

IN CITY COUNCIL

CITY OF PROVIDENCE
RHODE ISLAND

SEP 5 1974
APPROVED:

Vincent Casper
CLERK



CITY COUNCIL

JOURNAL OF PROCEEDINGS

No. 81 City Council Regular Meeting, Thursday, August 1, 1974, 8:00 P.M. (DST)

PRESIDING

COUNCIL PRESIDENT PRO TEMPORE

SALVATORE A. BEATINI

ROLL CALL

Present: Council President Pro Tempore Beatini and Councilmen Addison, Ahern, Bradshaw, Brown, Cirelli, Crowley, Darigan, Fagnoli, Johnson, Kelly, Lorenzo, Lynch, McKiernan, J. Murphy, Payne, Pearlman, Pisaturo, Storti, and Xavier—20.

Absent: Council President Haxton and Councilmen Cola, DeVito, Moran, and W. Murphy—5.

INVOCATION

The Invocation is given by COUNCILMAN
WILLIAM G. BRADSHAW.

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

COUNCILMAN LAWRENCE E. BROWN 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.

APPROVAL OF RECORD

The Journal of Proceedings No. 80 of the Reg-
ular Meeting of the City Council held July 11,
1974, and Posted July 23, 1974, on that Bulletin
Board located on the ground floor of the City
Hall, is approved as printed, on motion of
MEN CIRELLI, LORENZO and PISATURO.
COUNCILMAN LYNCH, seconded by COUNCIL-

PERSONAL PRIVILEGE

COUNCILMAN CIRELLI requests and is granted the floor on a point of personal privilege.

COUNCILMAN CIRELLI informs the Members of the City Council that Miss Debra Mollicone recently selected as "Miss Rhode Island National Teenager of 1974" is present in the Council

Chamber and requests permission that she be escorted to sit upon the Rostrum.

COUNCIL PRESIDENT PRO TEMPORE BE-ATINI directs the City Sergeant to so escort Miss Mollicone that she may grace the Rostrum with her Presence.

PRESENTATION OF ORDINANCES

COUNCILMAN LYNCH and **COUNCILMAN DARIGAN** (By Request):

An Ordinance Amending the Appropriation Ordinance Chapter 1974-19, Approved June 19, 1974 by Appropriating the Sum of Three Hundred Seventy Four Thousand, Three Hundred Ninety Seven and 72/100 Dollars (\$374,397.72) to Pay Various Claims to Certain Retired School Teachers, in Accordance with a Court Order and Judgment.

Referred to the Committee on Finance, on motion of **COUNCILMAN LYNCH**, seconded by **COUNCILMEN KELLY** and **STORTI**.

An Ordinance in Amendment of and in Addition to Chapter 1079 of the Ordinances of the

City of Providence, 1956, as Amended, Relative to Flood Plain Land Use and Structure Control.

Referred to the Committee on Public Works, on motion of **COUNCILMAN LYNCH**, seconded by **COUNCILMAN KELLY**.

An Ordinance in Amendment of Chapter 1974-20, Approved June 19, 1974, Establishing a Compensation Plan for the City of Providence, Relative to Members of the Fire Department.

Referred to the Committee on Finance, on motion of **COUNCILMAN LYNCH**, seconded by **COUNCILMAN KELLY**.

PRESENTATION OF RESOLUTIONS

COUNCILMAN ADDISON:

Resolution Congratulating the Director of the Youth Corps II, Out of School Program.

Whereas, The implementation of the "Neighborhood Youth Corps II Out of School Program," during the past nine year period, has afforded high level counseling to high school drop-outs between the age group of 16 to 21, who have been able to return to skill training and educational opportunities, to the end that many have decided to return to high school, college and in many cases to Gainful employment.

Now, Therefore, Be It Resolved, That in view of that high level performance, congratulations are hereby extended to the Director of the Neighborhood Youth Corps II Out of School Program, and

Bt It Further Resolved, That it is the recommendation of this Resolution that the said program continue to be funded to carry on this most worthy program.

COUNCILMAN BRADSHAW:

Resolution Memorializing the Congress to Repeal Article XXII of the Constitution of the United States of America, which Limits the Term of Office of the President.

Referred to the Committee on Public Welfare, on motion of COUNCILMAN BRADSHAW, seconded by COUNCILMAN LYNCH.

COUNCILMAN BROWN:

Resolution Requesting "Slow Children" Signs in the Immediate Vicinity of Codding Court Homes.

Resolved, That the Traffic Engineer is requested to cause the installation of "Slow Children" signs in the immediate vicinity of Codding Court Homes.

Resolution Requesting "No Parking This Side" Signs, be Replaced along Camp Street.

Resolved, That the Traffic Engineer is requested to cause the replacement of missing "No Parking This Side" Signs along Camp Street, between Cypress Street and Locust Street.

Severally Read and Collectively Passed, on motion of COUNCILMAN LYNCH, seconded by COUNCILMEN ADDISON and KELLY.

COUNCILMAN CIRELLI, COUNCILMAN LYNCH and COUNCILMAN FARGNOLI:

Resolution Congratulating Mr. and Mrs. Frederick D. Armstrong of Providence, upon the Recent Celebration of Their Fiftieth Wedding Anniversary.

Whereas, Almighty God has, through His Divine Grace, blessed the marriage union of Frederick D. and Anne H. Armstrong, and spared them so that they have recently celebrated their fiftieth wedding anniversary, and

Whereas, The community in which they reside, is undoubtedly familiar with Fred and Anne, as being exemplary neighbors and have so expressed this attribute,

Now Therefore Be It Resolved, That Mayor Joseph A. Doorley, Jr., and the Members of the City Council, for themselves and for Mr. and Mrs. Armstrongs' neighbors, do hereby congratulate "Fred" and "Anne" Armstrong upon the occasion of this milestone in their lives, fifty years of marital bliss, and petition Almighty God that He continue to bless their wedded lives with continued good health and longevity, and

Be It Further Resolved, That the City Clerk is directed to cause a duly engrossed copy of this Resolution to be transmitted to Frederick D. and Anne H. Armstrong.

COUNCILMAN CIRELLI and COUNCILMAN PISATURO:

Resolution Congratulating Debra Mollicone of Providence, Upon being Selected as, "Miss Rhode Island National Teenager of 1974."

Whereas, Comely, Debra Mollicone, a resident of Standish Avenue, Providence and a Senior at Saint Mary's, Bay View, was recently selected as "Miss Rhode Island National Teenager of 1974," and

Whereas, Miss Mollicone, the choice over twenty-eight other contestants, will compete in a Nation Wide Pageant for the title of "National Teenager," in Georgia, on August 31, 1974.

Now Therefore Be It Resolved, That to Debra Mollicone, "Miss Rhode Island Teenager of 1974," His Honor Joseph A. Doorley, Jr., Mayor of the City of Providence, Rhode Island, and the Members of the City Council, do hereby extend their congratulations upon her selection and express their best wishes to her in her forth com-

ing competition, in the National Pageant, acquiring the laurel of "Miss National Teenager of 1974," and

Be It Further Resolved, That a duly engrossed copy of this Resolution be transmitted by the City Clerk, to Miss Debra Mollicone.

COUNCILMAN CROWLEY and COUNCILMAN AHERN (By Request):

Resolution Requesting that Potholes be Repaired along Audrey, Aurora and Rill Streets.

Resolved, That the Acting Director of Public Works is requested to cause potholes on Audrey, Aurora and Rill streets to be repaired.

Resolution Requesting all "Stop" and "No Parking" Signs within the Twelfth Ward be Repaired and/or Replaced.

Resolved, That the Traffic Engineer is requested to cause all "Stop" and "No Parking" signs within the Twelfth Ward, to be Repaired and/or replaced.

COUNCILMAN DARIGAN (By Request):

Resolution Requesting Two Hour Limit Parking, along Spooner Street.

Resolved, That the Traffic Engineer is requested to cause the erection of signs for "Two Hour Parking — 8 A.M. to 6 P.M.," along Spooner Street, from Elmwood Avenue, westerly to its termination.

Resolution Requesting Replacement of "Yield" Sign at Niagara Street and Gallatin Street.

Resolved, That the Traffic Engineer is requested to cause the replacement of "Yield" sign which was erected at the intersection of Niagara Street with Gallatin Street.

Severally Read and Collectively Passed, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN KELLY.

COUNCILMAN JOHNSON:

Resolution Requesting the Committee on Ordinances to undertake a Review of the Provisions of Chapter 1040, Approved July 9, 1956, being "An Ordinance Providing Minimum Standards for Housing."

Referred to the Committee on Ordinances, on motion of COUNCILMAN JOHNSON, seconded by COUNCILMEN KELLY and LYNCH.

COUNCILMAN KELLY:

Resolution Requesting "Slow-Children" Signs along Hillside Avenue.

Resolved, That the Traffic Engineer is requested to cause the erection of "Slow-Children" signs along Hillside Avenue.

COUNCILMAN LORENZO for Himself and COUNCILMAN DeVITO, In Absentia (By Request):

Resolution Requesting that Curbstones along a

Portion of Carpenter Street and of Pallas Street be Reset.

Resolved, That the Acting Director of Public Works is requested to cause certain portions of curbstones along Carpenter Street, at its corner with Pallas Street; and along Pallas Street at its corner with Carpenter Street, be Reset.

Severally Read and Collectively Passed, on motion of COUNCILMAN LYNCH, seconded by COUNCILMEN KELLY and LORENZO.

COUNCILMAN LYNCH and COUNCILMAN DARIGAN (By Request):

Resolution Submitting the Mayor's Application for Workable Program Re-Certification for Providence, Rhode Island.

Resolved, That the Application for Workable Program Re-Certification for Providence, Rhode Island, as submitted by His Honor the Mayor be approved. (For subject application and related papers, see Files of City Council.)

Read and Passed, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN KELLY, by the following Roll Call vote:

Ayes: Council President Pro Tempore Beatini and Councilmen Addison, Ahern, Bradshaw, Brown, Cirelli, Crowley, Fagnoli, Johnson, Kelly, Lorenzo, Lynch, McKiernan, J. Murphy, Payne, Pearlman, Pisaturo, Storti and Xavier—19.

Noes: None.

Absent: Council President Haxton and Councilmen Cola, Darigan, DeVito, Moran and W. Murphy—6.

Resolution Authorizing the Mayor to Purchase a Privately Owned Lot Located at 271-273 Rhodes Street for a Neighborhood Playground.

Resolution Authorizing the City Treasurer to Arrange for the Redemption or Sale of Lot 653, on City Assessor's Plat 65 located at 22-24 Rill Street, an Offer having been made by Thomas Campagnone of 915 Smith Street, Providence, of \$1,382.17, for Said Lot.

Resolution Authorizing the City Treasurer to Arrange for the Redemption or Sale of Lots 259 and 260, on City Assessor's Plat 99 located along Anchor Street, an Offer having been made by Guiseppe Castaldi and Antonio Petrarca of Providence, of \$510.37, for Said Lots.

Resolution Authorizing the City Treasurer to Arrange for the Redemption or Sale of Lot 703, on City Assessor's Plat 94 located along Freedom Road, an Offer having been made by Domenico Ionata of 30 Freedom Road, Providence, of \$721.94, for Said Lot.

Resolution Authorizing the City Treasurer to Arrange for the Redemption or Sale of Lot 25, on City Assessor's Plat 17 located at 19 Goulding Street, an Offer having been made by Antonio Leite of 6 Goulding Street, Providence, of \$664.54, for Said Lot.

Resolution Authorizing the City Treasurer to Arrange for the Redemption or Sale of Lot 848, on City Assessor's Plat 48 located at the intersection of Oxford and Baxter Streets, an Offer having been made by Josephine Taylor of 289 Oxford Street, Providence, of \$401.80, for Said Lot.

Resolution Authorizing the City Treasurer to Arrange for the Redemption or Sale of Lot 311, on City Assessor's Plat 45 located along Wesleyan Avenue, an Offer having been made by George Ajootian, for the Carpenter Realty Co., Inc. of Providence, of \$2,367.73, for Said Lot.

Severally Referred to the Committee on City Property, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN KELLY.

Resolution Authorizing the City Treasurer to Arrange for the Redemption or Sale of Lots 173 and 174, on City Assessor's Plat 123 located at 789 and 795 River Avenue, an Offer having been made by Brigida Moriarty of 85 Waite Street, Providence, of \$2,454.60, for Said Lots.

Resolution Refunding to Certain Taxpayers Sums of Money Representing Overpayment of the 1972 and 1973 Taxes to the City Collector.

Resolutions Accepting Gifts of Money for Specified Burial Lots in North Burial Ground.

Severally Referred to the Committee on Finance, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN LORENZO.

COUNCILMAN J. MURPHY and COUNCILMAN XAVIER:

Resolution Designating a Portion of Pond Street, Situated between Fenner Street and Franklin Street as "Bishop McVinney Way."

Whereas, His Excellency, Russell J. McVinney, late lamented Roman Catholic Bishop of the Diocese of Providence, during his episcopate, contributed initiative and unstinting cooperation in the Urban Redevelopment of the Weybosset Hill area, so called, to the end, that the physical attractiveness of Cathedral Square has won the plaudets of all and sundry who have inspected the same, and

Whereas, It is fitting and indeed proper that his myriad contributions to the redevelopment of this area be memorialized,

Now Further Be It Resolved, That in tribute to his memory, that section of Pond Street, situated between Fenner Street and Franklin Street be designated as "Bishop McVinney Way," and

Be It Further Resolved, That the City Clerk be directed to transmit a duly engrossed copy of this Resolution to His Excellency Louis E. Gelineau, Roman Catholic Bishop of the Diocese of Providence, for his edification.

Read and Passed, on motion of **COUNCILMAN LYNCH**, seconded by **COUNCILMEN KELLY, LORENZO, J. MURPHY and XAVIER**.

COUNCILMAN PISATURO:

Resolution Requesting the General Assembly to Authorize the City to Issue One Million Dollars (\$1,000,000.00) in Bonds for the Purpose of Establishing a City Revolving Fund for Loans for Home Repairs, Remodeling, Rehabilitation and Renovations.

Referred to the Committee on Finance, on motion of **COUNCILMAN PISATURO**, seconded by **COUNCILMEN KELLY and LYNCH**.

REPORTS FROM COMMITTEES

COUNCILMAN ROBERT F. LYNCH, Chairman**COMMITTEE ON FINANCE**

Transmits the Following with Recommendation
the Same be Adopted:

Resolution Authorizing the City Treasurer and the City Controller to Transfer Seventy Seven Thousand Dollars (\$77,000.00) from "Emergency Public Improvement Fund 5-580" to "School Fund."

Resolved, That the City Treasurer and the City Controller are hereby authorized and directed to transfer the sum of Seventy Seven Thousand Dollars (\$77,000.00), from the "Trust and Special" account of the City of Providence, entitled

"Emergency Public Improvement Fund 5-580" to the School Fund of the City of Providence.

Said sum or so much thereof as may be necessary shall be expended, under the authorization of the Mayor for architectural engineering cost relative to the improvements to school building facilities. Any remaining balance after completion of said work shall revert to "Trust and Special" account of the City of Providence, entitled, "Emergency Public Improvement Fund 5-580."

Read and Passed, on motion of COUNCILMAN

LYNCH, seconded by COUNCILMAN KELLY, by the following Roll Call vote:

Ayes: Council President Pro Tempore Beatini and Councilmen Addison, Ahern, Bradshaw, Brown, Cirelli, Crowley, Fagnoli, Johnson, Kelly, Lorenzo, Lynch, McKiernan, Payne, Pearlman, Pisaturo, Storti and Xavier—18.

Noes: None.

Absent: Council President Haxton and Councilmen Cola, Darigan, DeVito, Moran, J. Murphy and W. Murphy—7.

COUNCILMAN JOHN M. MURPHY, Vice Chairman COMMITTEE ON ORDINANCES

Transmits the following with Recommendation
the Same be Severally Adopted:

An Ordinance in Amendment of Section 2-99 of the Code of Ordinances of the City of Providence Entitled, "Authority Delegated to the City Solicitor to Settle Small Claims Against the City."

and the Possession and Use of Drugs in the Providence Civic Center.

An Ordinance Imposing a Penalty, as Provided in Section 1-10 of the Code of Ordinances of the City of Providence, Against Any Individual, Company, or Corporation, Willfully Causing the Construction, Repairing, and/or Installing, without First Obtaining Permission from the Proper Authority of the City of Providence, for the Same.

An Ordinance Amending Chapter 544 of 1951, by Changing from a C-1 Limited Commercial Zone to a C-4 Heavy Commercial Zone, Lots 351, 352, and 370, as Set Out and Delineated on City Assessor's Plat 98; Said Lots being located along the Easterly Side of Charles Street and Designated as 663-669 Charles Street.

Severally Read and Collectively Passed, the First Time, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN KELLY, by the following Roll Call vote:

An Ordinance Prohibiting Smoking in the Arena Portion of the Providence Civic Center

Ayes: Council President Pro Tempore Beatini and Councilmen Addison, Ahern, Bradshaw, Brown, Cirelli, Darigan, Fagnoli, Johnson, Kelly,

Lorenzo, Lynch, McKiernan, Pearlman, Pisaturo, Storti and Xavier—17.

Noes: None.

Absent: Council President Haxton and Councilmen Cola, Crowley, DeVito, Moran, J. Murphy, W. Murphy and Payne—8.

COUNCILMEN BRADSHAW, McKIERNAN, PEARLMAN and PISATURO desire to be recorded as Voting "No" on the above Ordinance relative to Amendment of Section 2-99 of the Code of Ordinances of the City of Providence Entitled, "Authority Delegated to the City Solicitor to Settle Small Claims Against the City."

Recapitulation of Vote on that Ordinance:

Ayes: 13

Noes: 4

Absent: 8

Resolution Requesting the City Solicitor to Present to the General Assembly an Amendment to the Ordinances of the City of Providence Making Adjoining Owners of Real Property Responsible for the Care and Maintenance of Sidewalks and Walkways.

Resolved, That the City Solicitor is requested to present to the General Assembly an amendment to the Ordinances of the City of Providence making the adjoining owners of real property responsible for the care and maintenance of sidewalks and walkways in the City of Providence.

Read and Passed, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN DARIGAN.

COUNCILMAN THOMAS L. PAYNE, Chairman

COMMITTEE ON PUBLIC WORKS

Transmits the following with Recommendation
the Same be Adopted:

Resolution Granting Accompanying Petition of Stillman White Foundry Associates, Providence for Permission to Clean Interior and Exterior of Building located at 1 Mill Street, Providence.

Resolved, That the accompanying petition of Stillman White Foundry Associates, of Providence, for permission to clean interior and ex-

terior of two story brick building located at 1 Mill Street, Providence, being also Plat 3, Lot 616, by sandblast method and Approved June 17, 1974 by the Director of Building Inspection, is hereby granted.

Read and Passed, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN DARIGAN.

COMMUNICATIONS AND REPORTS

FROM SCHOOL DEPARTMENT OF CITY OF PROVIDENCE, RHODE ISLAND

Proposed Budget of Expenditures for the Fiscal Year Ending June 30, 1975.

Received.

FROM PROVIDENCE POLICE DEPARTMENT

One Hundred and Ninth Annual Report, 1973.

Received.

FROM COASTAL RESOURCES MANAGEMENT COUNCIL

Notice of Public Hearing, upon the Petition of Providence and Worcester Company, for a State of Rhode Island assent to Construct and Maintain a Sheet Steel Piling Bulkhead, South of Wilkes Barre Pier, along the Providence River.

Referred to the Committee on Public Works, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN DARIGAN.

FROM THE DIRECTOR OF THE PORT OF PROVIDENCE

Fourth Quarterly Report for the Period, April 1, 1974 to June 30, 1974.

Received.

FROM PROVIDENCE REDEVELOPMENT AGENCY

Report Informing the City Council of Its Proposed Sale of Real Property within the West Broadway NDP A2-1, Year II Project to Aime Durant and to Mario I. Pernarella and Virginia Pernarella.

Referred to the Committee on Urban Redevelopment, Renewal and Planning, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN KELLY.

Report Informing the City Council of Its Proposed Sale of Real Property within the East Side Renewal Project R. I. R-4 to Antonio De Brito Sousa.

Referred to the Committee on Urban Redevelopment, Renewal and Planning, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN DARIGAN.

Report Informing the City Council of Its Proposed Sale of Real Property within the West Broadway NDP, A 2-1, Year II Project to New Homes for Federal Hill, Inc.

Referred to the Committee on Urban Redevelopment, Renewal and Planning, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN DARIGAN and LORENZO.

FROM CITY ASSESSOR

Certificates (1-L) Recommending the Same be Severally Cancelled Pursuant to the Provisions of Sections 14 and 15 of Title 44, Chapter 7 of the General Laws of Rhode Island, 1956, as Amended.

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

PETITIONS

COUNCILMAN DARIGAN (By Request):

Petition of Joseph M. Driscoll, 55 Stanwood Avenue, Providence, for Appointment as an Auctioneer.

Referred to the Committee on Licenses, on motion of **COUNCILMAN LYNCH**, seconded by **COUNCILMAN DARIGAN**.

COUNCILMAN PISATURO for Himself and COUNCILMAN W. MURPHY, In Absentia (By Request):

Petition of Bruce E. Chorney, 73 Whittier Avenue, Providence for Appointment as an Auctioneer.

Referred to the Committee on Licenses, on motion of **COUNCILMAN LYNCH**, seconded by **COUNCILMEN DARIGAN and PISATURO**.

COUNCILMAN LYNCH and COUNCILMAN DARIGAN (By Request):

Petition of Acting Director of Public Works to Abandon as a Public Highway a portion of Pearl Street being an Area of Two Hundred Twenty Square Feet, More or Less $220\pm$, situated at the intersection of Wellington Street.

Referred to the Committee on Public Works, on motion of **COUNCILMAN LYNCH**, seconded by **COUNCILMAN DARIGAN**.

Petition of Douglas Pettis, Providence et al, that the Grade of Grimwood Street, from Celia Street to Stella Street be Defined.

Referred to the Committee on Public Works, on motion of **COUNCILMAN LYNCH**, seconded by **COUNCILMEN DARIGAN and PISATURO**.

FROM THE CLERK'S DESK

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

Steve Budlong

Austin P. Coyne

Thomas Della Torre

Harold R. Fenner

Beatrice Gomes

Home Indemity Co. as subrogee of Robert S.
Hadfield.

Ernest McLean, Jr.

Rose A. and Ira Riffkin

Wayland Nursing Home

Shirley A. Williams

Severally Referred to the Committee on Claims
and Pending Suits, on motion of COUNCILMAN
LYNCH, seconded by COUNCILMAN DARIGAN.

ADJOURNMENT

There being no further business, on motion of
COUNCILMAN LYNCH, seconded by COUNCIL-
MAN DARIGAN, the City Council adjourns at
9:50 o'clock P.M. (DST), to meet again on
THURSDAY, SEPTEMBER 5, 1974, at 8:00
o'clock P.M. (DST).

Vincent Vapin

City Clerk

August 1]

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