

CITY OF PROVIDENCE  
RHODE ISLAND



CITY COUNCIL

JOURNAL OF PROCEEDINGS

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No. 72 City Council Regular Meeting, Thursday, November 16, 1989, 7:30 o'clock P.M. (E.D.T.)

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IN CITY COUNCIL  
DEC 7 1989

PRESIDING *Freeman* APPROVED: *Freeman* CLERK

COUNCIL PRESIDENT

NICHOLAS W. EASTON

ROLL CALL

Present: Council President Easton, Councilmen Annaldo, Clarkin, Dillon, Councilwoman DiRuzzo, Fagnoli, Councilmen Glavin, Igliozi, Lombardi, Lopes, Petrosinelli, Rollins and Councilwoman Young—13.

Absent: Councilmen Cola and Farmer—2.

## INVOCATION

The Invocation is given by COUNCILWOMAN BALBINA A. YOUNG.

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

COUNCILMAN DONALD J. LOPES leads the Members of the City Council and the Assemblage in the Pledge of Allegiance to the Flag of the United States of America.

## MATTERS NOT APPEARING ON THE PRINTED DOCKET

On motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON, it is Voted to Suspend Rule 16 of the Rules of the City Council in Order to Allow the Introduction of the following Matters Not Appearing on the Printed Docket and also to Suspend Rule 14 of the Rules of the City Council in Order that the following Matters be considered out of sequence.

## CERTIFICATES OF ELECTION OF TWO MEMBERS OF THE CITY COUNCIL

CITY CLERK, ROSE M. MENDONCA reads the Certificates from the Board of Canvassers and Registration Attested to on November 15, 1989, Certifying the following has been by the Electors of the City of Providence, Rhode Island, Duly Elected as Councilmen from Ward One and Ward Seven to hold that Office for the Term Ending on the First Monday in January, A.D., 1991.

ROBERT M. CLARKIN

DAVID V. IGLIOZZI

Received.

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## OATH OF OFFICE OF MEMBERS OF THE CITY COUNCIL

COUNCILMAN ROBERT M. CLARKIN and COUNCILMAN DAVID V. IGLIOZZI Qualified as Members of the City Council by taking the Solemn Oath of Office before Elaine T. Bucci,

Acting Judge of the Probate Court of the City of Providence on THURSDAY, NOVEMBER 16, 1989, at 3:00 o'clock P.M. in the CITY COUNCIL CHAMBER, CITY HALL.

## APPOINTMENTS OF MEMBERS OF CITY COUNCIL AS POLICE CONSTABLES

COUNCILMAN ROBERT M. CLARKIN and COUNCILMAN DAVID V. IGLIOZZI were appointed and sworn in as Police Constables for the ensuing term ending on the First Monday in

January, 1991, by Raymond Dettore, Jr. Chairman of the Board of Licenses, on NOVEMBER 16, 1989.

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*Resolved*, That the Chief Electrical Inspector is requested to cause that Street Light on Pole No. 1, across from 180 Wayland Avenue, to be Repaired and Replaced.

foot of Evergreen Street, to be Cleaned of all Debris.

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**COUNCILMAN GLAVIN:**

Resolution Designating the week of December 3 to December 9 as "Cities Fight Back Against Drugs Week".

*Resolved*, That the week of December 3 through December 9, 1989, is hereby designated as "Cities Fight Back Against Drugs Week".

Resolution Requesting the Supervisor of Environmental Control to cause that Tree to be removed along the Knowles Street Side of 71-73 Cypress Street.

*Resolved*, That the Supervisor of Environmental Control is requested to cause that Tree to be removed along the Knowles Street Side of 71-73 Cypress Street.

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

**The motion for Passage is Sustained.**

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**COUNCILMAN GLAVIN (By Request):**

Resolution Requesting the Chief Electrical Inspector to order the Installation of a Street Light on Pole No. 6, located along Holden Street and to upgrade the existing lights along Holden Street.

*Resolved*, That the Chief Electrical Inspector is requested to order the Installation of a Street Light on Pole No. 6, located along Holden Street and to upgrade the existing lights along Holden Street.

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**COUNCILMAN PETROSINELLI (By Request):**

Resolution Ordering that Santomarc Drive be Declared a Public Highway.

**Referred to Committee on Public Works, motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.**

**The motion to Refer is Sustained.**

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**COUNCILMAN LOPES (By Request):**

Resolution Requesting the Director of Public Works to cause that City Owned Lot at the foot of Evergreen Street, to be Cleaned of all Debris.

*Resolved*, That the Director of Public Works is requested to cause that City Owned Lot at the

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**COUNCILMAN ROLLINS (By Request):**

Resolution Authorizing the City Collector to cause taxes to be abated on that property located along 239 Oxford Street, in the amount of One Thousand, Three Hundred Seventy-Seven

Dollars and Seventy Cents (\$1,377.70) as requested by F.A.C.T.S.

**Referred to Committee on Finance, motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.**

**The motion to Refer is Sustained.**

for a Complete and Speedy Recovery from her recent illness.

*Resolved*, That the Members of the City Council do hereby express their sincere best wishes to Mrs. Elizabeth Newsom for a Complete and Speedy Recovery from her recent illness.

**COUNCILWOMAN YOUNG, COUNCIL PRESIDENT EASTON, COUNCILMEN ANNALDO, CLARKIN, COLA, DILLON, COUNCILWOMEN DiRUZZO, FARGNOLI, COUNCILMEN FARMER, GLAVIN, IGLIOZZI, LOMBARDI, LOPES, PETROSINELLI and ROLLINS:**

Resolution of the City Council Expressing their Sincere Best Wishes to Leslee J. Clement for a Complete and Speedy Recovery from her recent surgery.

*Resolved*, That the Members of the City Council do hereby express their sincere best wishes to Leslee J. Clement for a Complete and Speedy Recovery from her recent Surgery.

Resolution of the City Council Expressing their sincere best wishes to Mrs. Elizabeth Newsom

**COUNCILWOMAN YOUNG, COUNCIL PRESIDENT EASTON, COUNCILMAN LOPES and COUNCILWOMAN DiRUZZO:**

Resolution Requesting the Secretary of the Zoning Board of Review to forward decisions made by that Board to the Members of the City Council for their respective Wards.

*Resolved*, That the Secretary of the Zoning Board of Review is hereby requested to transmit copies of decisions voted upon by that Board on the various petitions submitted for zoning variances to the Members of the City Council, when it pertains to their respective Wards.

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

**The motion for Passage is Sustained.**

## REPORTS FROM COMMITTEES

### COUNCILMAN ANDREW J. ANNALDO, Chairman COMMITTEE ON CITY PROPERTY

Transmits the following with Recommendation,  
the Same be Severally Adopted:

Resolution Authorizing His Honor the Mayor to execute a Deed for the Acquisition of 56 Acres of Land in the Scituate/Cranston Area for the purchase price of One Hundred Fifty-Five Thousand Dollars (\$155,000.00) in accordance with the recommendation of the Water Supply Board.

*Whereas*, the Water Supply Board recommends acquisition of 56 acres of land in the Scituate/Cranston area (Lot 6 of Assessor's Plat 11 in Scituate, RI and Lot 3 of Assessor's Plat 33 in Cranston, RI) at a purchase price of \$155,000.00; and

*Whereas*, the funds for the purchase price are available from the "Penny Per Gallon Water Quality" Fund;

*It is hereby Resolved*, that His Honor, the Mayor, is authorized to execute a deed acquiring the aforementioned premises subject to such other terms and conditions imposed by the Mayor and the City Solicitor.

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Resolution Authorizing His Honor the Mayor to transfer a certain parcel of land, designated as a portion of Collyer Park to the Providence Redevelopment Agency for disposition under such terms and conditions as may be approved by the Mayor and the City Solicitor.

*Resolved*, That the City of Providence, by and through its Mayor, Joseph R. Paolino, Jr., is

hereby authorized to transfer a certain parcel of land, designated as a portion of Collyer Park, on Collyer Street, also known as Lot 4, on Assessor's Plat 75. Said parcel, being more or less 58,672 square feet and more fully described in Attachment A, is to be transferred to the Providence Redevelopment Agency for disposition under such terms as may be approved by His Honor the Mayor and the City Solicitor, and

*Be it further Resolved*, That all fair market proceeds from the disposition of said parcel shall be deposited in the Providence Parks Department Capital Fund, c/o Superintendent of Parks, Roger Williams Park, Providence, Rhode Island.

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Resolution Authorizing His Honor the Mayor to execute a lease agreement with Gano Street Development, Inc., of Lot 368 on City Assessor's Plat 17, located behind his property at 105 Gano Street.

*Resolved*, That His Honor, the Mayor, is authorized to execute a lease with Gano Street Developments, Inc., for premises located in the City of Providence along Beach Street, being Lot 368 on City Assessor's Plat 17 at an annual rental of \$2,793.96 for an original five (5) year period, with an option to renew for an additional five (5) years with the rental to be renegotiated at that time and with such other terms and conditions as have been imposed by the City Council, the City Solicitor and His Honor, the Mayor.

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

**Ayes:** Council President Easton, Councilmen Annaldo, Clarkin, Dillon, Councilwoman DiRuzzo, Fagnoli, Councilmen Glavin,

Igliazzi, Lombardi, Lopes, Petrosinelli, Rollins and Councilwoman Young—13.

**Noes:** None.

**Absent:** Councilmen Cola and Farmer—2.

The motion for Passage is Sustained.

### **COUNCILMAN DAVID G. DILLON, Chairman COMMITTEE ON FINANCE**

**Transmits the following with Recommendation, the Same be Adopted:**

Resolution Authorizing the Director of Inspection and Standards to cause the Demolition and Boarding Liens on that property located along 41 and 44 Hammond Street, in the amount of Three Thousand, Seven Hundred Eighty Dollars (\$3,780.00) to be Waived, as requested by the Armory Revival Company.

*Resolved,* That the Director of Inspection and Standards is hereby authorized to cause the demolition and boarding liens on those parcels located along 41 and 44 Hammond Street to be waived, as requested by the Armory Revival Company, in the total amount of Three Thousand, Seven Hundred Eighty Dollars (\$3,780.00).

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

**Ayes:** Council President Easton, Councilmen Annaldo, Clarkin, Dillon, Councilwoman DiRuzzo, Fagnoli, Councilmen Glavin, Igliazzi, Lombardi, Lopes, Petrosinelli, Rollins and Councilwoman Young—13.

**Noes:** None.

**Absent:** Councilmen Cola and Farmer—2.

The motion for Passage is Sustained.

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

**Transmits the following with Recommendation, the Same be Severally Adopted:**

An Ordinance in Amendment of an 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 Additional Vacant Lots.

An Ordinance in Amendment of an in addition to Chapter 1575 of the Ordinance of the City of Providence, approved October 18, 1963 and entitled, "An Ordinance Approving the Official Redevelopment Plan for the Weybosset Hill Project No. R.I. R-7" on the Expansion of the Project Area.

**Severally Read and Collectively Passed, the First Time, motion of COUNCILMAN**

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

**Ayes: Council President Easton, Councilmen Annaldo, Clarkin, Dillon, Councilwoman DiRuzzo, Fagnoli, Councilmen Glavin, Igliozzi, Lombardi, Lopes, Petrosinelli, Rollins and Councilwoman Young—13.**

**Noes: None.**

**Absent: Councilmen Cola and Farmer—2.**

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

**COUNCILMAN JAMES A. PETROSINELLI, Chairman  
COMMITTEE ON PUBLIC WORKS**

**Transmits the following with Recommendation, the Same be Severally Adopted:**

Resolution Authorizing His Honor the Mayor to execute an agreement with the Rhode Island Solid Waste Management Corporation to permit the City's participation in the Statewide Recycling Program.

*Whereas, Environmental conditions would be both improved and preserved by Recycling, and*

*Whereas, The State has mandated that the City of Providence begin a Recycling Program by October, 1989,*



*Now, therefore, be it Resolved*, That His Honor the Mayor be and he hereby is authorized to execute an agreement with the Rhode Island Solid Waste Management Corporation, to permit the City's participation in the Statewide Recycling Program, a copy of said agreement is attached hereto as Exhibit A, and

*Be it further Resolved*, That the contract requires the City of Providence to establish a program for the collection of designated recyclable materials, and the State agrees to provide start up financial aid to support the program, and provide containers for each household within the City.

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Resolution Ordering the Abandonment of a Portion of Wesleyan Avenue.

*Resolved, Decreed and Ordered*

That the following named street shown as cross-hatched area on the accompanying plan entitled, "Providence, Rhode Island, Department of Public Works—Engineering Office, Street Line Section Plan No. 064458, dated June 27, 1989",

Viz:

Wesleyan Avenue, shown as cross-hatched area on the accompanying plan and designated by the letters (A-B-C-D-A), having ceased to be useful to the public and the same is proposed to be abandoned as a Public Highway, provided that the Department of Public Works has a full sewer easement for the twelve inch (12") combination sewer provided further for a utility-corridor easement of that portion of Wesleyan Avenue which shall be accessible to the Water Supply Board at all times in the event that they have to respond to an emergency or maintenance needs, the petitioner is responsible for preparation of the easement description which must be approved by the Water Supply Board. The easement shall be full-street width, curb to curb. No obstructions to include structures, landscaping, or other improvements shall be permitted within the easement

area. The petitioner will hold the Water Supply Board free of any liability for any losses occurring to the petitioners property within the easement area if the water main or water appurtenances should fail, any fencing of the easement will exclude a gate valve and fire hydrant located on Wesleyan Avenue at Elmwood Avenue, and the damage to the abutters is appraised at nothing and so awarded, 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, 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.

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Resolution Ordering the Abandonment of a Portion of Mississippi Avenue.

*Resolved, Decreed and Ordered*

That the following named street shown as cross-hatched area on the accompanying plan entitled, "Providence, Rhode Island, Department of Public Works—Engineering Office, Street Line Section Plan No. 064363, dated November 3, 1986",

Viz:

Mississippi Avenue, shown as cross-hatched area on the accompanying plan and designated by the letters (A-B-C-D-A), having ceased to be useful to the public and the same is proposed to be abandoned as a Public Highway, provided that an easement shall be granted to the Providence Gas Company for their existing gas mains to operate, maintain, and replace when required, and

the damage to the abutters is appraised at nothing and so awarded, 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, 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.

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

**The motion for Passage is Sustained.**

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## FROM THE CLERK'S DESK

Petition of Paolino Property by Joseph R. Paolino, requesting permission to construct a Handicap Ramp on the City Sidewalk along 335-339 Westminster Street.

**Referred to Committee on Public Works, motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.**

**The motion to Refer is Sustained.**

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

American International Recovery, Inc. as sub. of N.H. Insurance

Richard N. Bedard

Erica Colburn

Katherine Foster

Fred Glick

Daniel Gould

Maryann Heywood

Mary Jones

Kathleen Zoorigian

**Severally Referred to the Committee on Claims and Pending Suits, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.**

**The motion to Refer, is Sustained.**

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## COMMUNICATIONS

### FROM THE CITY ASSESSOR:

Certificates (24-T, 26-T through 29-T, Inclusive) Recommending the Same be Severally Cancelled Pursuant to the provisions of Sections 14 and 15 of Title 44, Chapter 7 of the General Laws of the State of Rhode Island, 1956, as Amended.

Severally Referred to Committee on Claims and Pending Suits, motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.

The motion to Refer is Sustained.

## PRESENTATION OF RESOLUTIONS

### "In Congratulations"

### COUNCIL PRESIDENT EASTON and THE MEMBERS OF THE CITY COUNCIL:

#### Resolutions Extending Congratulations.

*Resolved*, That Congratulations of the Members of the City Council are hereby extended to the following:

Sergeant David Lapatin, In recognition of having won First Honorable Mention by his peers for his heroic acts of bravery during arrests and helping to save the life of a man threatening to jump from a rooftop.

Patrolman Jackie T. Walker, In recognition of having won Second Honorable Mention by his peers for having arrested a man holding two young children hostage at gunpoint thereby risking his life.

Patrolman Napoleon J. Brito, In recognition of being the recipient of the Rhea Archambault

Award for his outstanding actions of bravery and dedication to duty.

Patrolman Jeffrey M. Ward, In recognition of being the recipient of the Rhea Archambault Award for his outstanding actions of bravery and dedication to duty.

Patrolman Joseph L. Lennon, In recognition of being the recipient of the Rhea Archambault Award for his outstanding actions of bravery and dedication to duty.

Patrolman Michael J. Lancellotti, In recognition of having won Second Honorable Mention by his peers for having arrested a man holding two young children hostage at gunpoint thereby risking his life.

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

The motion for Passage is Sustained.

## AT EASE

**COUNCIL PRESIDENT EASTON** declares the Council Stand at Ease at 8:40 o'clock P.M.

## RECONVENTION

**COUNCIL PRESIDENT EASTON** Reconvenes the City Council at 8:45 o'clock P.M. and Directs the Clerk to Record that there is a Quorum Present.

## PRESENTATION OF RESOLUTIONS

### *"In Memoriam"*

**COUNCIL PRESIDENT EASTON and the MEMBERS of the CITY COUNCIL:**

Resolutions extending Sympathy.

*Resolved*, That the Sympathy of the Members of the City Council is hereby expressed to the families of the following:

Florence M. Carter

Thomas R. Banks

Chester R. Johnson

Maria Northrup

Beverly W. Rao

Dr. David D. Gutterman

Frances R. Vieira

Frances M. Vona

Claire M. Dwyer

Martin F. Kelly

Camilla J. Daluz

Gilberto P. DosSantos

Angelina Battaglia

Mary Razza

Richard Husband

Edward A. Trevitt

Frances V. Cipressi

Jack Santos

Raymond M. Campanini

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

**The motion for Passage is Sustained.**

## **MATTERS NOT APPEARING ON THE PRINTED DOCKET**

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

## **PRESENTATION OF RESOLUTION**

**COUNCILMAN GLAVIN, COUNCILMAN  
DILLON and COUNCILWOMAN FARG-  
NOLI (By Request):**

**Resolution Ratifying the Collective Bargaining  
Agreement and Related Memorandum of Agree-  
ment by and between the City of Providence  
and Providence Lodge No. 3, Fraternal Order**

**of Police, for the term beginning July 1, 1989  
and ending June 30, 1991.**

**Referred to Committee on Finance, on  
motion of COUNCILMAN GLAVIN,  
seconded by COUNCILMAN DILLON.**

**The motion to Refer is Sustained.**

## ADJOURNMENT

There being no further business, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON, the City Council adjourns at 8:45 o'clock P.M. (E.S.T.) to meet again on THURSDAY, DECEMBER 7, 1989 at 7:30 o'clock P.M. (E.S.T.).

*Rose M. Mandonea*

*City Clerk*

