day at Ben and Jerry's".

Resolved, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Meeting Street between Thayer and Brook Streets on Tuesday, April 27, 1999, between the hours of 7:00 o'clock a.m. to 8:00 o'clock p.m.

to accommodate the "Free Cone Day at Ben and Jerry's".

Read and Passed, on motion of COUNCILMAN ALLEN, seconded by COUNCILWOMAN WILLIAMS.

The motion for Passage is Sustained.

COUNCILWOMAN YOUNG (By Request):

Resolution Requesting the Traffic Engineer to cause the installation of a "Four-Way Stop" sign at the intersection of Willard Avenue and Taylor Street.

COUNCIL PRESIDENT LOMBARDI Refers the Resolution to the Committee on Public Works.

The motion to Refer is Sustained.

Resolution Requesting the Acting Director of Public Property to cause the testing of the air quality in the Division of Archives and History.

Resolved, That the Acting Director of Public Property is requested to cause the testing of the air quality in the Division of Archives and History.

Read and Passed, on motion of COUNCILMAN ALLEN, seconded by COUNCILWOMAN WILLIAMS.

The motion for Passage is Sustained.

REPORTS FROM COMMITTEES

COUNCILMAN ROBERT M. CLARKIN, Chairman COMMITTEE ON PUBLIC WORKS

Transmits the following with recommendation the same be severally Approved:

Resolution Ordering the abandonment of Temple Court.

Resolution Ordering the abandonment of a portion of Henderson Street.

Resolved, Decreed and Ordered:

That the following-named street shown as a cross-hatched area on the accompanying map entitled "Providence, Rhode Island, Department of Public Works - Engineering Office, street line Section Plan No. 064612 dated August 27, 1998."

Viz: Henderson Street shown as a 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 is proposed to be abandoned as a public highway. Said abandonment is specifically conditioned precedent upon the following:

1. The Petitioner shall convey an easement acceptable to the Narragansett Electric Company which will permit retention of its facilities in their existing location, together with the right to inspect, maintain, operate and

replace the same and with twenty-four hour access to said facilities, or in the alternative should it be determined by the petitioner that any such facilities need be relocated in order to comply with an intended use, the petitioner shall assume all costs of relocation;

2. The petitioner shall convey an easement acceptable to the Providence Water Supply Board which will permit retention of its facilities in their existing location, together with the right to inspect, maintain, operate and replace the same and with twenty-four hour access to said facilities, or in the alternative should it be determined by the petitioner that any such facilities need be relocated in order to comply with an intended use, the Petitioner shall assume all costs of relocation;

3. The petitioner shall in writing agree to each of the conditions to which reference is made in that communication from the Providence Water Supply Board dated 29 September 1998 and which states as follows: "(A) Narragansett Electric will accept responsibility for final road restoration in the event that the Providence Water Supply Board needs to work in the abandoned area; (B) The public fire hydrants will remain on private property and will continue to be subject to the Hydrant Rental Fee paid by the Providence Fire Department".

4. The Petitioner shall meet with the Fire Marshal of the Providence Fire Department and enter into an agreement satisfactory to said department so as to alleviate any concerns of the Providence Fire Department as expressed in their communication dated 25 September 1998 making reference to access;

5. The petitioner shall convey an easement acceptable to the Narragansett Bay Commission which will permit retention of its facilities in their existing location, together with the right to inspect, maintain, operate and replace the same and with twenty-four hour access to said facilities, or in the alternative should it be determined by the petitioner that any such facilities need be relocated in order to comply with an intended use, the petitioner shall assume all costs of relocation;

6. The petitioner shall meet each of the conditions to which reference is made in the communication from the Providence City Plan Commission dated 15 October 1998 which states as follows: "(A) The abandonment is subject to a signed agreement to establish a perpetual easement for access during the Park's operational hours; (B) The petitioner installs a warning sign that informs the public of the front gates closing time."

7. In light of the continued maintenance of the so-called Collyer Park, the customary fees are waived.

Ordered, That the Traffic Engineer 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 the State.

Read and Passed, on motion of COUNCILMAN ALLEN, seconded by COUNCILWOMAN WILLIAMS.

The motion for Passage is Sustained.

Resolution Approving maintenance agreement relative to so called I-195 Interceptor.

Resolved, Decreed and Ordered:

Whereas, The State of Rhode Island wishes to undertake certain roadway construction in the City of Providence with reference to Interstate 195 at Gano Street and Thurbers Avenue.

Whereas, The proposed construction will reduce vehicular congestion and provide for safer vehicular and pedestrian traffic.

Now, therefore, be it Resolved, That His Honor the Mayor is authorized to execute said agreement substantially in the form attached hereto subject to those amendments that the Mayor and the City Solicitor deem necessary.

Read and Passed, on motion of COUNCILMAN ALLEN, seconded by COUNCILWOMAN WILLIAMS.

The motion for Passage is Sustained.

Resolution Approving maintenance agreement relative to Mill Street Bridge.

Whereas, The State of Rhode Island wishes to undertake certain roadway construction in the City of Providence with reference to the Mill Street Bridge.

Whereas, The proposed construction will reduce vehicular congestion and provide for safer vehicular and pedestrian traffic.

Now, therefore, be it Resolved, That His Honor the Mayor is authorized to execute said agreement substantially in the form attached hereto; provided, however, said resolution is specifically conditioned precedent upon the receipt by the City Clerk of a communication from the Director of Public Works indicating his/her concurrence with all engaging aspects of the project, and further upon such terms and conditions as may be imposed by the Mayor the City Solicitor.

Read and Passed, on motion of COUNCILMAN ALLEN, seconded by COUNCILWOMAN WILLIAMS.

The motion for Passage is Sustained.

Resolution Approving maintenance agreement relative to Roger Williams Avenue Bridge.

Whereas, The State of Rhode Island wishes to undertake certain roadway construction in

the City of Providence with reference to Roger Williams Avenue Bridge.

Whereas, The proposed construction will reduce vehicular congestion and provide for safer vehicular and pedestrian traffic.

Now, therefore, be it Resolved, That His Honor the Mayor is authorized to execute said agreement substantially in the form attached hereto; provided, however, said resolution is specifically conditioned precedent upon the receipt by the City Clerk of a communication from the Director of Public Works indicating his/her concurrence with all engineering aspects of the project, and further upon such terms and conditions as may be imposed by the Mayor and City Solicitor.

Read and Passed, on motion of COUNCILMAN ALLEN, seconded by COUNCILWOMAN WILLIAMS.

The motion for Passage is Sustained.

Resolution Approving maintenance agreement relative to South Water Street repair.

Resolved, Decreed and Ordered:

Whereas, The State of Rhode Island wishes to undertake certain roadway construction in the City of Providence with reference to South Water Street and Interstate 195.

Whereas, The proposed construction will reduce vehicular congestion and provide for safer vehicular and pedestrian traffic.

Now, therefore, be it Resolved, That His Honor the Mayor is authorized to execute said agreement substantially in the form attached hereto subject to those amendments that the Mayor and the City Solicitor deem necessary.

Read and Passed, on motion of COUNCILMAN ALLEN, seconded by COUNCILWOMAN WILLIAMS.

The motion for Passage is Sustained.

Resolution Approving maintenance agreement relative to line and grade change for Providence Place Mall.

Whereas, Commonwealth Department is requesting a curblin change for the Providence Place Mall.

Whereas, Said change will alter the roadway and sidewalk proportions without impacting on the total highway area;

Whereas, Said change will facilitate construction of the said Mall and alleviate pedestrian and vehicular traffic congestion.

Now, therefore, be it Resolved, That the curblin on said Kinsley Street be extended approximately five (5) feet in accordance with that Plan entitled Kinsley Avenue Plan Scale 1"=20' Drawing Number C 203; "Providence Place" by McGuire Group dated January 12, 1998, last reviewed March 9, 1999 on file in the Office of the City Clerk. Said grant is conditioned upon the existing street grade being maintained.

Read and Passed, on motion of COUNCILMAN ALLEN, seconded by COUNCILWOMAN WILLIAMS.

The motion for Passage is Sustained.

**COUNCILMAN KEVIN JACKSON, Chairman
COMMITTEE ON FINANCE**

Transmits the following with recommendation the same be Adopted:

An Ordinance in amendment of Chapter 21, Revenue and Finance, by adding Article XI, Section 21-190 entitled "Tax Exemption for certain property owned by the Providence Redevelopment Agency".

Read and Passed the First Time, on motion of COUNCILMAN ALLEN, seconded by COUNCILWOMAN WILLIAMS, by the following Roll Call Vote:

Ayes: Council President Lombardi, Councilmen Allen, Aponte, Butler, De-

Luca, Councilwoman DiRuzzo, Councilmen Hassett, Igliozi, Jackson, Mancini, Councilwomen Nolan, Romano, Williams and Young—14.

Noes: None.

Absent: Councilman Clarkin—1.

The motion for Passage the First Time is Sustained.

Transmits the following with recommendation the same be severally Approved:

Resolution Requesting approval for the transfer of Assessor's Plat 68, Lot 122 (6 Vesta Street) to the Providence Redevelopment Agency for One Dollar and to abate all outstanding taxes in the amount of four thousand two hundred ninety four dollars and twenty two cents (\$4,294.22).

Resolved, That the City of Council authorize the transfer of AP 68 Lot 122 a/k/a 6 Vesta Street to the Providence Redevelopment Agency for One Dollar (\$1.00). The Council should authorize the Mayor Vincent A. Cianci, Jr. to execute the Deed for this parcel. The Providence Redevelopment Agency will use it for future development.

The Providence Redevelopment Agency is also requesting the City Council abate all outstanding taxes in the amount of \$4,294.22.

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

WOMAN WILLIAMS, by the following Roll Call Vote:

Ayes: Council President Lombardi, Councilmen Allen, Aponte, Butler, DeLuca, Councilwoman DiRuzzo, Councilmen Hassett, Igliozi, Jackson, Mancini, Councilwomen Nolan, Romano, Williams and Young—14.

Noes: None.

Absent: Councilman Clarkin—1.

The motion for Passage is Sustained.

Resolution Requesting the Chief of Police to post a Crossing Guard at the corner of Adelaide Avenue (Colfax) and Broad Street to insure safe crossing of school children at this hazardous intersection.

Resolved, That the Chief of Police is requested to post a Crossing Guard at the corner of Adelaide Avenue (Colfax) and Broad Street to insure safe crossing of school children at this hazardous intersection.

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

Ayes: Council President Lombardi, Councilmen Allen, Aponte, Butler, DeLuca, Councilwoman DiRuzzo, Councilmen Hassett, Igliazzi, Jackson, Mancini, Councilwomen Nolan, Romano, Williams and Young—14.

Noes: None.

Absent: Councilman Clarkin—1.

The motion for Passage is Sustained.

Communication dated March 22, 1999, Informing the Honorable Members of the City Council that pursuant to Section 703 of the Providence Home Rule Charter of 1980, he is this day appointing Mr. Bienvenido R. Garcia of 96 Miller Avenue, Providence, Rhode Island, as a Member of the Providence School Board, effective immediately. (Mr. Garcia will replace Mr. Robert Bucci who has resigned effective March 22, 1999).

March 22, 1999

The Honorable Members
The City Council of the
City of Providence

City Hall
Providence, RI 02903

Dear Honorable Members:

I have been notified by Robert S. Bucci that he has resigned from the Providence School Board, effective today.

Therefore, pursuant to Section 703 of the Providence Home Rule Charter of 1980, I do hereby declare Mr. Robert Bucci's seat vacant, and I do appoint Mr. Bienvenido R. Garcia of 96 Miller Avenue, Providence, Rhode Island 02905 to fill the vacancy for the remainder of Mr. Bucci's term.

Please note that, two years ago, the School Board Nominating Commission recommended that Mr. Garcia be considered for a School Board position. The commission met today with Mr. Garcia, and reconfirmed his nomination.

It is important that the School Board have its full complements as soon as possible. Therefore, I respectfully urge the City Council to consider the matter of Mr. Garcia's appointment on an expedited basis.

Sincerely,

VINCENT A. CIANCI, JR.
Mayor of Providence

Received and Approved, on motion of COUNCILMAN ALLEN, seconded by COUNCILWOMAN WILLIAMS.

The motion for Approval is Sustained.

**COUNCILWOMAN BALBINA A. YOUNG, Chairwoman
COMMITTEE ON URBAN REDEVELOPMENT,
RENEWAL AND PLANNING**

**Transmits the following with recommenda-
tion the same be Approved:**

Resolution Authorizing the City of Providence,
Rhode Island to file an Annual Program
Description and Budget under the Housing
and Community Development Act.

**COUNCILMAN ALLEN moves to Refer
the Resolution Back to the Committee on**

**Urban Redevelopment, Renewal and
Planning.**

**This motion is seconded by COUNCIL-
WOMAN WILLIAMS.**

PERSONAL EXPRESSION

**COUNCILWOMAN NOLAN requests the
privilege of the floor to speak on a point
of personal expression and states:**

On Good Friday, I was honored to give the Homily at Saint Michael's Parish. You might ask why I am bringing this up tonight. My theme for the Homily was the seven last words of Christ on the Cross. One of those last words were "Father forgive them, for they know not what they do". In my Homily I compared these words with what was going on in Kosovo. Sadly, I can now use these words today. Playing politics with the poor is just about as low as you can go. I have never in my eight years on the City Council participated in a committee meeting like the one I attended on Wednesday,

April 7, 1999. I have read the minutes from April 5 meeting. Power can corrupt, and I witnessed that the other night. So parts of Elmwood, Washington Park, Olneyville, Silver Lake, Charles Street, Smith Street and Mt. Pleasant, were for all practical purposes, zeroed out of the Community Development Block Grant Budget. The only wards that remained in tact were those belonging to the "tolerent eight." It was not done with graciousness, but mean spiritedness, impunity and down right rudeness. This is very unfortunate because I was hoping that the council could somehow come together with some constructive dialogue. I now see this will not happen. So it is going to be a long four years. I am worried about the future of our city. The Council President sent

us a letter saying the Community Development Block Grant was still a working document and that probably is true since it was sent back to committee, and inviting us one on one, or one on four or five, to sit down with him. Frankly, was so upset about the last meeting, I didn't feel comfortable about sitting down alone with anyone. My last experience, when a supposed olive branch was extended, was not a pleasant one. And frankly, I don't react well to blackmail and extortion. No one has approached me openly, but I have heard such things that a vote for the council to hire an attorney and we will put Community Development Block Grant money in your ward. Or vote for the council to hire an attorney and we will find \$200,000.00 in the Community Development Block Grant budget and divide it amongst the seven. Partisan politics is an ugly thing to behold. I believe, if we, the seven, were Republicans we would be treated better. The closed door meetings for a few and barring other council members from the door comes close to violating ethics laws, especially when there is a quorum of the committee present and the closed door

occurs at the time designed for a public committee meeting. I am asking the clerk for a copy of the minutes, I have asked the clerk for a copy of the minutes for April 7, 1999, and I have it, but I haven't had a chance to read them yet, because this information and the tone of that meeting needs to get out into the public realm. It's already on the street. People are horrified. But let's make this very clear. This is not my budget. This is your budget, Urban Redevelopment, Renewal and Planning Committee. 60 percent of the city is being left with zero dollars. By punishing us you are punishing poor people, especially poor children, and you have to live with this, but I don't have to vote for it. And I am still appalled that you zeroed out McCauley House. An agency that serves the poor with a soup kitchen. So I can only end this by repeating these words: "Father forgive them, for they know not what they do" but God knows. And God know what's been done and very soon so will the whole City of Providence. Thank you.

REPORT FROM COMMITTEE

COUNCILWOMAN NOLAN moves to Reconsider the motion.

This motion is seconded by **COUNCILMAN HASSETT**, and is put to vote as follows:

Ayes: Councilmen Butler, Hassett, Igliazzi, Mancini, Councilwoman Nolan and Romano—6.

Nayes: Council President Lombardi, Councilmen Allen, Aponte, DeLuca, Jackson, Councilwomen Williams and Young—7.

Absent: Councilman Clarkin—1.

The motion to Reconsider Fails.

The motion to Refer Back to the Committee on Urban Redevelopment, Renewal and Planning is Sustained.

COMMUNICATIONS AND REPORTS

Annual Report from Richard O. Rafanovic, P.E., General Manager and Chief Engineer, Providence Water Supply Board for Fiscal Year ending June 1998.

Received.

Report from Raymond Dettore, Jr., Chairman and Secretary of the Board of Licenses, of all moneys received for licenses, etc., issued during the quarter ending March 31, 1999.

Received.

Certificates from the City Collector, No. 36, recommending the cancellation of excise taxes — deceased taxpayers pursuant to the provisions of Sections 44-7-14 of the General Laws of Rhode Island, 1956, as amended, as the same are determined to be uncollectable.

Certificates from the City Collector, No. 37, recommending the cancellation of tangible tax — bankruptcy pursuant to the provisions of Sections 44-7-14 of the General Laws of Rhode Island, 1956, as amended, as the same are determined to be uncollectable.

Certificates from the City Collector, No. 38, recommending the cancellation of excise tax — bankruptcy pursuant to the provisions of Sections 44-7-14 of the General Laws of Rhode Island, 1956, as amended, as the same are determined to be uncollectable.

Severally Approved for Cancellation, on motion of COUNCILMAN ALLEN, seconded by COUNCILWOMAN WILLIAMS.

The motion to Approve for Cancellation is Sustained.

PERSONAL EXPRESSION

COUNCILMAN IGLIOZZI requests the privilege of the floor to speak on a point of personal expression and states:

Just so that everybody knows, I am concerned because just because my colleague, Councilman Mancini, got zero this year, I don't see why this is a valid reason why we should promote this budget. Secondly, this graph that the accountant put together, seemed to also leave out the fact that we are dealing with a citywide agency in my ward, because Councilman DeLuca was mentioning my ward in a very strong discussion. ProCap is a citywide agency in which ProCap's budget allocates all administrative funds to all community centers. All eleven community centers. That is why I am on this particular blip right here, as well as he added that ProCap budget, a portion of it to my neighborhood, which as we all know is a city agency, which is like mixing apples and oranges. As I said in the committee meetings before, I was advocating for three things. Two capital improvement aspects for my community

centers and one infrastructure for my neighborhood. Now, I am not saying do I want non-profits to come into my neighborhood. I am not saying I don't social groups to come into my neighborhood. I just don't have them, so I don't have to advocate for them. I advocate for what is in my neighborhood.

COUNCILMAN ALLEN moves a point of order and states:

I think our rules are very clear, under Rule 7: "... at any meeting of the City Council, any member desiring to speak on a matter of personal opinion regarding an item not appearing on the docket..." This item has appeared on the docket. We have been talking about it for an hour. I think he is out of order. I will let the Chairman decide.

COUNCIL PRESIDENT LOMBARDI states that he and the City Solicitor states that they agree with Councilman Allen.

FROM THE CLERK'S DESK

Petition of John J. O'Meara, President Metallurgical Solutions, Inc., requesting permission of an easement to run three telephone lines from their business located at

85 Aldrich Street across the street to their new location at 94 Aldrich Street for computer and telephone usage at their plant.

**COUNCIL PRESIDENT LOMBARDI
Refers the Petition to the Committee on
City Property.**

The motion to Refer is Sustained.

Petition from Nancy Derrig, Superintendent of Parks, requesting to abandon a portion of the Kennedy Plaza right-of-way, and also to abandon the West Approach Road, portions of the East Approach Road and remaining unused rights-of-way.

**COUNCIL PRESIDENT LOMBARDI
Refers the Petition to the Committee on
Public Works.**

The motion to Refer is Sustained.

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

Eleanor Osgood

Amber L. Merkert

Barbara Wood (Jeffrey P. Finan, Esq.)

Pa Shine (Robert V. Russo, Esq.)

Luis Ramirez (Christopher E. Fay, Esq.)

Ronnie P. Tonucci

John A. Petisce

U.S. Postal Service

Harriet Belline

Andrew F. O'Toole (James V. Burchfield, Jr., Esq.)

Christine Olson

Andrew F. O'Toole (James V. Burchfield, Jr., Esq.)

Allstate a/s/o Carmen Garcia

Lorraine Roderick (Kevin B. Carroll, Esq.)

Gita K. Afshar

Annette Spearman (Thomas W. Pearlman, Esq.)

Michael R. Clement

Mark Jennings (John N. Calvino, Esq.)

Albert Jennings (John N. Calvino, Esq.)

Lynn Gardner (John N. Calvino, Esq.)

Raymond Stewart (Michael W. Favicchio, Esq.)

Robert A. and Nancy F. Bernalewski

Gina Patnaude

David Rinebolt

Chhay Ouch p.p.a. Karany Chhay (Howard C. Johanson, Esq.)

Chhay Ouch p.p.a. Baunthy Chhay (Howard C. Johanson, Esq.)

Chhay Ouch p.p.a. Nary Chhay (Howard C. Johanson, Esq.)

The motion to Refer is Sustained.

COUNCIL PRESIDENT LOMBARDI
Severally Refers the Petitions to the
Committee on Claims and Pending Suits.

PRESENTATION OF CITATIONS

"In Congratulations"

COUNCIL PRESIDENT LOMBARDI and
the MEMBERS of the CITY COUNCIL:

Citations Extending Congratulations.

Resolved, That the Members of the City Council extend their sincere congratulations to the following:

Council President John J. Lombardi, in recognition of the celebration of his Birthday on April 30, 1999.

Elliott V. Clement, in recognition of the celebration of his retirement after thirty years of dedicated service to the Narragansett Electric Company.

Robert Antignano, Angelo's Civita Farnese Restaurant, in recognition of the celebration of the occasion of his 75th Anniversary.

Orlando A. Andreoni, Esquire, in recognition of being elected President of the Italo-American Club of Rhode Island.

Jim and Jody-Kay Riordan, in recognition of the celebration of the birth of their triplets, born on February 23, 1999. Emily Rachel, 5 lbs. 8 oz., Ethan Marcus, 5 lbs. 1 oz. and Spencer Grey, 4 lbs. 11 oz.

Mr. and Mrs. Robert Stein, in recognition of the celebration of the birth of their grandchildren, born on February 23, 1999. Emily Rachel, 5 lbs. 8 oz., Ethan Marcus, 5 lbs. 1 oz. and Spencer Grey, 4 lbs. 11 oz.

Joseph Cornwall, in recognition of the celebration of his 50th Birthday on March 10, 1999.

Folsey Ayres, in recognition of the celebration of her appointment as Executive Director of the State Commission on Women.

Mary E. Morgan, in recognition of her dedicated service to the 11th Ward Democratic Committee and its community.

Patricia Goodwin, in recognition of her retirement from the State Department of Health after twenty-one years of faithful service to the people of Rhode Island.

Arline and Morris Feldman in recognition of the celebration of their 50th Wedding Anniversary on February 9, 1999.

Edith Katerina Waldman in recognition of the occasion of your "Naming" on April 9, 1999 at Temple Beth-El.

Severally Read and Collectively Passed, on motion of COUNCILMAN ALLEN, seconded by COUNCILWOMAN WILLIAMS.

The motion for Passage is Sustained.

PRESENTATION OF RESOLUTIONS

"In Memorium"

COUNCIL PRESIDENT LOMBARDI and the MEMBERS of the CITY COUNCIL:

Resolutions Extending Sympathy.

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

Lila Delman

Angie Mansour

John R. "Toy" Fernandes

Pauline E. Calci

Joseph F. Cefala

Hendrik M. Van Leesten

Janet Zekos

Felix J. Argente

Joseph C. Petteruti

George I. Kirk

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

The motion for Passage is Sustained.

ADJOURNMENT

There being no further business, on motion of COUNCILMAN ALLEN, seconded by COUNCILWOMAN WILLIAMS, it is voted to adjourn at 9:20 o'clock P.M. (E.D.T.) to meet again on THURSDAY, MAY 6, 1999 at 7:30 o'clock P.M. (E.D.T.).

Michael R. Clement

City Clerk

