

CITY OF PROVIDENCE

RHODE ISLAND

IN CITY COUNCIL

JUL 15 1976



APPROVED:

Ernest Capella
CLERK

CITY COUNCIL

JOURNAL OF PROCEEDINGS

No. 43 City Council Special Meeting, Friday, July 2, 1976 3:00 P.M. (EDT)

PRESIDING

COUNCIL PRESIDENT

ROBERT J. HAXTON

ROLL CALL

Present: Council President Haxton and Councilmen Addison, Ahern, Almagno, Bradshaw, Councilwoman Brassil, Councilmen Cirelli, Cola, Fagnoli, Flynn, Garan, Gorodetsky, Henries, Johnson, Lynch, Mansolillo, McKiernan, Merola, Pearlman, Petrosinelli, Stravato, Tomasso, Turchetta and Xavier—24.

Absent: Councilmen Crowley and Salvatore—2.

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INVOCATION

The Invocation is given by COUNCILMAN
WILLIAM G. BRADSHAW.

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

COUNCILMAN LOUIS R. STRAVATO leads
the Members of the City Council and the Assem-
blage in the Pledge of Allegiance to the Flag of
the United States of America.

COMMUNICATION FROM HIS HONOR THE MAYOR

The Clerk reads the following communication
from His Honor the Mayor:

cial meeting of the Honorable City Council to be
held Friday, July 2, 1976, at 3:00 P.M.

June 29, 1976

Would you kindly notify said Council Mem-
bers pursuant to the aforementioned Charter
Provision.

Mr. Vincent Vespia
City Clerk
Providence City Hall
Providence, Rhode Island

Sincerely,

VINCENT A. CIANCI, JR.
Mayor of Providence

Dear Mr. Vespia:

Pursuant to Section 3.11 of the Providence
City Charter, I, as Mayor, hereby request a spe-

Received.

FROM THE CITY CLERK

The Clerk Reads the following Warrant, with the City Sergeant's Return Endorsed thereon, Certifying that He did notify the Members of the City Council, excepting Council President Robert J. Haxton, who was out of the City, of the Special Meeting to be held on Friday, July 2, 1976 at 3:00 o'clock P.M. (EDT) by Personally Delivering a Copy of the following Warrant, on June 29, 1976.

TO GIACOMO MARTONE, CITY SERGEANT:

Whereas, His Honor Vincent A. Cianci, Jr., Mayor of the City of Providence, has pursuant to Section 3.11 of the Providence City Charter, has requested a Special Meeting of the Honorable City Council be held at an earlier time to which the said City Council stands adjourned, as requested in writing, to the City Clerk.

You are therefore hereby commanded and required to summon each Member of the City Council to a Special Meeting in the City Council Chamber, City Hall, Providence, Rhode Island, on Friday, July 2, 1976 at 3:00 o'clock P.M. (E.D.T.) for the purpose of Presentation of Ordinances, by His Honor the Mayor and for any other business that may legally come before said City Council.

Hereof, Fail not, and make true return of this warrant, with your doings thereon.

Given under my hand and official seal this twenty-ninth day of June, A. D., 1976.

VINCENT VESPIA
City Clerk

CITY OF PROVIDENCE
RHODE ISLAND

June 29, 1976

I hereby certify that I have notified each Member of the City Council of the Special Meeting scheduled to be held on Friday, July 2, 1976 at 3:00 o'clock P.M. (E.D.T.) in the City Council Chamber, City Hall, Providence, Rhode Island, in accordance with the subject warrant by delivering to each Member, a copy thereof. Council President Haxton was out of the City and was not served.

GIACOMO MARTONE
City Sergeant

Received.

VETOES BY HIS HONOR THE MAYOR

Communication dated June 29, 1976 Informing the Honorable City Council of his Disapproval and Veto of "An Ordinance Providing for the Assessment and Collection of 1976 Taxes to Pro-

vide for the Collection of a Sum of Up To and Not More Than Fifty-three Million Dollars (\$53,000,000.00), as Amended," as follows:

June 29, 1976

The Honorable The City Council of
the City of Providence
Providence, Rhode Island

Gentlemen:

I am vetoing the ordinance levy of \$53 million which the Providence City Council has irresponsibly voted because passage of this ordinance will not provide the \$4.5 million in increases in fixed municipal personnel expenses as well as the additional negotiated settlements with five different employee unions. Furthermore, I am vetoing this levy ordinance because its passage would materially affect all such municipal services as education, public safety and health maintenance, as well as sanitation by requiring massive employee reductions that would sharply curtail our ability to fulfill our functions in each of these areas. As Chief Executive Officer of the City of Providence, I cannot and will not allow this to happen.

Respectfully submitted,

VINCENT A. CIANCI, JR.
Mayor of Providence

Received.

Communication dated June 29, 1976 Informing the Honorable City Council of his Disapproval and Veto of "An Ordinance Establishing the Classes of Positions, the Maximum Number of Employees and the Number of Employees in Certain Classes in the City Departments and Repealing Ordinance Chapter 1976-10 Approved April 13, 1976, as Amended," as follows:

June 29, 1976

The Honorable The City Council
of the City of Providence
Providence, Rhode Island

Gentlemen:

I am vetoing the personnel ordinance because irresponsible reassigning of departments is in direct violation of the Charter of the City of Providence.

Respectfully submitted,

VINCENT A. CIANCI, JR.
Mayor of Providence

Received.

Communication dated June 29, 1976 Informing the Honorable City Council of his Disapproval and Veto of "An Ordinance Establishing a Compensation Plan for the City of Providence and Repealing Chapter 1976-11, Approved April 13, 1976, as amended," as follows:

June 29, 1976

The Honorable The City Council
of the City of Providence
Providence, Rhode Island

Gentlemen:

I am vetoing the compensation ordinance because of its obvious political capriciousness in arbitrarily approving increases in compensation for only a few selected personnel.

Respectfully submitted,

VINCENT A. CIANCI, JR.
Mayor of Providence

Received.

PRESENTATION OF ORDINANCE

MAYOR VINCENT A. CIANCI, JR.:

An Ordinance Providing for the Assessment and Collection of 1976 Taxes in the Sum of Not Less than Sixty-One Million, Six Hundred Fifty-Nine Thousand Five Hundred Seventy-Two Dollars (\$61,659,572.00) Nor More than Sixty-Eight Million, Five Hundred Ten Thousand, Six Hundred Thirty-Six Dollars (\$68,510,636.00).

COUNCILMAN PEARLMAN moves that the City Clerk be directed to amend the above Ordinance by inserting the word "Emergency" in each place before the word Ordinance appears.

This motion being seconded by **COUNCILMEN BRADSHAW** and **MANSOLILLO**, is Put to Vote and Passed, by the following Roll Call Vote:

Ayes: Council President Haxton and Councilmen Addison, Ahern, Almagno, Bradshaw, Cirelli, Cola, Flynn, Garan, Gorodetsky, Henries, Johnson, Lynch, Mansolillo, McKiernan, Merola, Pearlman, Petrosinelli, Stravato, Tomasso, Turchetta and Xavier—22.

Noes: None.

Not Voting: Councilwoman Brassil—1.

Absent: Councilmen Crowley, Fagnoli and Salvatore—3.

COUNCILMAN PEARLMAN moves that the City Clerk be directed to Amend the Ordinance to read "Up to and Not to Exceed Fifty-Seven Million, Five Hundred Thousand Dollars (\$57,500,000.00).

This Motion being seconded by **COUNCILMAN GORODETSKY**, is Put to Vote and Passed, by the following Roll Call Vote:

Ayes: Council President Haxton and Councilmen Addison, Ahern, Almagno, Bradshaw, Cirelli, Cola, Flynn, Garan, Gorodetsky, Henries,

Johnson, Lynch, Mansolillo, McKiernan, Merola, Pearlman, Petrosinelli, Stravato, Tomasso, Turchetta and Xavier—22.

Noes: None.

Not Voting: Councilwoman Brassil—1.

Absent: Councilmen Crowley, Fagnoli and Salvatore—3.

An Emergency Ordinance providing for the Assessment and Collection of 1976 Taxes to provide for the Collection of a sum of up to and not to exceed Fifty-Seven Million, Five Hundred Thousand Dollars (\$57,500,000.00).

Be it ordained by the City of Providence:

Section 1. The City Council of the City of Providence hereby orders the assessment and collection of a tax on the ratable real estate, and tangible personal property to provide for the collection of a sum of up to and not to exceed Fifty-Seven Million, Five Hundred Thousand Dollars (\$57,500,000.00); said tax is for ordinary expenses, charges for the payment of interest and indebtedness in whole or in part of said City and for other purposes authorized by law.

The City Assessor shall assess and apportion said tax on the inhabitants and ratable property of said City as of the 31st day of December A.D. 1975 at midnight, Eastern Standard Time, according to law, and shall on completion of said assessment, date and sign the same, and shall make out and certify to the City Collector of the City of Providence, on or before the 15th day of June, A.D. 1976, a complete list of the names of the persons taxed and of the total value of all the real estate taxes to each person, the amount of personal estate except manufacturers' machinery and equipment, assessed against each person, also the amount of manufacturers' machinery and equipment and also the total amount of the tax assessed against each person on said real estate

and personal estate, opposite the name of the person or persons assessed, the assessment of real estate, personal estate and manufacturers' machinery and equipment to appear in separate columns in said list. Said tax shall be due and payable on and between the 1st day of July, 1976 next, and the twenty-sixth day of July, A.D. 1976 next, and all taxes remaining unpaid on said last named day shall carry until collected a penalty at the rate of eight percentum per annum upon such unpaid taxes. Provided, however, said tax may be paid in four installments, the first installment of twenty-five percentum on or before the twenty-sixth day of July A.D. 1976, and the remaining installments as follows: Twenty-five percentum on the twenty-fifth day of October, A.D. 1976; Twenty-five percentum on the twenty-fourth day of January, A.D. 1977; and Twenty-five percentum on the twenty-fifth day of April, A.D. 1977. Each installment of taxes, if paid on or before the last day of each installment period successively and in order, shall be free from any charge for interest.

If the first installment or any succeeding installment of taxes is not paid by the last date of the respective installment period or periods as they occur, then the whole tax or remaining unpaid balance of the tax, as the case may be, shall immediately become due and payable and shall carry, until collected, a penalty at the rate of eight percentum per annum. The City Collector, shall by advertisement, in the public newspapers

of the City, notify all persons assessed to pay their respective taxes at his office on and between the said 1st and Twenty-Fourth day of July, A.D. 1976 both days inclusive; said Collector shall attend daily during said periods Saturdays, Sundays and Holidays expected at his office from eight-thirty o'clock A.M. to four-thirty o'clock P.M. to receive said taxes.

Sec. 2. This Ordinance shall take effect upon its passage.

Read and Passed, as an Emergency Ordinance on Motion of COUNCILMAN PEARLMAN, seconded by COUNCILMAN GORODETSKY, by the following Roll Call Vote:

Ayes: Council President Haxton and Councilmen Addison, Ahern, Almagno, Bradshaw, Cirrelli, Cola, Flynn, Garan, Gorodetsky, Henries, Johnson, Lynch, Mansolillo, McKiernan, Merola, Pearlman, Petrosinelli, Stravato, Tomasso, Turchetta and Xavier—22.

Noes: None.

Not Voting: Councilwoman Brassil—1.

Absent: Councilmen Crowley, Fagnoli and Salvatore—3.

ADJOURNMENT

There being no further business, on motion of COUNCILMAN LYNCH, seconded by COUNCILMEN ADDISON and MANSOLILLO, the City Council adjourns at 5:10 o'clock P.M. (EDT), to meet again on THURSDAY, JULY 15, 1976 at 8:00 o'clock P.M. (EDT).

Vincent Vapin

City Clerk