

CITY OF PROVIDENCE
RHODE ISLAND



CITY COUNCIL

JOURNAL OF PROCEEDINGS

No. 96 City Council Regular Meeting, Thursday, July 2, 1998, 7:30 o'clock P.M. (E.D.T.)

PRESIDING

COUNCIL PRESIDENT

EVELYN V. FARGNOLI

IN CITY COUNCIL
AUG 6 1998

APPROVED:

Richard R. Clement
CLERK

ROLL CALL

Present: Council President Fagnoli,
Councilmen Allen, Clarkin, Councilwoman
DiRuzzo, Councilmen Hassett, Igliozi,
Jackson, Lombardi, Councilwomen Nolan,
Romano and Williams—11.

Absent: Councilmen DeLuca, Mancini,
Rollins and Councilwoman Young—4.

INVOCATION

The Invocation is given by COUNCILWOMAN CAROL A. ROMANO.

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

COUNCILMAN ROBERT M. CLARKIN 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. 94 of the Regular Meeting of the City Council held June 4, 1998, is approved as printed, on motion of COUNCILWOMAN DiRUZZO, seconded by COUNCILWOMAN WILLIAMS.

APPOINTMENT BY HIS HONOR THE MAYOR

Communication dated June 11, 1998, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1003 of the Providence Home Rule Charter of 1980, he is this day reappointing Elizabeth Gordon Martin of 98 Stanton Street, Providence

Rhode Island, as a Member of the Board of Park Commissioners for a term expiring in January, 2002.

Received.

ORDINANCES SECOND READING

The following Ordinance was in City Council May 7, 1998, Read and Passed the First Time and is returned for Passage the Second Time:

An Ordinance establishing a tax stabilization plan for the Downcity Cinema.

Be it ordained by the City of Providence:

Whereas, Section 21-169 of the Code of Ordinances of the City of Providence grants authority to the City Council, pursuant to Section 44-3-9 of the General Laws of the State of Rhode Island, as amended, to exempt property used for industrial, commercial or residential purposes from the payment of property tax if the granting of the exemption meets certain conditions set forth in said Section of the Ordinance; and

Whereas, Downcity Cinema, LLC is the developer of a certain cinema complex in the

City's Arts and Entertainment District (the "Project") to be located on a parcel of land situated at the corner of Washington and Mathewson Streets; and

Whereas, Downcity Cinema, LLC has made application under, and has satisfied each condition of the above mentioned Ordinance for the benefit of the Project and the Property; and

Whereas, the Project will increase the tax base of the City, will increase employment opportunity in the City and provide an added attraction to the Arts and Entertainment District; and

Whereas, it is in the interest of the residents of the City of Providence to grant such an

exemption to induce the development and construction of the Project in the City, and such exemption will inure to the benefit of the City;

Be it ordained by the City of Providence:

Section 1. That the findings set forth in the preceding Whereas Clauses are hereby made and confirmed.

Section 2. As long as Downcity Cinema, LLC owns or operates the Project, it will continue to pay taxes on the Property in accordance with the terms hereof. Downcity Cinema, LLC, its successors and assigns, agrees that the Property will be subject to taxation at the expiration of this tax treaty. Downcity Cinema, LLC also agrees not to transfer the Property to a tax-exempt entity or to allow any transfer by any subsequent transferee to a tax-exempt entity during the term of the tax treaty. Downcity Cinema, LLC is also required, as a condition precedent to this tax treaty, to record notice of the requirement that the Property be transferred only to a tax-paying entity, as set forth herein, in the Land Evidence Records of the City of Providence. In the event that the Property is transferred to a tax-exempt entity in violation of the provisions hereof, whether by Downcity Cinema, LLC or any subsequent transferee of the property, Downcity Cinema, LLC will be responsible to make payments in lieu of taxes to the City of Providence equal to the amount of taxes which would have been paid to the City of Providence hereunder if such prohibition against transfer to a tax-exempt entity had not been violated. Notwithstanding anything to the contrary herein, the provisions of this Section 2 shall continue to be given full force and effect until such time as the same shall be amended or terminated by majority vote of the City Council of Providence.

Section 3. It shall be the goal of Downcity Cinema, LLC to award to Minority Business Enterprises as defined in Rhode Island General Laws, Section 37-14.1 ("MBE Act") no less than 10% of the dollar value of the construction costs for the Project (as determined in accordance with the rules and regulations promulgated pursuant to the MBE act). It shall be Downcity Cinema, LLC's farther goal to award to woman business enterprises (WBE) no less than 10% of the dollar value of the construction costs for the project (as determined in accordance with Section 21-52 of the Code of Ordinances of the City of Providence). It shall be a farther goal of Downcity Cinema, LLC to achieve a minimum level of 10% for minority and 10% for female employment.

Section 4. In making employment decisions for the Project, Downcity Cinema, LLC shall give preferential consideration to qualified employees/applicants who reside in Providence. The parties agree that in addition to any work force which may be employed by Downcity Cinema, LLC, the company which operates the cinema complex pursuant to a lease with Downcity Cinema, LLC will employ a minimum of seven (7) additional persons in the City of Providence.

Section 5. The schedule listed below is based upon information provided to the Tax Assessor by Downcity Cinema, LLC including, but not limited to, estimated construction costs. In the event any of this information is inaccurate or proves to be erroneous, this treaty shall be modified to reflect the accurate information.

Section 6. This treaty is conditioned upon Downcity Cinema, LLC owing no back taxes to the City of Providence or remaining current on a payment plan approved by the Tax Collector. Failure to make said timely payments may

render this treaty null and void at the sole discretion of the City of Providence. The treaty being rendered null and void would require the owner to pay all taxes and fees as due and owing as if no treaty had been approved.

Section 7. The Project shall have no less than 900 seats and be located on the corner of Washington and Mathewson Streets in the City of Providence. The Project shall contain at least five (5) screens, one of which shall be built with a stage area of approximately 30 feet in depth and 45 feet in width and shall: (i) also contain a stage, lighting and sound equipment for live theater, music and dance productions, (ii) contain approximately 200 seats, and (iii) be available for use by the City of Providence Film Commission and other film, arts and community theater organizations, with preference for such use being given to film, arts and community theater organizations which are based in the City of Providence. The cinema operator shall designate one of its employees to act as a liaison/scheduler for the use of said community theater by interested organizations. The Project shall also contain a coffee shop within the building. The Project shall be built in accordance with plans approved by the Downcity Design Review Committee. The movie cinema shall run new releases, classics, independent and arts films. The interior shall be similar to the plans attached as Exhibit "B" except that the stage depth shall approximately be 30 feet.

Section 8. The cinema operator's lease for the Project shall include a twenty-five (25) year operating covenant which will be coextensive with the operating covenant in the cinema operator's lease for the Providence Place Mall Cinema. This will ensure that the Downcity Cinema and the Providence Place Mall Cinema, operated by the same company, will run

concurrently throughout the terms of the two leases.

Section 9. The taxes to be paid annually under this treaty shall be equal to the amounts set forth on the attached Exhibit "A".

Section 10. Construction of the Project will be completed on or before October 20, 1998 pursuant to the terms of the Ordinance establishing a tax stabilization plan for the Providence Place Mall passed January 10, 1996.

Section 11. The City, in accordance with Section 44-3-9 of the Rhode Island General Laws and Section 21-169 of the Code of Ordinances for the City of Providence, is hereby authorized to grant an exemption from the assessed valuation for tax purposes as of December 31, 1998 up to and including December 31, 2007 to Downcity Cinema, LLC for the Property as provided in the abovementioned Ordinance and in accordance with the schedule in Exhibit "A."

Section 12. To the extent that this Ordinance is specifically inconsistent with the terms, provisions and conditions of that certain Tax Stabilization Ordinance dated January 10, 1996 and/or that certain related Tax Treaty Agreement dated October 22, 1996, the terms, provisions and conditions of this Ordinance shall control. However, otherwise all terms, provisions and conditions of the Tax Stabilization Ordinance dated January 10, 1996 shall control, including but not limited to, Section 7 of said Ordinance dated January 10, 1996.

Section 13. This Ordinance shall take effect upon its passage.

Read and Passed, the Second Time, on motion of COUNCILWOMAN DiRUZZO,

seconded by COUNCILWOMAN WILLIAMS, by the following Roll Call Vote:

Ayes: Council President Fagnoli, Councilmen Allen, Clarkin, Councilwoman DiRuzzo, Councilmen Hassett, Igliazzi, Jackson, Lombardi, Councilwomen Nolan, Romano and Williams—11.

Noes: None.

Absent: Councilmen DeLuca, Mancini, Rollins and Councilwoman Young—4.

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

The following Ordinance was in City Council June 4, 1998, Read and Passed, the First Time, and Referred Back to the Committee on Finance, and is returned for Passage the Second Time, as amended:

An Ordinance creating a tax exemption for former prisoners of war, as amended.

Be it ordained by the City of Providence:

Section 1. Pursuant to provisions of Section 44-3-4(e) of the R.I. General Laws, the City Assessor is hereby authorized to grant an exemption from taxation in the amount of Fifteen Thousand (\$15,000.00) Dollars for real or personal property situated in the City of Providence and owned by any veteran of military or naval service of the United States or the unmarried widow or widower of such person who has been or who shall be classified as, or determined to be, a prisoner of war by the Veterans' Administration of the United States.

Section 2. No person shall be entitled to the exemption herein authorized without first filing an application with the City Assessor on forms furnished by the City Assessor. All persons granted said exemption shall be residents of the

City of Providence. Each application shall be sworn to by the applicant under penalty of perjury. Certification from the Veterans' Administration of the United States that such persons was a prisoner of war shall be furnished to the City Assessor by the applicant.

Section 3. This Ordinance shall take effect on the taxes levied on the ratable properties as of December 31, 1997.

Read and Passed, the Second Time, as amended, on motion of COUNCILWOMAN DIRUZZO, seconded by COUNCILWOMAN WILLIAMS, by the following Roll Call Vote:

Ayes: Council President Fagnoli, Councilmen Allen, Clarkin, Councilwoman DiRuzzo, Councilmen Hassett, Igliazzi, Jackson, Lombardi, Councilwomen Nolan, Romano and Williams—11.

Noes: None.

Absent: Councilmen DeLuca, Mancini, Rollins and Councilwoman Young—4.

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

PRESENTATION OF ORDINANCE

An Ordinance in amendment of and in addition to Chapter 1986-53 of the Ordinance of the City of Providence approved October 23, 1986 and entitled, "An Ordinance approving and adopting the Official Redevelopment Plan for the Special Vacant Lot Project" for the Acquisition of Lot 899 on Plat 23, 71 West Clifford Street, Lot 653 on Plat 64, 280 Academy

Avenue and Lot 743 on Plat 68, 26 Washburn Street.

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

The motion to Refer is Sustained.

PRESENTATION OF RESOLUTIONS

COUNCIL PRESIDENT FARGNOLI (By Request):

Resolution for the submission of projects to the Planning Division of the Rhode Island Department of Administration for inclusion in the Rhode Island Overall Economic Development Program.

COUNCIL PRESIDENT FARGNOLI Jointly Refers the Resolution to the

Committee on Finance and the Committee on Urban Redevelopment, Renewal and Planning.

The motion to Refer is Sustained.

COUNCILMAN ALLEN (By Request):

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Carlisle Street, from Elmwood Avenue to Alger Avenue, Depew Street, from Alger Avenue to Elmwood Avenue and Alger Avenue, from Carlisle Avenue to Depew Street on Saturday, July 4, 1998 between the hours of 10:00 o'clock A.M. to 8:00 o'clock P.M. for a Fourth of July Block Party.

Resolved, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Carlisle Street, from Elmwood Avenue to Alger Avenue, Depew Street, from Alger Avenue to Elmwood Avenue and Alger Avenue, from Carlisle Avenue to Depew Street on Saturday, July 4, 1998 between the hours of 10:00 o'clock A.M. to 8:00 o'clock P.M. for a Fourth of July Block Party.

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

The motion for Passage is Sustained.

COUNCILMAN CLARKIN (By Request):

Resolution Requesting the Traffic Engineer to post "No Parking 8:00 o'clock A.M. to 10:00 o'clock A.M." signs on Cooke Street between Manning and Benevolent Streets.

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

The motion to Refer is Sustained.

COUNCILWOMAN DiRUZZO (By Request):

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic at the intersection of Kossuth and Putnam Streets on Saturday, August 15, 1998 from 9:00 o'clock A.M. to 5:00 o'clock P.M. to accommodate the Christian Church Block Party.

Resolved, That the Traffic Engineer is requested to prohibit motor vehicle traffic at the intersection of Julian and Putnam Streets on Saturday, August 15, 1998 from 9:00 o'clock A.M. to 5:00 o'clock P.M. to accommodate the Christian Church Block Party.

On motion of COUNCILWOMAN DiRUZZO, seconded by COUNCILWOMAN WILLIAMS, it is voted to amend the Resolution to read "Julian and Putnam Streets".

Read and Passed, as amended, on motion of COUNCILWOMAN DiRUZZO, seconded by COUNCILWOMAN WILLIAMS.

The motion for Passage, as amended, is Sustained.

COUNCILWOMAN DiRUZZO, COUNCILWOMAN WILLIAMS and COUNCILWOMAN YOUNG:

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.

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

The motion to Refer is Sustained.

COUNCILMAN IGLIOZZI (By Request):

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic at the intersection of Bodell Avenue and Etna Street on Saturday, August 1, 1998 from 9:00 o'clock

A.M. to 5:00 o'clock P.M. to accommodate the Christian Church Block Party.

Resolved, That the Traffic Engineer is requested to prohibit motor vehicle traffic at the intersection of Bodell Avenue and Etna Street on Saturday, August 1, 1998 from 9:00 o'clock A.M. to 5:00 o'clock P.M. to accommodate the Christian Church Block Party.

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

The motion for Passage is Sustained.

PERSONAL EXPRESSION

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

Madam President, I rise on a point of personal expression. Madam President and members of the City Council, I rise today to report to this Honorable Body that an injustice has occurred within our City Council office. The injustice I refer to was a non-ceremonious transfer of one of our interns, namely Ms. Ellen Slater, committed by the Council President this past Monday. Although I understand that the President of this Council enjoys certain perks, prerogatives and discretionary powers, those powers should be utilized to enhance the Council, its office and its staff providing leadership and making informed decisions that

benefit the Council in its entirety. The President's actions this past Monday accomplished none of the aforementioned. I, as well as several other council persons have discussed this matter with the Council President and she maintains that this move will help professionalize our office. I question the wisdom of transferring a proven and tested worker from our office to duties in another office that involve copying. It is indefensible and in my judgement a total abuse of power. Ms. Slater, over the past four years has been exemplary employee. She is a competent, committed and conscientious young lady who devoted many hours to ensuring that the request made by each and every member of this Honorable Body was handled professionally, timely and accurately. Ellen's last assignment in the Council office

was handling the sidewalk program. She worked very hard to set up a system that worked for this Council. She often times took work home and spent weekends to ensure accuracy. She took pride in her work and wanted to produce a good product for the 15 people she served. Members of this Council, as a result of this cruel treatment of this week, Ellen will be leaving here next Friday. It is unfortunate that she leaves with such a disheartened view of the institution that she worked for the past four years so hard and has grown to love and respect. I would ask my colleagues of this Honorable Body, if you are so inclined, seek Ms. Slater out sometime within the next six working days and express your appreciation for all that she has done and reinforce that the treatment of one member does not reflect the opinion of this Honorable Body.

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

I would like to speak on a point of personal expression with regard to the action of the General Assembly this week, with regard to the Traffic Court. I would like to commend the House of Representatives for taking the action which they did with regard to the Traffic Court, and that is not to make the decision to move the Traffic Court right into the District Court. Any attorney that has ever been in the court rooms knows very well that District Court

cannot handle another court within a court. I have been following this in the news for some time and really wondering why that recommendation would ever have been made. My reason for expressing my interest in this tonight is because I spent 17 years working for the Supreme Court and the Superior Court judges, and I know that District Court is not in any position to take on another court within a court. I commend Judge Albert DeRobbio for stepping up to the plate, and the other judges of the Rhode Island District Court for appearing before the General Assembly, making their views known for the action that the General Assembly finally made a few days ago. I believe that it is within the interest of all the people within the State of Rhode Island that they study this further and make a much better recommendation than the one that was made. I have the highest respect for Judge Weisberger. He was one of the judges that I worked for, and I think that perhaps that the pressure of the public was one of the reasons why the recommendation was made earlier to take the Traffic Court and put it in the District Court. That is not the way to handle it. I am only one person, but I have been listening to a lot of my constituency. I certainly have a vested interest in it. I haven't had the problem that a lot of people have expressed that they have had in Traffic Court and I don't spend a lot of time there, but I certainly know what the lawyers go through and what judges go through, and I am really happy that they decided to take their time to make a much better decision and recommendation. Thank you.

PRESENTATION OF RESOLUTIONS

Resolution Requesting the Chief Electrical Inspector to cause the upgrade of street lighting along the entire length of Eliza Street.

Resolved, That the Chief Electrical Inspector is requested to cause the upgrade of street lighting along the entire length of Eliza Street.

COUNCILMAN LOMBARDI (By Request):

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic at Union Street between Washington and Worcester Streets starting on Friday midnight, August 7, 1998 and ending on Saturday, August 8, 1998 at 2:00 o'clock A.M. to accommodate a Fundraising Block Party to help benefit the Summertime Fund.

Resolved, That the Traffic Engineer is requested to prohibit motor vehicle traffic at Union Street between Washington and Worcester Streets starting on Friday midnight, August 7, 1998 and ending on Saturday, August 8, 1998 at 2:00 o'clock A.M. to accommodate a Fundraising Block Party to help benefit the Summertime Fund.

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic at the intersection of Harrison and Division Streets on Saturday, July 25, 1998 from 9:00 o'clock A.M. to 5:00 o'clock P.M. to accommodate the Christian Church Block Party.

Resolved, That the Traffic Engineer is requested to prohibit motor vehicle traffic at the intersection of Harrison and Division Streets on Saturday, July 25, 1998 from 9:00 o'clock A.M. to 5:00 o'clock P.M. to accommodate the Christian Church Block Party.

COUNCILMAN MANCINI (By Request):

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic at the intersection of West Drive and Middle Drive on Saturday, July 18, 1998 from 9:00 o'clock A.M. to 5:00 o'clock P.M. to accommodate the Christian Church Block Party.

Resolved, That the Traffic Engineer is requested to prohibit motor vehicle traffic at the intersection of West Drive and Middle Drive on Saturday, July 18, 1998 from 9:00 o'clock A.M. to 5:00 o'clock P.M. to accommodate the Christian Church Block Party.

COUNCILWOMAN ROMANO (By Request):

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic at the intersection of June and Pungansett Streets on Saturday, August 8, 1998 from 9:00 o'clock A.M. to 5:00 o'clock P.M. to accommodate the Christian Church Block Party.

Resolved, That the Traffic Engineer is requested to prohibit motor vehicle traffic at the intersection of June and Pungansett Streets on Saturday, August 8, 1998 from 9:00 o'clock A.M. to 5:00 o'clock P.M. to accommodate the Christian Church Block Party.

COUNCILWOMAN WILLIAMS (By Request):

Resolution Requesting the Chief Electrical Inspector to cause the installation of street lighting along Angell Street on Pole Nos. 13 and 14 on the Park side between Parkside Drive and River Road.

Resolved, That the Chief Electrical Inspector is requested to cause the installation of street lighting along Angell Street on Pole Nos. 13 and 14 on the Park side between Parkside Drive and River Road.

REPORTS FROM COMMITTEES

COUNCILMAN ROBERT M. CLARKIN, Chairman COMMITTEE ON PUBLIC WORKS

Transmits the following with recommendation the same be Approved:

Resolution Requesting the Traffic Engineer to cause the installation of "No Parking to Corner" signs on Lenox Avenue and Warrington Street, and along the side streets.

Resolved, That the Traffic Engineer is requested to cause the installation of "No Parking to Corner" signs on Lenox Avenue and Warrington Street, and along the side streets.

Resolution Requesting the Traffic Engineer to cause the installation of "Four-Way Stop" signs on Lenox Avenue and Melrose Street and Lenox Avenue and Hamilton Street.

Resolved, That the Traffic Engineer is requested to cause the installation of "Four-Way Stop" signs on Lenox Avenue and Melrose Street and Lenox Avenue and Hamilton Street.

Resolution Requesting the Traffic Engineer to replace the "Four-Way Stop" signs on Niagara Street and Lenox Avenue.

Resolved, That the Traffic Engineer is requested to replace the "Four-Way Stop" signs on Niagara Street and Lenox Avenue.

Resolution Requesting the Traffic Engineer to cause the installation of a "Stop" sign at the intersection of Harrison and Sprague Streets.

Resolved, That the Traffic Engineer is requested to cause the installation of a "Stop" sign at the intersection of Harrison and Sprague Streets.

Resolution Requesting the Traffic Engineer to cause the installation of "No Parking" signs at various locations on Morris Avenue between Alumni Avenue and Olney Street.

Resolved, That the Traffic Engineer is requested to cause the installation of "No Parking" signs at various locations on Morris Avenue between Alumni Avenue and Olney Street.

Resolution Requesting the Traffic Engineer to cause the installation of "School Zone" signs on Camden Avenue, in the immediate vicinity of the Camden Avenue School.

Resolved, That the Traffic Engineer is requested to cause the installation of "School Zone" signs on Camden Avenue, in the immediate vicinity of the Camden Avenue School.

Resolution Requesting the Traffic Engineer to cause the installation of a four-way "Stop" signs at the corner of Ethan and Moorefield Streets.

Resolved, That the Traffic Engineer is hereby requested to make the corner of Ethan Street and Moorefield Street a four-way stop.

Resolution Requesting the Traffic Engineer to cause the installation of a "Stop" sign at the corner of Dyke Street and Service Road Number 3.

Resolved, That the Traffic Engineer is requested to cause the installation of a "Stop" sign at the corner of Dyke Street and Service Road Number 3.

Resolution Requesting the Traffic Engineer to cause the installation of the missing "Stop" sign at the corner of Wallace Street and Cumerford Street.

Resolved, That the Traffic Engineer is requested to cause the installation of the

missing "Stop" sign at the corner of Wallace Street and Cumerford Street.

Resolution Requesting the Traffic Engineer to undertake a study to decrease the speeding of vehicles along River Avenue.

Resolved, That the Traffic Engineer is requested to undertake a study to decrease the speeding of vehicles along River Avenue.

Resolution Requesting the Traffic Engineer to undertake a traffic study along Atwells Avenue and Harris Avenue, and cause the installation of signs to take a left turn to avoid accidents.

Resolved, That the Traffic Engineer is requested to undertake a traffic study along Atwells Avenue and Harris Avenue, and cause the installation of signs to take a left turn to avoid accidents.

Resolution Requesting the Traffic Engineer to cause the installation of a four-way "Stop" sign at the intersection of Division Streets and Hammond Street.

Resolved, That the Traffic Engineer is requested to cause the installation of a four-way "Stop" sign at the intersection of Division Streets and Hammond Street.

Resolution Requesting the Traffic Engineer to cause the installation of a four-way "Stop" sign at the intersection of Division Street and Harrison Street.

Resolved, That the Traffic Engineer is requested to cause the installation of a four-way "Stop" sign at the intersection of Division Street and Harrison Street.

Resolution Requesting the Traffic Engineer to cause the installation of a plaque at the intersection of Sessions Street and Elmgrove Avenue to be named the Israel Jubilee Square.

Resolved, That the Traffic Engineer is requested to cause the installation of a plaque at the intersection of Sessions Street and Elmgrove Avenue to be named the Israel Jubilee Square.

Resolution Ordering the abandonment of a portion of Vesta Street.

Resolved, Decreed and Ordered:

That the portion of the following named street shown as cross-hatched area on the accompanying plan entitled: "Providence, RI Department of Public Works — Engineering Office, Street Line Section Plan No. 064595 dated September 19, 1997."

Viz:

Vest Street, (portions of), 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 is proposed to be abandoned as a Public Highway. Said Abandonment is specifically conditioned precedent upon the following:

1. The petitioner shall convey and easement acceptable to the Providence Gas 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 and 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. Petitioners shall convey and easement acceptable to the Narragansett Electric Company which will permit retention of its sewer 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.

And it is further

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 and upon compliance with the conditions set forth herein, 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.

Resolution abandoning an easement located at Benefit Street and Pratt Street.

Whereas, The City of Providence retains a fee in a twelve (12) foot easement held for sewer purposes; and

Whereas, Said easement is located adjacent to Assessor's Lots 140, 141 and 633 on Assessor's Plat 10; and

Whereas, Said easement runs between Pratt and Benefit Streets and is shown as the shaded areas on the accompanying map and designated by the letters (A-B-C-D-A); and

Whereas, Said easement is no longer useful to the City of Providence,

Now, therefore, be it Resolved, That His Honor, the Mayor, is authorized to transfer said easement to abutting property owners specifically conditioned precedent upon the following:

2. Upon such other terms and conditions as His Honor, the Mayor, and the City Solicitor may deem in the best interests of the City.

1. Any sewer lateral which is present within the easement area shall be capped with grid and mortar at the property line.

Transmits the following with recommendation the same be Approved, as amended:

Resolution Requesting the Traffic Engineer to cause the installation of "No Parking from 6:00 o'clock A.M. to 8:00 o'clock P.M." signs on both sides of Iona Street.

MAN WILLIAMS, it is voted to dispense with the reading of the foregoing Resolutions.

Resolved, That the Traffic Engineer is requested to cause the installation of "No Parking from 6:00 o'clock A.M. to 8:00 o'clock P.M." signs on both sides of Iona Street.

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

On motion of COUNCILWOMAN DiRUZZO, seconded by COUNCILWOM-

The motion for Passage is Sustained.

**COUNCILWOMAN PATRICIA K. NOLAN, Chairwoman
COMMITTEE ON FINANCE**

Transmits the following with recommendation the same be Adopted, as amended:

An Ordinance establishing a tax stabilization plan for AAA Southern New England, as amended.

Read and Passed, the First Time, as amended, on motion of COUNCILWOMAN DiRUZZO, seconded by COUNCILWOMAN WILLIAMS, by the following Roll Call Vote:

Ayes: Council President Fagnoli, Councilmen Allen, Clarkin, Councilwoman

DiRuzzo, Councilmen Hassett, Igliazzi, Jackson, Lombardi, Councilwomen Nolan, Romano and Williams—11.

Noes: None.

Absent: Councilmen DeLuca, Mancini, Rollins and Councilwoman Young—4.

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

FROM THE CLERK'S DESK

Petition of Gary Spicuzza, Vice President Foundry Associates requesting permission to abandon Brownell Street.

COUNCIL PRESIDENT FARGNOLI Refers the Petition to the Committee on Public Works.

The motion to Refer is Sustained.

Petitions for Compensation for Injuries and Damages, viz:

Joseph L. Gadreault

Frank Almeida, III

USAA a/s/o/ Lilsa Anne Hurlburt

Ted Stein

Carlos A. Vazquez & Marylou Hazzard

David J. Lenkewicz

Brian Boisvert

David Vieira DaRosa

Jason Perry (Charles J. Vucci, Esq.)

Marie Palladino

General Accident Insurance a/s/o John Custer

Progressive Insurance a/s/o Edward Shea

Carl A. McCurdy

DiLanna Egg Farms, Inc.

Ruvian Kleir. (Gerald P. McOsker, Esq.)

Samerun Kan (John A. Resnick, Esq.)

William J. Corrigan

William Ianr. ucci

Doreen Sprowson

Yinette Rosario

M. Jay Rodrigues

Janes Passaro

Dr. & Mrs. Lionel D. Wyld

Robert L. Williams

Theodora A. Barkett

Jose Ramirez (Mark B. LaRoche, Esq.)

Reza Rahman

Joanne E. DeMedeiros

Andrew Ian Robinson

Richard J. Casey, Jr.

Aida Maldonado and Carmello Carrasquillo
(Christopher E. Fay, Esq.)

Christine Roundtree

Ann Collins

Angelo R. Pizzi, Jr.

Frank Morelli

Michael D. Shaw

Janet Dupuis (James V. Burchfield, Esq.)

Allen Goodinson (George L. Santropietro,
Esq.)

Carolyn A. Miller

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

The motion to Refer is Sustained.

PRESENTATION OF CITATIONS

"In Congratulations"

**COUNCIL PRESIDENT FARGNOLI 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:

Mr. and Mrs. William Murphy, in recognition of the celebration of their 50th Wedding Anniversary.

Anna and John Gamula, in recognition of the celebration of their 50th Wedding Anniversary on June 15, 1998.

Gladys Longo, in recognition of the celebration of her 65th birthday on June 23, 1998.

Raymond Funaro, in recognition of being promoted to Command Sergeant Major of the Rhode Island National Guard, 43rd Military Police Brigade.

Stephen Kane, Principal, in recognition of his retirement from the Providence School Department after serving twenty years as principal of Martin Luther King Elementary School.

**Severally Read and Collectively Passed,
on motion of COUNCILWOMAN Di-
RUZZO, seconded by COUNCILWOMAN
WILLIAMS.**

The motion for Passage is Sustained.

PRESENTATION OF RESOLUTIONS

"In Memorium"

**COUNCIL PRESIDENT FARGNOLI 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:

William McNulty

Joseph V. Buccini

Laura M. Ricci

Dr. Edward D. "Ted" Eddy

David Pombo

Terence P. "Red" Shevlin

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

Audrey Nell Brumfield

William J. Morgan

The motion for Passage is Sustained.

Theresa Ann Donilon

Elizabeth Kiernan "Betty Ann" Kenyon

MATTER NOT APPEARING ON THE PRINTED DOCKET

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

**Transmits the following with recommenda-
tion the same Adopted:**

An Ordinance in amendment of and in addition to Chapter 1977-15 of the Ordinance of the City of Providence approved April 28, 1977, entitled "An Ordinance approving and adopting the Official Redevelopment Plan for Federal Hill East" for the acquisition of property.

**Read and Passed, the First Time, on
motion of COUNCILWOMAN DIRUZZO,
seconded by COUNCILMAN CLARKIN,
by the following Roll Call Vote:**

**Ayes: Council President Fagnoli, Coun-
cilmen Allen, Clarkin, Councilwoman
DiRuzzo, Councilmen Hassett, Igliazzi,**

Jackson, Lombardi, Councilwomen
Nolan, Romano and Williams—11.

Absent: Councilmen DeLuca, Mancini,
Rollins and Councilwoman Young—4.

Noes: None.

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

ADJOURNMENT

There being no further business, on
motion of COUNCILWOMAN DIRUZZO,
seconded by COUNCILWOMAN WILLIAMS,
it is voted to adjourn at 8:15 o'clock P.M.
(E.D.T.).



JEAN M. ANGELONE

Deputy City Clerk



