

**CITY OF PROVIDENCE
RHODE ISLAND**



IN CITY COUNCIL
MAR 2 1977

APPROVED:

Vincent Cooper
CLERK

CITY COUNCIL

JOURNAL OF PROCEEDINGS

No. 60 City Council Regular Meeting, Thursday, February 17, 1977 8:00 P.M. (E.S.T.)

PRESIDING

COUNCIL PRESIDENT

ROBERT J. HAXTON

ROLL CALL

Present: Council President Haxton and Councilmen Addison, Ahern, Almagno, Bradshaw, Councilwoman Brassil, Councilmen Cirelli, Cola, Fargnoli, Flynn, Garan, Glavin, Gorodetsky, Henries, Johnson, Lynch, Merola, Pearlman, Petrosinelli, Salvatore, Stravato, Tomasso, and Xavier—23.

Absent: Councilmen Mansolillo, McKiernan, and Turchetta—3.

FOR S R M

INVOCATION

The Invocation is given by Rabbi Leslie Guter-
terman of Temple Beth El, Providence.

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

COUNCILMAN EDWARD W. XAVIER leads
the Members of the City Council and the As-
semblage in the Pledge of Allegiance to the
Flag of the United States of America.

APPROVAL OF RECORD

The Journal of Proceedings No. 59 of the
Regular Meeting of the City Council held Feb-
ruary 3, 1977 and Posted February 15, 1977 on
that Bulletin Board located on the Ground Floor
of the City Hall, is Approved as Printed, on
motion of COUNCILMAN LYNCH, seconded by
COUNCILMAN GARAN.

SCHEDULE OF BILLS

FROM THE ACTING PUBLIC SERVICE ENGINEER:

Street Lighting Bill for the Month of January, 1977, in the amount of \$81,076.02.

Approved, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN SALVATORE, by the following Roll Call Vote:

Ayes: Councilmen Addison, Bradshaw, Cirelli, Cola, Fargnoli, Garan, Glavin, Lynch, Pearlman, Petrosinelli, Salvatore, and Xavier—12.

Noes: None.

Not Voting: Council President Haxton and Councilmen Ahern, Almagno, Councilwoman Brassil, Councilmen Gorodetsky, and Merola—6.

Absent: Councilmen Flynn, Henries, Johnson, Mansolillo, McKiernan, Stravato, Tomasso, and Turchetta—8.

ORDINANCES SECOND READING

The Following Ordinances were in City Council February 3, 1977, Read and Passed the First Time and are Returned for Passage, the Second Time:

An Ordinance in Amendment of the Appropriation Ordinance Chapter 1976-38, Approved November 27, 1976, By Transferring the Sum of Seventy-One Thousand Dollars (\$71,000.00) from 5-350, Water Depreciation and Extension Fund, to 1-16-01-109, Fees Not Otherwise Classified, within the Water Supply Board.

Be it ordained by the City of Providence:

Section 1. Chapter 1976-38 of the Ordinances of the City of Providence, Approved November 27, 1976, and entitled, "An Ordinance Making Appropriation of One Hundred Four Million, Three Hundred Thirty-Five Thousand, Two Hundred Forty Dollars, Sixty Cents (\$104,335,240.60) for the Support of the City Government

for the Fiscal Year Ending June 30, 1977, as amended," is hereby further amended by transferring a certain sum of money within the Water Supply Board as follows:

<i>From</i> 5-350 Water Depreciation and Extension Fund	\$71,000.00
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<i>To:</i> 1-16-01-109 Fees Not Otherwise Classified	\$71,000.00
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Sec. 2. This Ordinance shall take effect upon its passage by the City Council and its approval by the Mayor.

An Ordinance in Amendment of and in Addition to Chapter 1575 of the Ordinances of the City of Providence, Entitled "An Ordinance Approving and Adopting the Official Redevelopment Plan for the Weybosset Hill Project, No. R. I. R-7."

Be it ordained by the City of Providence:

Section 1. That Chapter 1575 of the Ordinance of the City of Providence, entitled "An Ordinance Approving and Adopting the Official Redevelopment Plan for the Weybosset Hill Project No. R. I. R-7" as heretofore amended, be and is hereby further amended as follows:

A. Parcel No. 11 — Building Controls, (Pages 18 and 19 of the Official Redevelopment Plan)

Delete Building Controls (a), (b), (c), (d), (e), (f), (g) and (h) and insert the following building controls instead:

(a) Floor Area Ratio, Density, Building Height, Building Setback, Off-Street Parking and Loading shall be governed by the applicable provisions of the Zoning Ordinance as amended to date.

(b) Vehicle Access: No access for parking

or loading shall be permitted from the Jackson Street public walkway.

Sec. 2. That said Chapter 1575 of the Ordinance of the City of Providence as adopted and as heretofore amended, be and the same is hereby ratified and affirmed in all other respects.

Sec. 3. That this Ordinance shall take effect on its passage and shall be filed with the City Clerk who is hereby authorized and directed to forward a certified copy thereof to the Providence Redevelopment Agency.

Severally Read and Collectively Passed, the Second Time, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN ADDISON, by the following Roll Call Vote:

Ayes: Council President Haxton and Councilmen Addison, Ahern, Almagno, Bradshaw, Councilwoman Brassil, Councilmen Cirelli, Cola, Fagnoli, Garan, Glavin, Gorodetsky, Henries, Lynch, Merola, Pearlman, Petrosinelli, Salvatore, and Xavier—19.

Absent: Councilmen Flynn, Johnson, Mansoillo, McKiernan, Stravato, Tomasso, and Turchetta—7.

PRESENTATION OF ORDINANCES

COUNCILMAN BRADSHAW:

An Ordinance Amending Section C of Chapter 1342, approved August 5, 1960, entitled, "An Ordinance Amending Chapter 544 of the Ordinances of the City of Providence, Approved September 21, 1951, as Amended, by Adding Article VI-A, Entitled, "Historic District Zoning," and adding to the Historic District that Geographical area shown on the accompanying map delineated

as follows: Jenckes and Barnes Streets on the north; Hope Street on the east; and Waterman Street on the south, within the Historic College Hill District Map.

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

COUNCILMAN PEARLMAN and COUNCILMAN BRADSHAW (By Request):

An Ordinance in Amendment of Chapter 1079 of the Ordinances of the City of Providence approved December 21, 1956 which said Ordinance is Entitled "Building Ordinances of the City of Providence" to Delete therefrom a Certain sec-

tion of the East Side Redevelopment Project Area of the Providence Redevelopment Agency from Fire District One.

Referred to the committee on Ordinances, on motion of **COUNCILMAN LYNCH**, seconded by **COUNCILMAN GARAN**.

PRESENTATION OF RESOLUTIONS

COUNCIL PRESIDENT PRO TEMPORE FARGNOLI (By Request):

Resolution Requesting the Acting Public Service Engineer to Order the Installation of Street Lights on Each of the Corners of Smith Street and Academy Avenue and on Pole 33 along Academy Avenue.

Resolved, That the Acting Public Service Engineer is requested to order the installation of Street Lights on each of the corners of Smith Street and Academy Avenue and on Pole 33 along Academy Avenue.

submitted by the Mayor's Affirmative Action Task Force, and

Whereas, Incorporated in the subject report is a certified copy of Resolution of the City Council No. 405, approved May 8, 1975, which authorizes review of the Equal Employment Opportunity Status within each City Department, Commission and Agency, on a not less than yearly basis and to report its evaluations to the City Council.

Now, Therefore, Be It Resolved, That the Committee on Public Welfare is authorized to review the Equal Employment Opportunity Status of each City Department, Commission and Agency, in accordance with the provisions of said Resolution.

COUNCILMAN ADDISON and COUNCILMAN HENRIES (By Request):

Resolution Authorizing the Committee on Public Welfare to Review the Equal Employment Opportunity Status of Each City Department, Commission and Agency.

Whereas, The City Council did receive on November 6, 1975, the Affirmative Action Plan to improve employment opportunities for minority groups and women for the City of Providence,

Severally Read and Collectively Passed, on motion of **COUNCILMAN LYNCH**, seconded by **COUNCILMEN ADDISON, FARGNOLI, GARAN** and **HENRIES**.

COUNCILMAN BRADSHAW:

Resolution Requesting the Committee on Fi-

nance to Recommend an Appropriation to Match the Contributions to the Mary Elizabeth Sharpe Tree Fund.

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

Resolution Requesting the Director of the Department of Public Property to Plan for the Preparation of the Sessions Street Playground, So-Called.

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

Resolution Requesting the Board of Park Commissioners to Cause a Clean-Up of York Pond, located along River Road and Irving Avenue.

Resolved, That the Board of Park Commissioners is requested to proceed forthwith to clean-up and restore York Pond, located along River Road and Irving Avenue.

Read and Passed, on motion of COUNCILMAN LYNCH, seconded by COUNCILMEN BRADSHAW and GARAN.

Resolution Establishing Angell Street, in a Westerly Direction as a One-Way Street, and Waterman Street, in an Easterly Direction, as a One-Way Street and Requesting the Traffic Engineer to Invoke Certain Traffic Regulations.

Referred to the Committee on Public Works,

on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN GARAN.

Resolution Requesting the Providence Historic District Commission to Seek Certification for Placement of the "Bridge Tender's Cottage," So-Called, Situated at 392 Waterman Street, Providence, on the National Register of Historic Places.

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

Resolution Endorsing House Bill H-5232 Requesting Public Hearings be Held in the City of Providence Involving the Experiments Now Being Conducted at Brown University on the Recombinant DNA Research.

Referred to the Committee on Public Welfare, on motion of COUNCILMAN LYNCH, seconded by COUNCILMEN ADDISON and GORODETSKY.

COUNCILWOMAN BRASSIL and COUNCILMAN BRADSHAW (By Request):

Resolution Requesting the Director of Public Works to Cause a Catch Basin to Be Constructed at 35 Orchard Avenue.

Whereas, There is a drainage problem caused by affluent water in front of 35 Orchard Avenue, causing hazardous conditions, and

Whereas, In the interest of averting any dam-

age to abutting properties this adverse condition should be corrected,

Now, Therefore Be It Resolved, That the Director of Public Works is requested to cause an adequate catch basin to be constructed at 35 Orchard Avenue.

Read and Passed, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN BRADSHAW, COUNCILWOMAN BRASSIL and COUNCILMAN GARAN.

COUNCILMAN FLYNN:

Resolution Endorsing 77-S-242 Requiring that Polling Places be Established at any Housing for the Elderly Complex Having at Least One Hundred Registered Voters Residing Therein.

Resolved, That the City Council does hereby endorse 77-S-242 requiring that polling places be established at any housing for the elderly complex having at least One Hundred registered voters residing therein.

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

COUNCILMAN GARAN:

Resolution Ordering the Mayor's Office of Community Development to Furnish the Committee on Urban Redevelopment, Renewal and Planning with a Certified Copy of the "City's Local Housing Assistance Plan for 1976."

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

Resolution in Opposition to Any Extension by the General Assembly of the Six Percent (6%) Rhode Island Sales and Use Tax.

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

COUNCILMAN GORODETSKY:

Resolution Congratulating the Members of the Providence Fire Department, Providence Police Department, the Home Staff, All Other Agencies, Individuals and Neighbors who Aided in the Evacuation of the Patients of the Jewish Home for the Aged, Providence, During the Three Alarm Fire on Sunday, February 13, 1977.

Whereas, On the morning of February 13, 1977, an alarm was received by the Providence Fire Department at approximately 7:29 o'clock A.M. followed within the next one half hour by second and third alarms, that the Jewish Home for the Aged along Hillside Avenue, was afire, and

Whereas, Although the fire was confined to a basement storage room, smoke and heat filled most of the left wing of the facility housing 154 elderly residents, many of whom were not ambulatory, and

Whereas, The task of evacuating these elderly residents became the primary concern of the members of the Fire Department and Police Department, those members of the Home Staff, who were on duty and of neighbors of the Home who appeared immediately to assist in this humanitarian effort, and

Whereas, In the passion of the incident the unemotional patients, who remained as such, lessen the burden of the total evacuation which

was carried out successfully without any injury or loss of life,

Now, Therefore, Be It Resolved, That in taking official notice of the total of the incident, which could have been disastrous, the most sincere congratulations of His Honor the Mayor and of the City Council are hereby tendered to the members of the Providence Fire Department and Providence Police Department, who contained the fire, to the Home Staff, all other agencies, individuals and neighbors who aided in the evacuation of the patients of the Jewish Home for the Aged, Providence, during that three alarm fire on Sunday, February 13, 1977.

Read and Passed, on motion of COUNCILMAN GORODETSKY, seconded by COUNCILMEN ADDISON and LYNCH.

COUNCILMAN PEARLMAN and COUNCILMAN BRADSHAW (By Request):

Resolution Authorizing the Acting City Solicitor to Appear Before the 1977 Session of the General Assembly and to Urge Passage of An Act Relative to Repair, Rehabilitation and Modernization of the Two Sewer Sludge Incinerators Situated at Fields Point.

Resolved, That the City Solicitor be and he hereby is authorized to appear before the General Assembly and urge passage of an Act providing for repair, rehabilitation and modernization of the two sewer sludge incinerators that are part of the City's sewage treatment plant at Fields Point and for other general repairs, rehabilitation and modernization of the Fields Point sewage treatment plant, substantially in accordance with the accompanying draft act. (For draft of Act see file of City Council this date.)

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

Resolution Approving Accompanying Plat, Entitled Dedication of Barton Street, (Widening), West Broadway Urban Renewal Project, A2-1, Providence Redevelopment Agency, Dedicating for Highway Purposes a Certain Tract or Parcel of Land and Thereafter Declaring the Same a Public Highway.

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

Resolution Approving Accompanying Plat, Entitled Dedication of Durfee Street, (Widening), West Broadway Urban Renewal Project, A2-1, Providence Redevelopment Agency, Dedicating for Highway Purposes a Certain Tract or Parcel of Land and Thereafter Declaring the Same a Public Highway.

Referred to the Committee on Public Works, on motion of COUNCILMAN LYNCH, seconded by COUNCILMEN ADDISON and MEROLA.

Resolution Approving Accompanying Plats, Entitled Dedication of Cranston Street, (Widening), West Broadway Project A2-1, Providence Redevelopment Agency, Dedicating for Highway Purposes Certain Tracts or Parcels of Land and Thereafter Declaring the Same a Public Highway.

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

Resolution Ratifying the Vote of the Board of Contract and Supply of February 7, 1977, Au-

thorizing His Honor the Mayor to Engage an Architect for Plans for the Renovation of Asa Messer Elementary School and of the Acquisition of Lots 84, 85, 86, 87, 182, and 183, as Set Out and Delineated on City Assessor's Plat 36.

Whereas, On January 27, 1977, the Providence School Committee adopted a Resolution, Resolution No. 98, recommending the renovation of the Asa Messer School, and also acquisition of land in the City of Providence for said purposes, and

Whereas, On February 7, 1977, the Board of Contract and Supply authorized His Honor the Mayor to engage an architect to prepare the architectural plans for the renovation for said school, and

Whereas, Said Resolution of the Providence School Committee and the Board of Contract and Supply also requested the acquisition of land for said school purposes,

Now, Therefore, Be It Resolved, That the Board of Contract and Supply is hereby authorized to acquire lots numbered 84, 85, 86, 87, 182, and 183 on City Assessor's Plat 36 as Plat was constituted on December 31, 1976, for the purpose of the renovation of the Asa Messer School,

And Be It Further Resolved, That the Board of Contract and Supply is authorized to condemn said land if the purchase of said land is not feasible, and

Be It Further Resolved, That the vote taken by the Board of Contract and Supply on February 7, 1977, be and it hereby is, ratified by the City Council.

Read and Passed, on motion of **COUNCILMAN LYNCH**, seconded by **COUNCILMEN ADDISON** and **MEROLA**, by the following Roll Call Vote:

Ayes: Council President Haxton and Councilmen Addison, Ahern, Almagno, Bradshaw, Councilwoman Brassil, Councilmen Cirelli, Cola,

Fagnoli, Garan, Glavin, Gorodetsky, Henries, Lynch, Merola, Pearlman, Petrosinelli, Salvatore, Stravato, Tomasso, and Xavier—21.

Absent: Councilmen Flynn, Johnson, Manso-illo, McKiernan, and Turchetta—5.

Resolution Refunding to Certain Taxpayers, Sums of Money Representing Overpayment of City Taxes for the Years 1967 to 1976, Inclusive.

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

Resolution Authorizing the Homestead Board of the City of Providence to Offer that City Owned Land and Building on City Assessor's Plat 48, Lot 97, Located at 13 Tennyson Lane for the Purpose of Homesteading.

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

Resolution Requesting the Traffic Engineer to Invoke "No Parking Anytime" Regulations along the Northerly side of Medway Street, from Gano Street to Wayland Avenue.

Referred to the Committee on Public Works, on motion of COUNCILMAN LYNCH, seconded by COUNCILMEN ADDISON and BRADSHAW.

COUNCILMAN PETROSINELLI and COUNCILMAN SALVATORE:

Resolution Requesting the State Department of Health to Investigate the Allegation that Certain Refuse Hauling Operators are Not Returning Clean Empty Receptacles to Its Customers After Pick-Ups of Full Refuse Containers.

Resolved, That the State Department of Health is requested to investigate the allegation that certain refuse hauling operators are not returning clean, empty receptacles to its customers after pick-ups of full refuse containers.

Read and Passed, on motion of COUNCILMAN LYNCH, seconded by COUNCILMEN ADDISON, PETROSINELLI, and SALVATORE.

PERSONAL PRIVILEGE

Councilman Tomasso requests and is Granted the Privilege of the Floor and states:

At this time Lady and Gentlemen of the Council I feel there is a very definite need to say a few words for our distinguished Chief Justice of the Supreme Court.

I was very disturbed by the publicity surrounding the Chief Justice of the Supreme Court of the State of Rhode Island, after a long and distinguished career, never once during his representation have we had a scintilla of evidence against him.

He had a long and distinguished career at the Bar of the State of Rhode Island, he represented many people, primarily in the area of criminal law. When you deal with this type of clientele you deal with criminals.

It seems strange and I question the motive of the press and the media in promoting this controversy and blowing it out of proportion. It appears that we are prejudging a man who deserves and is constitutionally entitled to protection of our Constitution. I feel there has been a prejudgment in this case of the media to cast a disparaging shadow upon the Chief Justice. I look to the people who are the accusers, are they lily white or virgin pure, or people who have problems.

I think it appears that the media and the press are quick to accept the version of these people in castigating the Chief Justice of the Supreme Court who they do not even know to be guilty of wrong doings. The situation has been investigated. Some of the charges are as old as 14 years, I wonder why it took 14 years to bring it to light and why they deserve the attention that they are receiving today.

I believe and I am sure every member of this Council believes that because a person represents a criminal does not make him a criminal. We have a system that provides for the adjudication of our Chief Justice. I believe the system should be permitted to work.

I cannot say that he is guilty or not guilty of any wrong doings. We should afford him every right under our Constitution. As in any situation a person is not guilty until he is proven guilty. I was distraught when I heard our Governor suggest that the Chief Justice step down for the time being, a Chief Justice who is not guilty of any wrong doing at this point. The media is using the Chief Justice in an attempt to usurp the powers of the General Assembly, to attempt to formulate a system to get control of the appointment of a Judge or Chief Justice.

Certainly as an Italo-American I was very proud when Mr. Joseph Bevilacqua was appointed Chief Justice of the Supreme Court of the State of Rhode Island, it is the highest judicial post. It is always gratifying that people who have come to this country just a few years ago bear children who rise to high office. I am totally dismayed at the press and the media to prejudge a man who has been proven guilty of no wrong doing.

An attempt to castigate a man who has been proven guilty of absolutely no wrong doing. I ask and hope that this Council will listen to these words and at the next meeting pass a Resolution in support of our Chief Justice until such time as he is proven guilty of wrong doings, not castigate him before he has his just day.

PRESENTATION OF RESOLUTION

COUNCILMAN STRAVATO (By Request):

Resolution Abating Curbing Assessment Against Lot 111 as Set Out and Delineated on City Assessor's Plat 44, Assessed to Anthony P. Panichas and Wife, Eleanor, 32 Jacqueline Drive, Providence.

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

REPORTS FROM COMMITTEES

COUNCILMAN PHILIP F. ADDISON, JR., Chairman COMMITTEE ON PUBLIC WELFARE

Transmits the Following with Recommendation,
the Same be Adopted:

Resolution Requesting the Acting City Solicitor to Prepare, Cause to be Introduced and to Urge Passage of An Act Before the Next Session of the General Assembly, Requesting the Rhode Island Public Transit Authority to Sell

Public Transportation Passes for such Fees as it May Determine to be Equitable and Reasonable.

Resolved, That the Acting City Solicitor is

requested to prepare, cause to be introduced, and to urge passage of An Act before the next session of the General Assembly, requesting the Rhode Island Public Transit Authority to sell Public Transportation Passes for such fees as it may determine to be equitable and reasonable.

Read and Passed, on motion of COUNCILMAN ADDISON, seconded by COUNCILMAN AHERN.

COUNCILMAN RALPH FARGNOLI, Chairman
COMMITTEE ON URBAN REDEVELOPMENT, RENEWAL AND PLANNING

Transmits the Following with Recommendation,
the Same be Received:

Report from the Providence Redevelopment Agency, dated January 28, 1977, Concerning the Proposed Sale of Parcels 7, 10, 15, and 16, within the Comstock Renewal Project and of Parcel 25, within the Mount Hope Project R.I. R-18, viz:

Parcel 7 consisting of 7,652.9 square feet of land and delineated on the attached map for the disposition price of \$765.00 to Felix and Carmen Calderone of 14 Smith Street, West Warwick, Rhode Island, for Residential Construction.

Parcel 10 consisting of 7,612.9 square feet of land and delineated on the attached map for the disposition price of \$760.00 to Donald and Marilyn Lopes of 14 Larch Street, Providence, Rhode Island, for Residential Construction.

Parcel 15 consisting of 6,727.5 square feet of

land and delineated on the attached map for the disposition price of \$675.00 to Robert Thompson and Mildred Holley of 19 Ocean Street, Providence, Rhode Island, for Residential Construction.

Parcel 16 consisting of 7,255.7 square feet of land and delineated on the attached map for the disposition price of \$725.00 to Hilda and Kenneth Fontes of 45 Evergreen Street, Providence, Rhode Island, for Residential Construction.

Parcel 25 consisting of 4,909 square feet of land and delineated on the attached map for the disposition price of \$1,800.00 to Nelson H., Sr. and Wilhelmina Harris of 9 Duncan Avenue, Providence, Rhode Island, for fringe Residential Construction.

Received.

COUNCILMAN LAURENCE K. FLYNN, Chairman
COMMITTEE ON PUBLIC WORKS

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

Resolution Granting Accompanying Petition of Oster Realty Company, Providence, to Encroach Upon that Public Sidewalk at 40 Sims Avenue, Providence, for the Purpose of the Construction of a Door Which Would Require it to Swing Over a Portion of Said Sidewalk, all in Accordance with Accompanying Petition.

Resolved, That permission is hereby granted to Oster Realty Company, 50 Sims Avenue, Providence, to encroach upon that Public Sidewalk at 40 Sims Avenue, Providence, for the purpose of the construction of a door which would require it to swing over a portion of said sidewalk, all in accordance with accompanying Petition.

Resolution Granting to John Rao, Jr., 40 Fountain Street, Providence, for Permission to Encroach Upon that Public Sidewalk at 40 Fountain Street, Providence, for the purpose of Constructing a Ramp to Accommodate Disabled and Handicapped Patrons at the Said Location, all in Accordance with Accompanying Plan Entitled "Proposed New Ramp for the Handicapped."

Resolved, That permission is hereby granted to John Rao, Jr., 40 Fountain Street, Providence, to encroach upon that public sidewalk at 40 Fountain Street, Providence, for the purpose of the construction of a Ramp to accommodate disabled and handicapped patrons at the said location, all in accordance with accompanying plan entitled, "Proposed New Ramp for the Handicapped, Prepared by DiSaia Associates, Architects."

Resolution Establishing Ralph Street and Rye Street during the Period of 8:00 o'clock A.M. to 4:00 o'clock P.M., for One-Way Traffic.

Resolved, That Ralph Street and Rye Street during the period of 8:00 o'clock A.M. to 4:00 o'clock P.M., are hereby established for One-Way Traffic.

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

COUNCILMAN JOHN P. GARAN, Chairman
COMMITTEE ON LICENSES

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

Resolution Granting Accompanying Application of Gulf Oil Company, 25 Broadway, Providence, Plat 26, Lot 349, for Permission to Replace Ten (10) Existing Single Pumps with Ten (10) New Single Pumps and to Replace Two (2) Existing Single Pumps with Two (2) New Dual Pumps, Making a Total of Fourteen (14) Gasoline Filling Pumps upon the Premises.

Resolved, That the following named person, firm or corporation is hereby granted permission to erect, alter or use a building or structure at the location named herein for the sale of petroleum, kerosene, gasoline, coal oil and their products, compounds and components as described and shown in and on the application therefor and accompanying plat, all on file in the office of the Department of Building Inspection subject to the conditions that said person, firm or corporation shall not violate any of the laws of the State of Rhode Island or any of the Ordinances of the City of Providence relative to the erection, use or occupation of said structure and that said person, firm or corporation shall not allow petroleum, kerosene, gasoline, coal oil or their products, compounds or components, to be conveyed over or across any sidewalk by means of any pipe or hose, and upon such special conditions as are hereby enumerated and further provided that the Director of the Department of Building Inspection may authorize minor changes in the structural detail of plans on file, viz:

Application of Gulf Oil Company, 25 Broadway, Providence, Plat 26, Lot 349, for Permission to Replace Ten (10) Existing Single Pumps with Ten (10) New Single Pumps and to Replace Two (2) Existing Pumps with Two (2) New Dual Pumps, Making a Total of Fourteen (14) Gasoline Filling Pumps upon the Premises.

The erection or location of any buildings or structures not shown on the original plat on file with the Director of Department of Building Inspection, or any change in the location of buildings or structures from that shown on said plat shall be deemed a violation of this permit.

Resolution Granting Accompanying Petition of Atlantic Building Associates, 2600 Industrial Bank Building, Providence, for Permission to Gritblast the Interior Surface of Perimeter Brick Wall of the Building Located at 75 Weybosset Street, Providence.

Resolved, That the accompanying Petition of Atlantic Building Associates, 2600 Industrial Bank Building, Providence, for permission to gritblast the interior surface of perimeter brick wall of the building located at 75 Weybosset Street, Providence, is hereby granted.

Resolution Granting Accompanying Petition of Frederick Broomfield, 185 Lorimer Avenue, Providence, for Appointment as a Weigher of Coal and Other Merchandise, for the Ensuing Term Ending on the First Monday in January, 1979.

Resolved, That the accompanying Petition of Frederick Broomfield, 185 Lorimer Avenue, Providence, for appointment as a Weigher of Coal and Other Merchandise, for the ensuing term ending on the first Monday in January, 1979, is hereby granted.

Resolution Granting Accompanying Petition of John J. Lewis, 571 Hope Street, Providence, for Appointment as a Weigher of Coal and Other Merchandise, for the Ensuing Term Ending on the First Monday in January, 1979.

Resolved, That the accompanying Petition of John J. Lewis, 571 Hope Street, Providence, for appointment as a Weigher of Coal and Other Merchandise for the ensuing term ending on the first Monday in January, 1979, is hereby granted.

Resolution Granting Accompanying Petition of William R. Lovett, 45 Warrington Street, Providence, for Appointment as a Weigher of Coal and Other Merchandise, for the Ensuing Term Ending on the First Monday in January, 1979.

Resolved, That the accompanying Petition of William R. Lovett, 45 Warrington Street, Providence, for appointment as a Weigher of Coal and Other Merchandise for the ensuing term ending on the first Monday in January, 1979, is hereby granted.

Resolution Granting Accompanying Petition of Armand Vadenboncoeur, 66 Armstrong Avenue, Providence, for Appointment as a Weigher of Coal and Other Merchandise, for the Ensuing Term Ending on the First Monday in January, 1979.

Resolved, That the accompanying Petition of Armand Vadenboncoeur, 66 Armstrong Avenue, Providence, for appointment as a Weigher of Coal and Other Merchandise, for the ensuing term ending on the first Monday in January, 1979, is hereby granted.

Resolution Granting Accompanying Petition of Paul Black, Jr., 160 Adelaide Avenue, Providence, for Appointment as a Weigher of Coal and Other Merchandise, for the Ensuing Term Ending on the First Monday in January, 1979.

Resolved, That the accompanying Petition of Paul Black, Jr., 160 Adelaide Avenue, Providence, for appointment as a Weigher of Coal and Other Merchandise, for the ensuing term ending on the first Monday in January, 1979, is hereby granted.

Resolution Granting Accompanying Petition of Joseph J. Rigney, 99 Victoria Street, Providence, for Appointment as a Weigher of Coal and Other Merchandise, for the Ensuing Term Ending on the First Monday in January, 1979.

Resolved, That the accompanying Petition of Joseph J. Rigney, 99 Victoria Street, Providence, for appointment as a Weigher of Coal and Other Merchandise for the ensuing term ending on the first Monday in January, 1979, is hereby granted.

Resolution Requesting the Acting City Solicitor to Prepare, Cause to be Introduced, and to Urge Passage, by the General Assembly at its Next Session, of An Act Requiring Notice, by Certified Mail, to All Owners of Property within a Radius of Two Hundred Feet (200') of the Location of any Application for a Class "A," "B," "BX," "C," "D," and "B Limited" Alcoholic Beverages Retail License, or Transfer Thereof.

Resolved, That the Acting City Solicitor is requested to prepare, cause to be introduced and to urge passage, by the General Assembly at

its next session, of an Act Requiring Notice by Certified Mail, to all owners of property within a radius of Two Hundred Feet (200') of the location of any application for a Class "A," "B," "BX," "C," "D," and "B Limited," Alcoholic Beverages Retail License, or transfer thereof.

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

COUNCILMAN ROBERT F. LYNCH, Chairman
COMMITTEE ON FINANCE

Transmits the Following with Recommendation,
the Same be Severally Adopted as Emergency
Ordinances:

An Emergency Ordinance Amending Chapter 1976-37, Approved October 29, 1976, Establishing the Classes of Positions, the Maximum Number of Employees and the Number of Employees in Certain Classes in the City Departments.

Whereas, An Ordinance substantially in accordance with the provisions of this Ordinance having been filed with the Committee on Finance and considered by it, was returned to the City Council on December 9, 1976 with recommendation the same be adopted, and

Whereas, The said Ordinance having been adopted by the City Council and submitted to His Honor the Mayor for his consideration was vetoed by the Mayor on January 14, 1977, citing it improperly describes the changes in its personnel assignments which the City of Providence has agreed to undertake and for which compensation would be provided, and

Whereas, In the interest of expediting the subject Ordinance, the following is herewith submitted as an Emergency Ordinance.

Be It Ordained by the City of Providence:

Section 1. Chapter 1976-37, approved October 29, 1976, establishing the classes of positions, the maximum number of employees and the number of employees in certain classes in the City Departments is hereby amended, as follows:

Sec. 7. Director of Finance

Delete: One (1) Accountant II

Add: One (1) Accountant III

Sec. 8. Controllers Division

Delete: Five (5) Accountant II

Add: Five (5) Accountant III

Sec. 9. Retirement Division

Delete: Two (2) Accountant II

Add: Two (2) Accountant III

Sec. 10. City Collectors Division

Delete: One (1) Accountant II

Add: One (1) Accountant III

Delete: Two (2) Clerk IV

Add: Two (2) Teller

Sec. 11. City Collectors — W9ater Board Collections

Delete: One (1) Clerk IV
Add: One (1) Teller

Sec. 15. Commissioner of Public Safety

Delete: Two (2) Clerk IV
Add: Two (2) Accountant II

Sec. 28. Public Works General Administration

Add: One (1) Secretary to Director
(Public Works)
Add: One (1) Accountant III
Add: One (1) Clerk II
Delete: One (1) Clerk IV

Sec. 33. Public Works — Sewage Disposal

Delete: One (1) Assistant Superintendent
Add: One (1) General Foreman

Sec. 35. Public Works — Highway

Add: One (1) General Foreman
Delete: One (1) Foreman

Sec. 46. Public Property — Purchasing

Delete: One (1) Duplicating Equipment Operator
Add: One (1) Printer

Sec. 47. Department of Public Lands & Parks

Delete: Two (2) Laborers
Add: Two (2) Maintenance Man II

Sec. 51. Public Property — Administration & Maintenance

Delete: Seven (7) Laborers
Add: Seven (7) Maintenance Man II

Sec. 59. Board of Canvassers and Registration

Delete: One (1) Clerk III
Add: One (1) Clerk IV

Sec. 65. Water Supply Board Administration

Delete: Two (2) Clerk Typist II
Add: Two (2) Clerk III

Sec. 2. This Emergency Ordinance shall take effect upon its passage and shall be retroactive to July 1, 1976.

An Emergency Ordinance Amending Chapter 1976-36, Approved October 29, 1976, Establishing a Compensation Plan for the City of Providence.

Whereas, An Ordinance substantially in accordance with the provisions of this Ordinance having been filed with the Committee on Finance and considered by it, was returned to the City Council on December 9, 1976 with recommendation the same be adopted, and

Whereas, The said Ordinance having been adopted by the City Council and submitted to His Honor the Mayor for his consideration was returned to the City Council as having been vetoed by the Mayor on January 14, 1977, citing it improperly describes the changes in its personnel assignments which the City of Providence has agreed to undertake and for which compensation would be provided, and

Whereas, In the interest of expediting the subject Ordinance, the following is herewith submitted as an Emergency Ordinance.

Be It Ordained by the City of Providence:

Section 1. Chapter 1976-36 of the Ordinances of the City of Providence, approved October 29, 1976, Establishing a Compensation Plan for the City of Providence, is amended as follows:

Section 1.

Accountant II	Pay Grade 12
Accountant III	Pay Grade 14
Printer	Pay Grade 16
Secretary to Director (Public Works)	Pay Grade 14
Teller	Pay Grade 10

Sec. 2. This Emergency Ordinance shall take effect upon its passage and shall be retroactive to July 1, 1976.

Severally Read and Collectively Passed, as Emergency Ordinances, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN BRADSHAW, by the following Roll Call Vote:

Ayes: Council President Haxton and Councilmen Addison, Ahern, Almagno, Bradshaw, Councilwoman Brassil, Councilmen Cirelli, Cola, Fagnoli, Flynn, Garan, Glavin, Gorodetsky, Henries, Johnson, Lynch, Merola, Pearlman,

Petrosinelli, Salvatore, Stravato, Tomasso, and Xavier—23.

Absent: Councilmen Mansolillo, McKiernan, and Turchetta—3.

The Following are Transmitted with Recommendation, the Same be Severally Adopted:

An Ordinance Amending Section 45 of Chapter 1976-37, Approved November 10, 1976, Entitled "An Ordinance Establishing the Classes of Positions, the Maximum Number of Employees and the Number of Employees in Certain Classes in the City Departments," Relative to Department of Recreation for Handicapped Children and Adults.

LYNCH, seconded by COUNCILMEN ADDISON and GARAN, by the following Roll Call Vote:

Ayes: Council President Haxton and Councilmen Addison, Ahern, Almagno, Bradshaw, Councilwoman Brassil, Councilmen Cirelli, Cola, Fagnoli, Flynn, Garan, Glavin, Gorodetsky, Johnson, Lynch, Merola, Pearlman, Petrosinelli, Salvatore, Stravato, Tomasso, and Xavier—22.

Absent: Councilmen Henries, Mansolillo, McKiernan, and Turchetta—4.

An Ordinance in Amendment of Section 49 of Chapter 1976-37, Approved November 10, 1976, Entitled "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, Relative to Department of Public Lands and Parks, Forestry Section.

Resolution Authorizing the Mayor of the City of Providence to Prepare and Submit Applications Under Title I of the Local Public Works Capital Development and Investment Act of 1976.

An Ordinance Amending the Compensation Plan for the City of Providence Chapter 1976-36, Approved October 29, 1976, for the Water Administration Department (16-01) Deputy Chief Engineer (Water).

Whereas, Title I of the Local Public Works Capital Development and Investment Act of 1976 (Public Law 94-369) authorizes the Secretary of Commerce to make 100 per cent Federal grants to cities for construction, renovation, repair, or other improvements of local public works projects and for the completion of plans, specifications, and estimates for local public works projects where either architectural design or preliminary engineering or related planning has already been undertaken, and

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

Whereas, The City of Providence deems it necessary and in the public interest (1) to undertake specific projects within the definition of local public works projects and (2) to provide for additional architectural and engineering work or related planning to permit construction of local public works projects, and

Whereas, The City of Providence, in order to obtain such grants must assure and certify that it shall comply with all the regulations, policies, guidelines and requirements for the acceptance and use of Federal funds and gives assurance and certifies it will comply with the assurances contained in Part VI of the Local Public Works Capital Development and Investment Program application.

Now Therefore, Be It Resolved by the City Council of the City of Providence as follows:

1. It is hereby found necessary and in the public interest for the City of Providence to make applications to the Secretary of Commerce for public works project grants under Title I of the Local Public Works Capital Development and Investment Act of 1976 (Public Law 94-369).

2. The Mayor of the City of Providence is hereby authorized and designated as the representative of the City for the filing of applications with the Secretary of Commerce for said public works project grants, and to do all work necessary to carry out the terms of any contract between the City and the Department of Commerce arising out of said application for such grants.

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

Resolution Requesting the City Assessor to Submit to the City Council a Record of all Tax Exempt Real Property and a Description and

Use of the Same, within the City of Providence, for the Calendar Year, 1976.

Resolved, That the City Assessor is requested to compile forthwith, for the edification of the City Council, a listing of all tax exempt properties in the City of Providence for the past assessment year; the listing shall include a description of the type and usage of the property exempted, the acreage, the amount of exemption and whether the tax assessed was paid or not and shall include any abatements granted over and above the State limits of exemption.

Read and Passed, on motion of COUNCILMAN LYNCH, seconded by COUNCILMEN BRADSHAW and GARAN.

Resolution Reporting Receipt of Certain Gifts of Monies by the Board of Park Commissioners for the Preservation and Care of Specified Burial Lots in North Burial Ground.

Resolved, That the following gifts of the following sums of money to the Board of Park Commissioners in trust, the income thereof to be applied under the provisions of Chapter 367 of the Public Laws, January Session, 1861, to the preservation and care of the following specified burial lots in said ground be and the same are hereby respectively accepted. (For names and sums of money incorporated in subject Resolutions, see files of the City Council.)

Read and Passed, on motion of COUNCILMAN LYNCH, seconded by COUNCILMEN GARAN and MEROLA.

Resolution Refunding to Certain Taxpayers Sums of Monies Representing Overpayment of Taxes to the City Collector for the Years 1974, 1975 and 1976.

Resolved, That the accompanying certificates, numbers 4581 thru 4656 (except nos. 4581, 4593, 4601, 4606, 4615, 4617, 4650, 4652, and 4656) representing overpayment of City Taxes for the years 1974, 1975, and 1976 are hereby refunded in the amounts overpaid. (For list of certificates see file of City Council this date.)

Read and Passed, on motion of **COUNCILMAN LYNCH**, seconded by **COUNCILMAN GARAN**, by the following Roll Call Vote:

Ayes: Council President Haxton and Councilmen Almagno, Bradshaw, Councilwoman Bras-sil, Councilmen Cirelli, Cola, Fargnoli, Flynn, Garan, Glavin, Gorodetsky, Johnson, Lynch, Merola, Pearlman, Petrosinelli, Salvatore, Stravato, and Xavier—19.

Not Voting: Councilman Tomasso—1.

Absent: Councilmen Addison, Ahern, Henries, Mansolillo, McKiernan, and Turchetta—6.

Resolution Requesting the Director of the Department of Public Property to Undertake a Study of the Feasibility by Lease Arrangement for Motor Vehicles Utilized by the City.

Whereas, The cost for the City to own and maintain, in proper mechanical condition, its fleet of motor vehicles is ever increasing, and

Whereas, It is possible that a leasing of said fleet may be a more prudent financial arrangement,

Now, Therefore, Be It Resolved, That the Director of the Department of Public Property is requested to undertake a study of the feasibility of undertaking a lease arrangement for Motor Vehicles utilized by the City.

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

REPORTS

FROM PORT DIRECTOR:

Second Quarterly Report, dated January 27, 1977, for the Period October to December, 1976. (For detail of report see file of City Council this date.)

Received.

FROM PROVIDENCE MUNICIPAL COURT:

Report of Its Business from January 1, 1976 to January 1, 1977.

Received.

FROM THE CLERK'S DESK

Petitions for Compensation for Injuries and Damages:

Allstate Ambulance Service, Inc.

John Aragao

William A. Blennerhassett

Joseph A. Casoli

Florence Damages

Jeremiah Davis

Frank Di Chaiara

Joseph DiSanto

Calvin M. Gordon, Jr.

Peter R. Kirk

Jay L. Klien

Julia Laroche

Tzu Shen Lin

Ethel V. Mulvaney

Providence Gas Company

Mrs. Anthony Renzi

Mortimer John Stepinski

William R. Warburton

Bernard Waters

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

PRESENTATION OF RESOLUTIONS

"In Memoriam"

COUNCIL PRESIDENT HAXTON, COUNCILMAN ADDISON, COUNCILMAN FLYNN, and COUNCILMAN HENRIES:

Resolutoin Noting the Passing of Charles N. Fortes, Sr., Late Executive Director of the Providence Corporation and Champion of Minority Groups.

Whereas, Notice is taken of the recent passing of Charles N. Fortes, Sr., at the early age of 54 years, following a most distinguished career of concern for the betterment of minority groups, and

Whereas, A self-appointed activist who fought Organizations of National significance for benefit of some of our less fortunate brethren, "Charlie" was beloved for the causes he championed, and

Whereas, In his ever present struggle for Equal Rights, he insisted upon being recognized for the importance of his quest, and

Whereas, Most prominent amongst the proposals was the creation of the Providence Corporation which took pride in its record to improve the opportunities of the local minorities,

particularly those from the South Providence Area.

Now, Therefore, Be It Resolved, That in mourning the passing of Charles N. Fortes, a most respected citizen of our Community, the City Council, while pausing in its deliberation in respect to his memory, will not easily forget his contributions as a worker for the Rights of Human Beings in all social spheres of our Community.

Read and Passed, by a Unanimous Rising Vote, on motion of COUNCILMAN LYNCH, seconded by COUNCIL PRESIDENT HAXTON and COUNCILMEN ADDISON and FLYNN.

COUNCILMAN PEARLMAN and COUNCILMAN BRADSHAW:

Resolution of Sympathy Upon the Recent Passing of Archie Smith, Prominent Public Official and Jewish Leader.

Whereas, Death has taken Archie Smith, Late Chief Counsel to the Disciplinary Board of the Supreme Court of the State of Rhode Island and Providence Plantations, and

Whereas, Archie Smith who, during his career as a practicing Attorney in this State, included

service as an Assistant Attorney General, followed by service as the Public Utilities Commissioner, wherein he rendered landmark decisions in the field of Cable Television, of which he was considered an authority, and

Whereas, The recipient of Degrees from Brown University, Harvard Law School and a Doctorate from the University of Chicago, "Archie" was considered one of the most astute legal minds in the practice of Law, and

Whereas, Ever ready to participate in social and religious projects, he gave unstintingly of his time and talent to the Providence Hebrew Day School, of which he was its Founder and for which he was recognized Nationally by the National Association of Hebrew Day Schools,

Now, Therefore, Be It Resolved, That in passing from this life of Archie Smith, distinguished Scholar, Public Servant and Religious Benefactor of the Hebrew Community, His Honor, Mayor Vincent A. Cianci, Jr., joins the Members of the City Council in lamenting his passing and express to his bereaved wife, Miriam, and his children, their sincere expression of sympathy and pray for the eternal repose of his soul.

Read and Passed, by a Unanimous Rising Vote, on motion of COUNCILMAN PEARLMAN, seconded by COUNCILMEN BRADSHAW and LYNCH.

PERSONAL PRIVILEGE

Councilman Stravato requests and is Granted the Privilege of the Floor and states:

"Mr. President and Members of the Council, I rise at this time to say that I agree with the statements of Councilman Tomasso in reference to Judge Bevilacqua and to say that I heard from a very reliable source the statement to the effect that Representative Nugent said that if my father is made a Judge, I will drop the charges. I am not standing here to determine whether or not the Chief Justice is guilty or not guilty, if he is guilty of any wrong doing, then Nugent and his father are guilty of wrong doings also."

Councilman Merola requests and is Granted the Privilege of the Floor and states:

Mr. President and Members of the City Council:

I address you to a news item which appeared in the Providence Journal of Tuesday, February 15, 1977, whereby in a press release, House Minority Leader, Frederick Lippitt was reported as having said he took note of the opening last week of Junior's Lounge, a drinking spot at 171 Atwells Avenue, owned by Raymond L. Patriarca, and that among the 300 persons who jammed the tiny barroom, where Providence Councilman Thomas M. Glavin, a Smith Hill Democrat and Councilman Anthony C. Merola, who represents the Federal Hill section of Providence, were in attendance.

Mr. Lippitt's reported remarks were, in my opinion, uncalled for and should have been of no concern to a State Representative who has no political authority in the Federal Hill area nor the Smith Hill area, where myself and Councilman Glavin were elected as Members to the City Council.

It is apparent that the Minority House Leader is more concerned with affairs outside of his jurisdiction than he is with the spiralling profits that accrued to some of the corporate utilities, which should be regulated and investigated by the General Assembly, which he could apparently initiate.

Under what circumstances does he propose to dictate morals to myself, who is a native of the Federal Hill area, concerning this legal enterprise and apparently impugn the reputation and character of a young gentleman, who has no police record, but who he would appear to demean.

I note that he specified about 300 people attending this affair which is indicative, by his own admission, that this was a popular and well-meaning gathering of well-respected friends from the Federal Hill area.

I challenge him to clarify his own remarks that the lounge was "nothing but a front for unsavory characters."

I hereby put Mr. Frederick Lippitt, Republican Minority Leader of the House of Representatives, to clarify the expression "unsavory characters." I am certain that those who elected Councilman Thomas M. Glavin and your humble servant, are not of the same opinion, since they have, by a convincing majority, elected us to represent the City Council and my advice to that imminent member of the General Assembly is that he police matters of concern to the entire state citizenry in what has been reported as excessive charges for utilities and not try to dictate morals to some of the finest people that I have ever had the pleasure of meeting and knowing and living with; the residents of the Federal Hill district and the residents of the Smith Hill district.

I should like Mr. Lippitt to communicate with me and I will offer him a guided tour of any area in Federal Hill and maybe a confron-

tation with people who he refers to as "unsavory characters" and find that while they are able to boast that their progenitors came over on the Mayflower in 1620, their people were here in 1492, remember?

As a matter of fact, somewhere I have read that when the Pilgrims arrived in Plymouth and migrated to these shores, the American Indians were already speaking Italian!

Councilman Glavin requests and is Granted the Privilege of the Floor and states:

Seeing that I was also singled out along with Councilman Merola, from over 300 people for making an appearance at the opening of a local bar in Providence, I feel that if I did not make some comment on this episode I would indeed be remiss.

Being a member of the Providence City Council, I am quite often invited to attend many such openings of taverns not only within my own ward but throughout the city and even the State. So it was in this manner that some acquaintances of mine had extended an informal offer to stop by and have a drink with them if I had the chance.

But, as only the Providence Journal can do, it seems for some unexplained reason I along with Councilman Merola was singled out for notoriety in their press article, and created as only this biased paper could, a controversy that has even led to an implication by a Providence State Representative on a local news program that I was in essence associating with "unsavory" characters. Not only do I take this as a personal affront to my character I would further state most emphatically to the Providence Journal and State Representative Lippitt that it is none of their business what I or any other member of this assembly chooses to do with their spare time as long as no laws have been broken.

Furthermore, I feel when a person is not free to attend an affair on a purely social and casual

manner then this great country of ours is truly in danger. This is just another episode in a long line of "yellow journalism" which seems to be a mainstay of the Journal-Bulletin's writing policies. I just feel that the people of Providence should see very clearly how a member of the news media can very easily turn a harmless and unpretentious visit into a suspicious and clandestine rendezvous. I sincerely hope that the reporter covering this evening's activities in the City Council finds it fit to print my great displeasure or will once again the powers to be on Fountain Street find it convenient to print that which misleads, misinforms, and influences the public to serve their own needs!

Councilman Almagno requests and is Granted the Privilege of the Floor and states:

"As my colleague, Councilman Stravato says, the Journal was very unfair to the Chief Justice, being one of his Councilman I feel they are acting as judge and jury to a man that I have known all my life and a man who served as my Representative for many years. I don't think there is anyone in the State House who ever said an unkind word against Judge Bevilacqua. Again I say I am very displeased that the Journal has come out with this issue and acted as the judge and jury."

Councilman Lynch requests and is Granted the Privilege of the Floor and states:

I am ashamed of myself that I have to wait for Councilmen Merola and Glavin to rise on such an occasion. I also take exception to Lippitt's remarks. He is going far-afield when he starts to criticize the Providence City Council and the Civic Center Authority.

He felt it was improper also to invite Representative-elect Bailey to the dedication ceremony in honor of Joseph A. Doorley at the Civic Center. I think there is a particular reason for Bailey being there. It is none of his business, such as remarking on Councilmen Merola and Glavin at the opening of an establishment.

I think it is heartening to see these two gentlemen rise on the floor and tell him to mind his own business and think it is a great thing. I was distraught on hearing Lippitt's remarks concerning Bailey. Perhaps, he should stay in his ivory tower on the East Side.

Councilman Gorodetsky requests and is Granted the Privilege of the Floor and states:

I rise to a Point of Personal Privilege that is really a Point of Personal Privilege. I think that we should all get into the swing of things. Whether we are Councilmen, doctors, lawyers or Chief Justice, I don't think that ethnic background matters. I am speaking on Personal

Privilege as a lawyer and citizen. I think Chief Justice Bevilacqua doesn't need any defense since he does not stand at trial. What matters is the rights that we all have and that this Personal Privilege which touches all of us. Trial by ordeal or battle, finding the truth of matters, those days are gone. Today, we are tried in proper forum and once tried we should have no complaints. The newspaper is certainly not the place for trial. The newspaper seems to be intent on creating, therein, a trial. Once an investigation is launched, while it is the duty of the press and media to report news, the proper means of government are entered into. To inflame is not a noble purpose. The wheels turn and the results are rendered and that is the way it should be. The wheels of Justice turn and they will bring about a result. Until that time fair comment within the law is what we should all aim for.

On motion of COUNCILMAN LYNCH, seconded by COUNCILMAN GARAN, it is Voted to Suspend Rule 2 of the Rules of the City Council in Order to Allow the City Council to Meet on a Day Other Than Provided in said Rule 2.

ADJOURNMENT

There being no further business, on motion of COUNCILMAN LYNCH, seconded by COUNCILMEN ADDISON, GARAN, FLYNN, and MEROLA, the City Council adjourns at 9:35 o'clock P.M. (EST) to meet again on WEDNESDAY, MARCH 2, 1977 at 8:00 o'clock P.M. (EST).

Vincent Vespia

City Clerk

February 17]

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[1977
