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CITY OF PROVIDENCE  
RHODE ISLAND



CITY COUNCIL

JOURNAL OF PROCEEDINGS

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No. 46 City Council Regular Meeting, Thursday, September 7, 2000, 7:30 o'clock P.M. (E.D.T.)

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PRESIDING

COUNCIL PRESIDENT

JOHN J. LOMBARDI

DEC 14 2000

ROLL CALL

Present: Council President Lombardi,  
Councilmen Aponte, Butler, Clarkin, De-  
Luca, Councilwoman DiRuzzo, Councilmen  
Hassett, Igliozi, Jackson, Mancini, Coun-  
cilwomen Nolan, Romano, Williams and  
Young—14.

Absent: Councilman Allen—1.

IN CITY COUNCIL

DEC 14 2000

APPROVED:

*Richard X. Clement*  
CLERK

## INVOCATION

The Invocation is given by COUNCILWOMAN PATRICIA K. NOLAN.

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

COUNCIL PRESIDENT JOHN J. LOMBARDI leads the members of the City Council and the Assemblage in the Pledge of Allegiance to the Flag of the United States of America.

## APPROVAL OF RECORDS

The Journal of Proceedings No. 41 of the Regular Meeting of the City Council held July 6, 2000, and Posted August 24, 2000, on that Bulletin Board located on the Ground Floor Level of City Hall, and The Journal of Proceedings No. 42 of the Special Meeting of the City Council held July 27, 2000 and Posted August 24, 2000 on that Bulletin Board located on the Ground Floor Level, are hereby approved as printed, on motion of COUNCILWOMAN WILLIAMS, seconded by COUNCILMAN BUTLER.

## VETO BY HIS HONOR THE MAYOR

Communication dated August 11, 2000, Informing the City Clerk of his Disapproval and Veto, pursuant to Sections 302(f) and 412 of the Providence Home Rule Charter of 1980, of the Resolution entitled "A Resolution Requesting the Residents of Moses Brown Street are authorized to be given Resident Permit Parking Stickers to allow parking for residents only from 4:00 o'clock P.M. to 10:00 o'clock P.M., as a pilot program in the City of Providence."

August 11, 2000

The Honorable Michael R. Clement  
City Clerk  
Providence City Hall  
Providence, RI 02903

Dear Mr. Clerk:

Pursuant to Sections 302(f) and 412 of the Providence Home Rule Charter of 1980, I do hereby disapprove and veto a resolution entitled A Resolution requesting the residents of Moses Brown Street are authorized to be given

Resident Permit Parking Stickers to allow parking for residents only from 4:00 o'clock P.M. to 10:00 o'clock P.M., as a pilot program in the City of Providence.

Upon investigation I have learned that this resolution was passed without the benefit of consideration before a council committee. Before the city embarks on a pilot program of this nature, I believe that it should have a proper hearing before a Council Committee where the Traffic Engineer, the Police Department and the Fire Department can contribute vital information, experience and guidance in regard to the implementation of such a program.

Respectfully submitted,

VINCENT A. CIANCI, JR.  
*Mayor*

Received.

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## MATTER NOT APPEARING ON THE PRINTED DOCKET

On motion of COUNCILMAN DELUCA,  
Seconded by COUNCILMAN BUTLER, it is  
voted to Suspend Rule 16-B of the Rules of  
the City Council in order to allow the  
introduction of the following matters not  
appearing on the Printed Docket.

## PRESENTATION OF CITATIONS

COUNCILMAN DELUCA presents a  
citation of congratulations to Julie Latessa  
and the Veazie Street Shooting Stars in  
recognition of their production about School  
Reform called "I Am Somebody".

## PERSONAL EXPRESSION

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

Mr. President, now that we've suspended the  
rules and there is a lull, I would like to — we  
do have some people here that I would like to  
recognize. And I think this is an appropriate  
time that I can just move forward and pass out

some citations for the 42nd Street Softball  
League. Would that be okay? Thank you so  
much. Can I get some help up here? Buddy  
Taylor, where are you? Come up and give me  
a hand. First of all, I just want to tell you a  
little bit about the 42nd Street team. It's  
composed of players who are 55 years of age  
and older. You hear that. I don't know who that  
would be in this group but they're a little bit

older than some of us. And the team is from Rhode Island and Massachusetts. They play every Sunday morning, doubleheaders plus they play two more nights in the over 40 age league in Central Falls. And I guess all of this playing and practicing has led them to be the champions right now this year in 2000. And at the International Softball World Championship, the 42nd Street team played eight games with seven wins and one loss record, leading them to the championship. And there's several people that we want to acknowledge but I think the team was unbeatable as they defeated the Akron Silver Masters 22 to 12, which gave them the International Senior Softball Championship for 2000. And you probably don't know this but 42nd Street is a business store in my neighborhood that we're very proud of. I don't know if Peter is around — okay, Peter is the manager and the owner of 42nd Street and he's done a lot of wonderful things since he opened up the store in the neighborhood, and this is just one of them. But they had several players that were called "All World Players" and they are Jim Robinson, Jack Robinson, Bob Brown and Chico DeCesare. Right now, also the manager Bob Casey, a fantastic team. Mick Clement is very involved with this team and very knowledgeable about the people that play, and he brought it to my attention about some

of their accomplishments. So we thought it was very important to be able to honor these Seniors — young Seniors for the wonderful work that they've been doing. At this time we want to present some City Council Citations, and Buddy do you want to help me do that?

**At this time, COUNCILWOMAN YOUNG presents Citations to the following members of the 42nd Street Team:**

Augie Almedia  
George Benson  
Robert Brown  
Louis Capirchio  
Robert Casey  
Peter Castriotta  
Felix DeCesare  
Ronald Dussault  
Ronald Locke  
Ken Medeiros  
Harry Mutter  
Anthony Nastari  
Dexter Patterson  
James Robinson  
John Robinson  
Paul Sorse  
Owen Taylor

## APPOINTMENT BY HIS HONOR THE MAYOR

Communication dated June 27, 2000, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and

1107 of the Providence Home Rule Charter of 1980, he is this day reappointing Mr. Jaime A. Castillo of 186 Laurel Hill Avenue, Providence,

Rhode Island, as a Member of the Providence Housing Authority for a term to expire in July, 2003.

Received.

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## ORDINANCES SECOND READING

**The following Ordinances were in City Council August 3, 2000, Read and Passed the First Time and are severally returned for Passage the Second Time:**

An Ordinance in Amendment of Chapter 564 of the Ordinances of the City of Providence Entitled "The City of Providence Zoning Ordinance" Approved June 27, 1994, as Amended, by Amending Providence Zoning District Map Number 102 of the Official Zoning Map by Changing the Zoning District Designation of Certain Lots from R-2 to R-M.

*Be it ordained by the City of Providence:*

**Section 1.** Chapter 564 of the Ordinances of the City of Providence, entitled "The City of Providence Zoning Ordinance" approved June 27, 1994, as amended, is hereby amended by changing the zoning district designation of the following lots of the Zoning District Maps 102 of the Official Zoning Maps from R-2 to R-M:

*Plat 102, Lots:*

200, 208, 209, 211, 243, 244, 245, 246, 247, 248, 249 and 250.

**Section 2.** This Ordinance shall take effect upon passage.

**Read and Passed the Second Time, on motion of COUNCILWOMAN WILLIAMS, seconded by COUNCILMAN BUTLER, by the following Roll Call Vote:**

**Ayes:** Council President Lombardi, Councilmen Aponte, Butler, DeLuca, Councilwoman DiRuzzo, Councilmen Hassett, Iglizzi, Jackson, Mancini, Councilwomen Nolan, Romano, Williams and Young—13.

**Nays:** None.

**Absent:** Councilmen Allen and Clarkin—2.

**The motion for Passage the Second Time is Unanimously Sustained.**

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An Ordinance Amending the City of Providence Zoning Ordinance Chapter 1994-24, No. 365, approved June 27, 1994, as Amended. (Westminster Street Overlay Zoning District).

*Be it ordained by the City of Providence:*

Section 1. The Providence Zoning Ordinance Chapter 1994-24, No. 365, approved June 27, 1994, as amended, shall be further amended as follows:

A. *Section 101.7 — Overlay Zoning Districts* is amended to add the following sub-paragraph following the Main Street Commercial Overlay District:

Westminster Street Overlay District — This overlay zone is intended to be superimposed on existing C-1, C-2, C-4, R-P and D-2, districts on Westminster Street between Route 1-95 and Route 10. The overlay zone requires additional dimensional requirements and performance standards as provided in Section 506. In some instances, the Westminster Street Overlay District covers blocks from Westminster Street to parallel streets such as Washington and Carpenter Streets, in order to comprehensively protect the integrity of the block, and reduce the impacts of development on adjacent residential neighborhoods.

B. *Article V — Special Zones* shall be amended by adding a new Section 506 entitled "Westminster Street Overlay District," as follows:

*Section 506 — Westminster Street Overlay District:* The Westminster Street Overlay District (WSOD) is hereby created in recognition of the critical role that this neighborhood commercial district plays in the viability of the surrounding neighborhood. Neighborhood commercial districts often are congested with traffic and unsightly parking along the main streets. The street is currently defined by poorly maintained buildings, negligible traffic controls and pedestrian amenities, multiple

vacant lots, deteriorated infrastructure, and a lack of neighborhood-oriented retail and service businesses. This overlay will ensure that existing and future development contributes to a continuous and active street that addresses the contextual, human-scale, mixed-use, pedestrian friendly and automobile-accessible needs of the neighborhood and encourages neighborhood-oriented economic development. The intent of this section is to overlay the Westminster Street Overlay District on certain areas that are currently zoned C-1, C2, C-4, R-P or D-2. It would require dimensional and performance standards that exceed the minimum standards provided for in the underlying zones. The uses for the underlying C and R-P zones shall not be changed except as provided herein.

*506.1 Applicability* — The WSOD applies to all existing and proposed buildings within the overlay zone, which are guided by the following principles:

A) The design of the exterior facade of all buildings, including all exterior physical improvements within the WSOD shall meet the requirements as provided in this section.

B) Any open space within any lot, whether occupied by a building or not, shall be subject to the requirements of this section.

C) For any new construction, the requirements of this section shall apply to all parts of the building and lot.

D) Any structural addition that adds more than 25% increase in gross floor area shall be designed to bring a building into conformance with the requirements of this section.

E) Any storefront renovations, where more than 25% of the facade of the store is altered, replaced, rehabilitated or restored, shall comply with storefront design requirements of this section.

F) Any lot improvement shall be required to conform with landscaping and fencing requirements of this section.

G) Requirements for the "main street" are more demanding than those for a side street, unless stated otherwise herein.

H) Where the WSOD is also includes the Historic District overlay zone, pursuant to Sec. 501, said Sec. 501 shall take precedence over this section.

**506.2 Use** — Any permitted use within the underlying zoning districts are permitted in the WSOD, with the following exceptions:

A) Residential uses in any C zone that is overlaid by the WSOD are prohibited from the first floor of a building that faces the main street.

B) Uses that require enclosed buildings that are not inhabited by people and have no windows are prohibited.

**506.3 Dimensional Requirements** — Dimensional requirements of Section 304 shall be required, except as provided below:

A) **Minimum Front Yard** — Any new building in any C zone that is overlaid by the WSOD shall be built with zero setback from the front lot line along the main street. The first floor entrance may be recessed no more than 4 feet deep and 6 feet wide.

B) **Frontage** — Any new building in any C zone that is overlaid by the WSOD must extend a minimum of 60% of the lot frontage.

C) **Residential Lot Lines** — Residential buildings are permitted to be set back between 4 feet and 6 feet from the front lot line to accommodate a stoop, porch, or window design and provide a front yard space. The portion of the lot that extends from the front lot line to a parallel line 4 feet to 6 feet back from said front lot line shall, at the minimum, comply with Section 506.3 D) Front Lot Line Treatment.

D) **Front Lot Line Treatment** — Wherever there is no building at the front property line, or if any part of the lot is used to accommodate parking, such area shall comply with the following:

1. **Fence or Brick Wall** — A fence or brick wall (less than 4 feet high) shall run the entire frontage of said lot. If the side frontage on a corner lot is used for parking, a wall or fence is required. Low fences (4 feet or less) shall be of wrought iron, ornamental metal or painted wood pickets. Any tall fence (ranging from 4 feet to 6 feet), necessitated for security purposes, shall be visually transparent wrought iron, or ornamental metal and shall include trees that are taller than the fence planted every 20 feet. All chain link, barbed wire or razor wire fences are prohibited. Fences and walls shall be low or transparent to allow viewing of landscaping. Solid fences or walls over 4 feet are prohibited.

2. **Landscaping** — A landscaped edge that is at least 4 feet wide shall run the entire frontage of said lot. The landscaped edge shall include a low brick wall or fence as described in Section 506.3 D). 1. Front Lot Line Treatment, Fence or Brick Wall. The landscaped area shall be planted with ground cover,

low shrubs or flowering plants. At least one shrub or vine shall be planted abutting the wall every 10 feet. Trees are required every 20 feet along front property lines where there is not a building. Trees are required every 20 feet along the side lot line on corner lots and rear lot lines if the rear of the property is used for parking and abuts a residential use or street. In addition, parking lots shall have one tree for every 10 spaces. New trees shall have a minimum caliper of 2 inches.

E) *Corner Lots* — Buildings on a corner lot must be set to the corner of the front and side lot lines, with no setback. Where there is no building at the street corner property line, fencing or low brick walls with trees and landscaping is required in conformance with Section 506.3 D). Clearly designated and continuous sidewalks shall be maintained around all corners. Parking is prohibited at the corner of each lot, within a square area measuring 50 feet on each side of said corner.

F) *Drive In Establishment in the WSOD*: In an underlying C-2 zone where a "Drive In Establishment" is permitted by special use permit, the Board may approve a drive-in window buildings with a footprint of greater than 8,000 square feet, provided that such window shall be located at the rear of the building. Notwithstanding any other provision of this Ordinance, any building with a footprint of less than 8,000 square feet shall not be granted a drive-in window. In all other underlying zones, where drive in establishments are prohibited, any variance request shall be deemed to be a use variance, where the standard for approval shall be in accordance with Section 902.3 B) 1). The ingress and egress to a permitted drive-in window shall be located greater than 50 feet from the side lot lines. Clearly designated, safe and continuous

pedestrian sidewalks shall be maintained across curb cuts.

#### 506.4 Building Treatment

A) *Demolition* — Any building that conforms to the use, dimensional and other requirements of this section shall not be demolished in whole or in part. Any building that does not meet one or more of the use or dimensional requirements of this section shall not be demolished except by special use permit by the Board, which shall make findings of fact that the building is unsafe, hazardous, and unfit for habitation or use and that construction on a new building that meets all the requirements of this section shall commence on the subject site within eighteen (18) months of the demolition of the original building.

B) *Building Height* — Buildings shall be not less than two stories in height, with the first floor having not less than 10 feet from floor to ceiling. A one story building, with the first floor having not less than 10 feet from floor to ceiling, may be approved by the Board as a special use permit.

C) *Building Walls* — No more than 10 consecutive linear feet of blank wall is allowed along the main street. No building shall extend along the main street for more than 35 linear feet without an entrance.

D) *Transition Line* — A building shall have a transition line along the front facade that creates a distinction between the first and upper floors.

E) *Roof Treatment* — The building shall have a well-defined roofline that finishes as a parapet with a cornice or overhang on the front facade along the main street or along the side

face if the building is on a corner or the side facade is visible from the main street or a side street.

F) *Main Entrances* — Buildings shall have their main entrance from the main street. Corner buildings may have entries at the corner of the front and side street facades.

G) *Residential Porches* — Covered entry porches are required for new residential buildings on the main street. Entry porches shall be preserved and maintained on existing residential buildings. Porch alterations must be in keeping with the historic character of the original building.

H) *Building Materials and Finishes* — The primary building materials of the front facade, side facades visible from the main street, or along a side street frontage at a street corner shall be brick, wood, pre-cast concrete or smooth stucco (conventional or synthetic). Limestone, sandstone, granite and terra cotta are also permitted. Finish treatments shall be paint, stain, unfinished brick or stone or painted stucco.

I) *Vinyl or Aluminum Siding* — Vinyl or aluminum siding is not permitted.

J) *Concrete Building Materials* — The use of corrugated or cinderblock concrete walls is not permitted.

K) *Roof Materials* — Building materials for sloping roofs including mansards shall be slate, wood or asphalt shingles or standing seam metal.

L) *Lighting*: Small shielded fixtures shall be used and directed towards the building. Site lighting must be limited to the property. Light

spill onto the street or adjacent properties is not permitted.

M) *Types of Building Lighting*: Storefront lighting (exterior and interior) shall be incandescent or metal halide and shall remain illuminated until nine p.m. on weekdays and Saturday. High pressure and low-pressure sodium bulbs are not allowed in locations visible from the main street sidewalks (or side streets at corners).

N) *Trademark Buildings*: Buildings housing trademark businesses of local, regional and national "chain" retailers must conform to these regulations.

O) *Utilities and Services*: On site utilities, junction boxes, HVAC, antennae, satellite dish and utility boxes shall be located underground, on the roof of buildings, or above ground at the rear of the building. They shall not be easily visible or audible to pedestrians on the sidewalk. Utility boxes, mechanical equipment and dumpsters shall not be located in the public pedestrian space. They shall be located a minimum distance of 20' from the sidewalk and screened from view.

P) *Awnings*: Awnings on the main street are encouraged. Awnings shall be designed to provide a convenient covered sidewalk area for pedestrians. Awnings may be utilized for signage and lighting and shall conform to Section 607 for the appropriate signage and Section 506.4 M) for lighting. Awnings shall not cover significant architectural features.

Q) *Canopies*: Free standing canopies shall be scaled to passenger automobiles and not to buses or large trucks. Canopy heights shall not exceed 13 feet clear. Canopy lighting shall conform with Section 506.4 M) for lighting

requirements. Signs are not permitted on canopies in the WSOD.

R) *Security Window Guards*: Solid surface roll down window guards are not permitted.

#### 506.5 Storefront Design

A) *Existing Storefronts* — Existing buildings which have been designed for retail use on the first floor shall maintain the storefront design. Renovations that exceed 25% of the facade must conform to new construction requirements as provided in Section 506.5 B).

B) *New Storefronts* — For any new construction, the first floor transparency shall be equal to at least 70% of the wall area between the height of 2 and 9 feet from the ground. All glass shall be clear or lightly tinted. Heavily tinted or reflective glass is not permitted. Interior window treatments shall not block views into storefronts:

C) *Upper Story Treatment* — The upper floors of all new buildings shall have 15% to 40% transparency of wall surface. All glass shall be clear or lightly tinted. Heavily tinted or reflective glass is not permitted. At least 50% shall be operable windows with a minimum vertical dimension of 4.5 feet and a minimum horizontal dimension of 2.5 feet. Windows in masonry buildings shall be recessed at least 4 inches from the plane of the facade. Continuous strip windows without major vertical dimensions are not permitted. First floor and upper story windows in existing buildings shall not be filled with opaque material such as brick, metal or sheet rock.

506.6 *Parking and Loading* — Parking and loading requirements of Article VII shall be required, except as provided below:

A) *Principal Use Parking* — Principal use parking lots (Use Code 64 Parking Principal Use and 64.1 Parking Lot Principal Use) are prohibited in the WSOD.

B) *Space Requirements* — Parking space requirements may be reduced by a minimum of 50% but cannot exceed a maximum of 80% of the spaces required by Section 703.2. The paved area of a lot shall not exceed the maximum parking required herein.

C) *Landscaping* — Along all parking lots and loading areas, a 4-foot wide landscaped edge shall be maintained where the property meets the street or sidewalk. This shall include a fence or low brick wall (less than 4 feet high). Clearly delineated pedestrian paths into the parking lot shall be provided for lots of more than 20 spaces. Parking areas shall accommodate bicycle racks. Lots with more than 20 spaces shall be separated by landscaped islands 8 feet wide. Parking lots shall have a minimum of one tree for every 10 required spaces. Trees are required every 20 feet at rear lot lines if the rear of the property is used for parking and abuts a residential zone or use or the street. Trees shall be planted in protected pervious plots of at least 60 square feet. Fencing placement, heights and materials must comply with Section 506.3 D) 1, Fence or Brick Wall and landscaping placement and materials must comply with Section 506.3 D) 2., Landscaping.

D) *Site Access* — Parking lots are not permitted in front of buildings and shall be located to the rear of buildings, wherever possible. Parking may be allowed at the side of buildings but shall not exceed 44 feet (one 20 foot parking bay and one 24 foot access lane) in width along the street. Parking lots that are 64 feet in width along the front facade (two 20 foot bays of parking and one 24 foot central

access lane) are allowed only if a building addition extends 20 feet to conceal the bay of parking along the side of the building. Landscaping is required as provided in Section 506.6 C).

E) *Loading*: Loading areas shall be to the side or rear of the building. If visible from the main street, the side loading area shall be screened from view, and shall conform with Section 506.6 C).

F) *Lighting* — Lighting poles shall be located within landscaped islands for safety and aesthetic reasons. Poles shall be staggered to maintain a uniform light distribution. Light fixture height shall be less than 14 feet to minimize dark spots. Lights in landscaped areas shall be below the tree canopy to minimize dark spots. Light fixtures shall be restricted to 250 watt metal halide lamps. High pressure and low-pressure sodium bulbs are not allowed in locations visible from the main street sidewalks (or side streets at corners). Lights shall have a light cutoff at less than 90 degrees and a beam cutoff of less than 75 degrees. The total cutoff of light shall occur within the lot lines.

G) *Stormwater Runoff Reduction* — Driveway and parking lot surfaces are encouraged to be permeable, using such materials as brick, concrete pavers, "grass-crete" and other similar permeable materials, but not gravel. Vegetative buffers shall be planted to treat runoff as it percolates into the soil.

H) *Curb Cuts* — One lane curb cuts shall be 10 feet wide. Two lane curb cuts shall be 18 feet wide. No more than one 18 foot curb cut or two separate 10 foot curb cuts are allowed per lot. The distance between curb cuts shall be no less than 50 feet. The continuity of the sidewalk

surface shall be maintained across a curb cut while the material of the driveway shall be interrupted.

506.7 *Signage* — Signage requirements of Article VI shall be required, except as provided below:

A) *Wall Sign* — Wall signs shall be externally illuminated by incandescent, metal halide or halogen light and shall be made of metal, painted wood or similar material (no plastic). Signs shall be placed on the building so as not to obscure architectural features and details. Internally illuminated neon signs are permitted.

B) *Free Standing Sign* — A freestanding sign shall be externally illuminated by incandescent, metal halide or halogen light and shall be made of metal, painted wood or similar material (no plastic).

C) *Roof Signs* — Roof signs are prohibited.

B. *Section 103 A) — Official Zoning, Map* — Providence Zoning District Maps 14 and 17, dated October 24, 1991 and amended June 27, 1994, shall be further amended as follows:

The Westminster Street Overlay Zone encompasses the following lots:

Zoning District Map 24; Lots 6111, 620 and 624.

Zoning District Map 25; Lots 177, 244, 245, 246, 247, 248, 249, 250, 252, 254, 404, 412, 413, 414 and 441.

Zoning District Map 29; Lots 43, 44, 46, 47, 50, 51, 52, 53, 55, 56, 57, 58, 59, 60, 61, 62, 121, 122, 123, 124, 129, 131, 132, 133, 134, 135, 136,

137, 168, 169, 171, 175, 176, 177, 178, 185, 188, 190, 193, 194, 234, 272, 285, 373, 421, 423, 479, 480, 482, 486, 488, 491, 496, 501, 502, 504, 505, 506, 510, 511, 520, and 529.

Zoning District Map 32; Lots 32, 35, 37, 38, 44, 45, 46, 48, 49, 50, 51, 53, 55, 56, 59, 62, 65, 66, 67, 68, 83, 84, 101, 109, 190, 192, 194, 195, 196, 199, 206, 232, 233, 278, 279, 294, 314, 350, 351, 357, 365, 366, 384, 389, 392, 393, 394, 399, 414, 420, 429, 430, 432, 435, 437, 440, 444, 448, 450, 451, 452, 453, 455, 460, 462, 472, 475, 478, 483, 495, 502, 503, 506, 516, 527, 528, 529, 531, 534, 543, 573 and 574.

Zoning District Map 35, Lots 20, 22, 52, 135, 136, 137, 138, 200, 201, 203, 204, 321, 449, 471, 472, 473, 475, 483, 493, 518, and 569.

*Section 2.* This Ordinance shall take effect upon passage.

**Read and Passed the Second Time, on motion of COUNCILWOMAN WILLIAMS, seconded by COUNCILMAN BUTLER, by the following Roll Call Vote:**

**Ayes:** Council President Lombardi, Councilmen Aponte, Butler, DeLuca, Councilwoman DiRuzzo, Councilmen Hassett, Igliazzi, Jackson, Mancini, Councilwomen Nolan, Romano, Williams and Young—13.

**Nays:** None.

**Absent:** Councilmen Allen and Clarkin—2.

**The motion for Passage the Second Time is Unanimously Sustained.**

An Ordinance Amending the City of Providence Zoning Ordinance Chapter 1994-24, No. 365, Approved June 27, 1994, As Amended (Amending Section 103A).

*Be it ordained by the City of Providence:*

*Section 1.* The Providence Zoning Ordinance Chapter 1994-24 No. 365, approved June 27, 1994, as amended, shall be further amended as follows:

*Section 103 A) — Official Zoning Map —* Providence Zoning District Maps, as cited below, dated October 24, 1991 and amended June 27, 1994, shall be further amended as follows:

a) Change from R-3, Three-Family District to C-1, Limited Commercial District Lots 109, 194, 195, 196, 351, 357, 366 and 506 on Zoning District Map 32:

b) Change from R-3, Three-Family District to C-2, General Commercial District Lots 47, 50, 51, 52, 53, 285 and 520 on Zoning District Map 29 and Lots 48, 84, 365 and 420 on Zoning District Map 32;

c) Change from C-4, Heavy Commercial District to C-2, General Commercial District Lots 51, 451 and 452 on Zoning District Map 32;

d) Change from R-M, Multi-Family Dwelling District to C-2, General Commercial District Lot 272 on Zoning District Map 29 and Lots 528 and 529 on Zoning District Map 32; and

e) Change from R-3, Three-Family District to R-P, Residential Professional District Lots 68, 190, 192, 206, 278, 279, 294, 314, 350, 384, 414, 435, 444, 453, 455, 478, 534 and 543 on

Zoning District Map 32 and Lots 20, 22, 200, 201, 203, 204, 449 and 518 on Zoning District Map 35.

*Section 2.* This Ordinance shall take effect upon passage.

**Read and Passed the Second Time, on motion of COUNCILWOMAN WILLIAMS, seconded by COUNCILMAN BUTLER, by the following Roll Call Vote:**

**Ayes: Council President Lombardi, Councilmen Aponte, Butler, Clarkin, De-**

**Luca, Councilwoman DiRuzzo, Councilmen Hassett, Igliozi, Jackson, Mancini, Councilwomen Nolan, Romano, Williams and Young—14.**

**Nays: None.**

**Absent: Councilman Allen—1.**

**The motion for Passage the Second Time is Unanimously Sustained.**

## PRESENTATION OF ORDINANCES

**COUNCIL PRESIDENT LOMBARDI (By Request):**

An Ordinance in Amendment of Chapter 21 Revenue & Finance by adding Article 21-190 entitled "Tax Exemption for certain property owned by the Providence Redevelopment Agency."

**COUNCIL PRESIDENT LOMBARDI refers the Ordinance to the Committee on Finance.**

An Ordinance Amending the City of Providence Zoning Ordinance Chapter 1994-24, No. 365, Approved June 27, 1994, as Amended. (Commercial Corridor Overlay Districts).

An Ordinance Amending the City of Providence Zoning Ordinance Chapter 1994-24, No. 365, Approved June 27, 1994, as Amended by Amending Providence Zoning District Map Numbers 53 and 57 of the Official Zoning Map by Changing the Zoning Designation of Certain Lots.

**COUNCILMAN APONTE, COUNCILWOMAN NOLAN and COUNCILWOMAN YOUNG (By Request):**

**COUNCILWOMAN DIRUZZO (By Request):**

An Ordinance in Amendment of Chapter 1994-24, No. 365 of the Ordinances of the City of Providence entitled "The City of Providence Zoning Ordinance" Approved June 27, 1994, as Amended, by Amending Providence Zoning District Map Number 63 of the Official Zoning Map by Changing the Zoning District Designation of Certain Lots from R-M to C-2.

**COUNCILWOMAN WILLIAMS moves to dispense with the reading of the foregoing Ordinances.**

**COUNCIL PRESIDENT LOMBARDI**  
Severally refers the Ordinances to the Committee on Ordinances.

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**COUNCILMAN JACKSON (By Request):**

An Ordinance in Amendment of Article II of Chapter 21, entitled "Contracts, Purchases and Sales".

**COUNCIL PRESIDENT LOMBARDI**  
refers the Ordinance to the Committee on Finance.

## PRESENTATION OF RESOLUTIONS

**COUNCIL PRESIDENT LOMBARDI:**

Resolution Authorizing an easement between the City of Providence and Realty Trust for 530 Broadway.

**COUNCIL PRESIDENT LOMBARDI**  
Refers the Resolution to the Committee on City Property.

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Resolution Declaring September 19, 2000 to September 22, 2000 "Selective Service On-Line Registration Week".

*Whereas, Americans are continually reminded of the vigilance and dedication needed to protect our nation, indeed, the valiant service of the people in the armed forces has kept America the land of the free and the home of the brave; and*

*Whereas, Peacetime registration for the Selective Service System contributes greatly to national readiness, reducing, by as much as two months, the time required for full defense mobilization; and*

*Whereas, All American men are required to register with the Selective Service System within thirty days of their eighteenth birthdays, and since the resumption of the*

registration requirement in 1980, more than ninety-eight percent of draft-eligible young men have registered with the Selective Service System; and

*Whereas*, Registration with Selective Service is required for federal student financial aid, to enroll for training under the provisions of the job Training Partnership Act and for appointment to employment within the executive agencies of the United States Government.

*Now, therefore, be it resolved*, That the Members of the Providence City Council do hereby proclaim September 19, 2000 to September 22, 2000 Selective Service On-Line Registration Week.

**Read and Passed, on motion of COUNCILWOMAN WILLIAMS, seconded by COUNCILMAN DELUCA.**

**The motion for Passage is Sustained.**

**COUNCILMAN ALLEN and COUNCILMAN APONTE (By Request):**

Resolution Authorizing the Honorable City Council to cancel or abate, in whole, the taxes assessed upon Assessor's Plat 109, Lots 271 and 372 (284-286 Pocasset Avenue), in a total amount of Six Thousand Four Hundred Fifty Nine dollars (\$6,459.00), in accordance with Rhode Island General Law Section 44-7-23, or any taxes accrued including 2000 taxes.

Resolution Authorizing the Honorable City Council to cancel or abate, in whole, the taxes assessed upon Assessor's Plat 109, Lots 422 and 423 (304 and 308 Pocasset Avenue), in a total amount of Two Thousand One Hundred Eighty Five Dollars and Thirty Two cents (\$2,185.32), in accordance with Rhode Island General Law Section 44-7-23, or any taxes accrued including 2000 taxes.

Resolution Authorizing the Transfer of Assessor's Plat 51, Lot 170 (333 Adelaide Avenue — Gorham Site) to the Providence Redevelopment Agency for One Dollar (\$1.00) and to abate any outstanding taxes and any taxes which will accrue.

**COUNCILMAN ALLEN, COUNCILMAN APONTE and COUNCILWOMAN ROMANO (By Request):**

Resolution Authorizing the transfer of Assessor's Plat 71, Lot 600 (578 Charles Street) to the Parks Department, and to cancel or abate, in whole, the taxes assessed upon the mentioned property, in accordance with Rhode Island General Law Section 44-7-23, or any taxes accrued, including 2000 taxes.

**COUNCILWOMAN WILLIAMS moves to dispense with the reading of the foregoing Resolutions.**

**COUNCIL PRESIDENT LOMBARDI** Severally refers the Resolutions to the Committee on Finance.

**The motion to Refer is Sustained.**

**COUNCILMAN APONTE (By Request):**

Resolution Authorizing the transfer of Assessor's Plat 48, Lot 570 (52 Gladstone Street) to the Providence Redevelopment Agency.

**COUNCIL PRESIDENT LOMBARDI refers the Resolution to the Committee on Urban Redevelopment, Renewal and Planning.**

**The motion to Refer is Sustained.**

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Croyland Road between Oxford Street and Sayles Street, on Sunday, August 13, 2000, between the hours of 8:00 o'clock A.M. to 5:00 o'clock P.M. to accommodate Saint Michael's Church Annual Festival.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Croyland Road between Oxford Street and Sayles Street, on Sunday, August 13, 2000, between the hours of 8:00 o'clock A.M. to 5:00 o'clock P.M. to accommodate Saint Michael's Church Annual Festival.

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Vermont Avenue between Michigan Avenue and Narragansett Boulevard on Saturday, August 26, 2000, between the hours of 5:00 o'clock P.M. to 11:00 o'clock P.M. to accommodate a family cookout.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Vermont Avenue between Michigan Avenue and Narragansett Boulevard on Saturday, August 26, 2000, between the hours of 5:00 o'clock P.M. to 11:00 o'clock P.M. to accommodate a family cookout.

**COUNCILMAN BUTLER (By Request):**

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Ardmore Avenue from Forbes Street to Lotus Place on Saturday, September 9, 2000 between the hours of 11:00 o'clock A.M. to 6:00 o'clock P.M. to accommodate the First Annual Ardmore Avenue Block Party.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Ardmore Avenue from Forbes Street to Lotus Place on Saturday, September 9, 2000 between the hours of 11:00 o'clock A.M. to 6:00 o'clock P.M. to accommodate the First Annual Ardmore Avenue Block Party.

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Forbes Street from Gentian Avenue to Ardmore Avenue on Friday, September 8, 2000, between the hours of 5:00 o'clock P.M. to 8:00 o'clock P.M. to accommodate a Neighborhood Block Party.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Forbes Street from Gentian Avenue to Ardmore

Avenue on Friday, September 8, 2000, between the hours of 5:00 o'clock P.M. to 8:00 o'clock P.M. to accommodate a Neighborhood Block Party.

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Resolution Requesting the Superintendent of Parks to cause the installation of Security Lights at Fagnoli Park around the Concession Stand of the Elmhurst Little League and to cause the installation of a gate at the April Court and Sharon Street entrance.

*Resolved*, That the Superintendent of Parks is requested to cause the installation of Security Lights at Fagnoli Park around the Concession Stand of the Elmhurst Little League and to cause the installation of a gate at the April Court and Sharon Street entrance.

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**COUNCILMAN BUTLER:**

Resolution Requesting the Traffic Engineer to cause a traffic study for traffic calming and to determine ways to improve the flow of traffic along various streets located in the Fifth Ward.

*Resolved*, That the Traffic Engineer is requested to cause a traffic study for traffic calming and to determine ways to improve the flow of traffic along the following streets located in the Fifth Ward:

Chalkstone Avenue to Academy Avenue

Academy Avenue to Smith Street

Smith Street to Wyndham Avenue

Wyndham Avenue to Pleasant Valley Parkway

Pleasant Valley Parkway to Rosebank Avenue

Rosebank Avenue to Chaikstone Avenue

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Resolution Requesting the Director of Public Works to cause the repair of the sidewalks along Smith Street from Pinehurst Avenue to Radcliff Avenue in its entirety.

*Resolved*, That the Director of Public Works is requested to cause the repair of the sidewalks along Smith Street from Pinehurst Avenue to Radcliff Avenue in its entirety.

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Resolution Requesting the Director of Public Works to cause various streets located in the Fifth Ward to be baited.

*Resolved*, That the Director of Public Works is requested to cause the following streets located in the Fifth Ward to be baited:

Pleasant Valley Parkway to Moorland Avenue

Pleasant Valley Parkway to Chalkstone Avenue

Fallon Avenue

Canton Street

Berlin Street

Tiffany Street

Grosvenor Avenue

Jastram Street

Sharon Street

Rankin Avenue

Wyndham Avenue

Santos, parents, on the birth of Preston Avery Santos, Born on May 27, 2000.

*Resolved*, That the Members of the Providence City Council hereby extend their Sincere Congratulations to Angelina "Nancy" Matios Roundtree, Great Grandmother, Christine Roundtree, Grandmother and Sherrie and Charles Santos, parents, on the birth of Preston Avery Santos, Born on May 27, 2000.

Resolution Requesting the Providence Water Supply Board to replace all lead water services, install new gate valves and new fire hydrants along Smith Street in anticipation of the State of Rhode Island's repaving of Smith Street from Academy Avenue to the North Providence line.

*Resolved*, That the Providence Water Supply Board is requested to replace all lead water services, install new gate valves and new fire hydrants along Smith Street in anticipation of the State of Rhode Island's repaving of Smith Street from Academy Avenue to the North Providence line.

#### COUNCILMAN CLARKIN (By Request):

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along various streets on Friday, August 25, 2000 between the hours of 6:00 o'clock A.M. to 6:00 o'clock P.M. to accommodate the Freshman Orientation Program at Brown University.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along the following streets on Friday, August 25, 2000 between the hours of 6:00 o'clock A.M. to 6:00 o'clock P.M. to accommodate the Freshman Orientation Program at Brown University.

*Wriston/Keeney Quad Areas — One Way Do Not Enger signs on cement stanchions:*

George at Brown Streets — 2 cement stanchions

Charlesfield at Brown Street — 1 cement stanchion

Benevolent at Brown Street — 2 cement stanchions

#### COUNCILMAN BUTLER and COUNCILWOMAN WILLIAMS:

Resolution Extending Sincere Congratulations to Angelina "Nancy" Matios Roundtree, Great Grandmother, Christine Roundtree, Grandmother and Sherrie and Charles

George at Thayer Street — 1 cement stanchion

Benevolent at Magee Street — 1 cement stanchion

*Establish the following traffic pattern:*

George Street one-way east from Magee Street to Thayer Street

Charlesfield Street one-way west from Thayer Street to Brown Street

Benevolent Street one-way east from Magee to Brown Street

Brown Street one-way north from Charlesfield to George Street.

*No Parking/Emergency Tow Zone:*

West Side of Magee Street from George Street to Benevolent Street

South Side of Benevolent Street from Brown Street to Magee Street

Brown Street — both sides — from George Street south to Charlesfield Street.

**COUNCILWOMAN WILLIAMS moves to dispense with the reading of the foregoing resolutions and moves for Passage of said Resolutions, seconded by COUNCILMAN APONTE.**

**The motion for Passage is Sustained.**

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Resolution Requesting the transfer of ownership of the India Point Eridge to the United States of America and also to negotiate conditions of the sale and execute any and all documents to effect such transfer.

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Resolution Requesting His Honor the Mayor to execute a Statewide Construction and Maintenance Agreement to the State of Rhode Island, with respect to Gano Street and Thurbers Avenue.

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Resolution Requesting His Honor the Mayor to execute a Statewide Construction and Maintenance Agreement to the State of Rhode Island, with respect to Kennedy Plaza Traffic Controls.

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Resolution Requesting His Honor the Mayor to execute a Statewide Construction and Maintenance Agreement to the State of Rhode Island, with respect to Service Roads No. 7 and No. 8.

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Resolution Requesting His Honor the Mayor to execute a Statewide Construction and Maintenance Agreement to the State of Rhode Island, with respect to the Roger Williams Avenue Bridge.

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Resolution Requesting His Honor the Mayor to execute a Statewide Construction and Maintenance Agreement to the State of Rhode Island, with respect to Broad Street and Elmwood Avenue.

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Resolution Requesting His Honor the Mayor to execute a Statewide Construction and Maintenance Agreement to the State of Rhode Island, with respect to Westminster Street.

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Resolution Requesting His Honor the Mayor to execute a Statewide Construction and Maintenance Agreement to the State of Rhode Island, with respect to Pitman and Gano Streets.

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Resolution Requesting His Honor the Mayor to execute a Statewide Construction and Maintenance Agreement to the State of Rhode Island, with respect to Reservoir Avenue.

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Resolution Requesting His Honor the Mayor to execute a Statewide Construction and Maintenance Agreement to the State of Rhode Island, with respect to Killingly Street.

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Resolution Requesting that Resolution No. 713, approved December 28, 1998 be rescinded, and further that His Honor the Mayor execute a Statewide Construction and Maintenance Agreement to the State of Rhode Island with respect to Interstate Route 95 and the Providence Civic Center Interchange.

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Resolution Requesting His Honor the Mayor to execute a Memorandum of Agreement (Project Cooperation Agreement) between the City of Providence and the United States of America in conjunction with the dismantling and removal of the India Point Bridge.

**COUNCILWOMAN WILLIAMS moves to dispense with the reading of the foregoing Resolutions.**

**COUNCIL PRESIDENT LOMBARDI Severally and Jointly refers the Resolutions to the Committee on City Property and the Committee on Public Works.**

**The motion to Refer is Sustained.**

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**COUNCILMAN DeLUCA:**

Resolution Requesting the Traffic Engineer to cause the installation of a speedbump at the crest of Hillcrest Avenue.

*Resolved*, That the Traffic Engineer is requested to cause the installation of a speedbump at the crest of Hillcrest Avenue.

**Read and Passed on Motion of COUNCILWOMAN WILLIAMS, seconded by COUNCILMAN APONTE.**

**The Motion for Passage is Sustained.**

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Resolution Requesting the Traffic Engineer to cause the installation of "No Parking Anytime" Signs on Brush Hill Road on the Chalkstone Avenue side.

**COUNCIL PRESIDENT LOMBARDI refers the Resolution to the Committee on Public Works.**

**The motion to Refer is Sustained.**

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Resolution Requesting the Director of Public Works to excavate the traffic island at Manton Avenue and Fruit Hill Avenue for the Sixth Ward Neighborhood Beautification Plan.

*Resolved, That the Director of Public Works is requested to excavate the traffic island at Manton Avenue and Fruit Hill Avenue for the Sixth Ward Neighborhood Beautification Plan.*

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Resolution Requesting the Chief Electrical Inspector to cause the upgrade of street lighting on Atwells Avenue from Academy Avenue to Manton Avenue.

*Resolved, That the Chief Electrical Inspector is requested to cause the upgrade of street lighting on Atwells Avenue from Academy Avenue to Manton Avenue*

**COUNCILWOMAN WILLIAMS moves to dispense with the readings of the foregoing resolutions and moves for Passage of said Resolutions, seconded by COUNCILMAN APONTE.**

**The motion for Passage is Sustained.**

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Resolution Requesting the Chairman of the Committee on Finance to schedule a Finance Committee meeting to resolve Water Supply Board employees' salary step increases and related disputes.

**COUNCIL PRESIDENT LOMBARDI Refers the Resolution to the Committee on Finance.**

**The motion to Refer is Sustained.**

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Resolution Requesting to rescind Resolution No. 643, approved November 22, 1996.

*Resolved, That Resolution No. 643, approved November 22, 1996, is hereby rescinded.*

**Read and Passed on motion of COUNCILWOMAN WILLIAMS, seconded by COUNCILMAN APONTE.**

**The motion for Passage is Sustained.**

**COUNCILWOMAN DiRUZZO (By Request):**

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Julian Street from Florence Street to Kossuth Street, on Saturday, August 12, 2000, between the hours of 8:00 o'clock A.M. to 6:00 o'clock P.M., to accommodate the "Rock the City" religious event.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Julian Street from Florence Street to Kossuth Street, on Saturday, August 12, 2000, between the hours of 8:00 o'clock A.M. to 6:00 o'clock P.M., to accommodate the "Rock the City" religious event.

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**COUNCILMAN HASSETT (By Request):**

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Smith Street from Chalkstone Avenue to Orms Street, on Saturday, August 26, 2000, between the hours of 7:00 o'clock A.M. to 8:00 o'clock P.M., to accommodate the Annual Smith Hill Jam Festival.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Smith Street from Chalkstone Avenue to Orms Street, on Saturday, August 26, 2000, between the hours of 7:00 o'clock A.M. to 8:00 o'clock P.M., to accommodate the Annual Smith Hill Jam Festival.

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Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Ayrault Street from Chalkstone Avenue to Raymond Street on Saturday, August 26, 2000, between the hours of 9:00 o'clock A.M. to 6:00 o'clock P.M. to accommodate a Neighborhood Block Party.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Ayrault Street from Chalkstone Avenue to Raymond Street on Saturday, August 26, 2000, between the hours of 9:00 o'clock A.M. to 6:00 o'clock P.M. to accommodate a Neighborhood Block Party.

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**COUNCILMAN IGLIOZZI (By Request):**

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Merino Street between Plainfield Street and Laban Street, on Saturday, August 12, 2000, between the hours of 3:00 o'clock P.M. to 9:00 o'clock P.M. to accommodate a Graduation Party.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Merino Street between Plainfield Street and Laban Street, on Saturday, August 12, 2000, between the hours of 3:00 o'clock P.M. to 9:00 o'clock P.M. to accommodate a Graduation Party.

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Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Ralph Street between Eastwood Avenue and Laban Street, on Sunday, August 20, 2000, between

the hours of 1:00 o'clock P.M. to 6:00 o'clock P.M. to accommodate a Birthday Party.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Ralph Street between Eastwood Avenue and Laban Street, on Sunday, August 20, 2000, between the hours of 1:00 o'clock P.M. to 6:00 o'clock P.M. to accommodate a Birthday Party.

**COUNCILWOMAN WILLIAMS** moves to dispense with the reading of the foregoing resolutions and moves for Passage of said Resolutions, seconded by **COUNCILMAN APONTE**.

The motion for Passage is Sustained.

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Resolution Requesting the Traffic Engineer to cause the installation of a "Stop" Sign on Prudence Street and Stanton Street.

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Resolution Requesting the Traffic Engineer to cause the installation of a "Stop" Sign on Prudence Street and Evelyn Street.

**COUNCILWOMAN WILLIAMS** moves to dispense with the reading of the foregoing Resolutions.

**COUNCIL PRESIDENT LOMBARDI** Severally refers the Resolutions to the Committee on Public Works.

The motion to Refer is Sustained.

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**COUNCILMAN IGLIOZZI:**

Resolution Naming the Springfield School Complex the "Senator Claiborne and Mrs. Nuala Pell Educational Complex."

**COUNCIL PRESIDENT LOMBARDI** refers the Resolution to the Committee on Urban Redevelopment, Renewal and Planning.

The motion to Refer is Sustained.

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**COUNCILMAN JACKSON (By Request):**

Resolution Authorizing the City Collector to assign tax liens for consideration as provided in Section 44-5-73(a).

**COUNCIL PRESIDENT LOMBARDI** refers the Resolution to the Committee on Finance.

The motion to Refer is Sustained.

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Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Western Street from Paddleford Street, on Sunday, September 3, 2000 between the hours of 9:00 o'clock A.M. to 8:00 o'clock P.M. to accommodate a Neighborhood Block Party.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Western Street from Paddleford Street, on Sunday, September 3, 2000 between the hours of 9:00 o'clock A.M. to 8:00 o'clock P.M. to accommodate a Neighborhood Block Party.

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Edgehill Road from Camp Street to Summit Avenue, on Saturday, September 2, 2000, between the hours of 3:00 o'clock P.M. to 8:00 o'clock P.M. to accommodate a Neighborhood Block Party.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Edgehill Road from Camp Street to Summit Avenue, on Saturday, September 2, 2000, between the hours of 3:00 o'clock P.M. to 8:00 o'clock P.M. to accommodate a Neighborhood Block Party.

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Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Western Street between Pleasant Street and Jenkins Street, on Sunday, August 13, 2000, between the hours of 1:00 o'clock P.M. to 7:00 o'clock P.M. to accommodate the homecoming of a child that was injured on the street.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Western Street between Pleasant Street and Jenkins Street, on Sunday, August 13, 2000, between the hours of 1:00 o'clock P.M. to 7:00 o'clock P.M. to accommodate the homecoming of a child that was injured on the street.

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Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Mount Hope Avenue between Hope Street and Hopedale Avenue on Sunday, September 10, 2000, between the hours of 1:00 o'clock P.M. to 8:00 o'clock P.M. to accommodate a Neighborhood Block Party.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Mount Hope Avenue between Hope Street and Hopedale Avenue on Sunday, September 10, 2000, between the hours of 1:00 o'clock P.M. to 8:00 o'clock P.M. to accommodate a Neighborhood Block Party.

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Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Camp Street between Cypress Street and Locust Street, on Saturday, August 26, 2000, between the hours of 11:00 o'clock A.M. and 6:00 o'clock P.M. to accommodate the Olney Street Baptist Church Youth Explosion Event.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Camp Street between Cypress Street and Locust Street, on Saturday, August 26, 2000, between the hours of 11:00 o'clock A.M. and 6:00 o'clock P.M. to accommodate the Olney Street Baptist Church Youth Explosion Event

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#### **COUNCILMAN MANCINI (By Request):**

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Middle Drive in Arbor Glen, from Admiral Street to West Drive (one half of West Drive and One Half of East Drive), on Saturday, August 19, 2000, between the hours of 8:00 o'clock A.M. to 4:00 o'clock P.M. to accommodate the Assembly of God Church Festival.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along

Middle Drive in Arbor Glen, from Admiral Street to West Drive (one half of West Drive and One Half of East Drive), on Saturday, August 19, 2000, between the hours of 8:00 o'clock A.M. to 4:00 o'clock P.M. to accommodate the Assembly of God Church Festival.

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Moy Street between Concannon Street and Harriet Street on Saturday, September 2, 2000 between the hours of 10:30 o'clock A.M. to 8:00 o'clock P.M. to accommodate a Neighborhood Block Party.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Moy Street between Concannon Street and Harriet Street on Saturday, September 2, 2000 between the hours of 10:30 o'clock A.M. to 8:00 o'clock P.M. to accommodate a Neighborhood Block Party.

**COUNCILWOMAN NOLAN (By Request):**

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Gallatin Street from Elmwood Avenue to Melrose Street and also Kipling Street and Ruskin Street at Gallatin Street, on Saturday, August 12, 2000, between the hours of 10:00 o'clock A.M. and 12:00 o'clock Midnight, to accommodate a Neighborhood Block Party.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Gallatin Street from Elmwood Avenue to Melrose Street and also Kipling Street and Ruskin Street at Gallatin Street, on Saturday, August 12, 2000, between the hours of 10:00

o'clock A.M. and 12:00 o'clock Midnight, to accommodate a Neighborhood Block Party.

**COUNCILWOMAN NOLAN, COUNCILMAN APONTE and COUNCILWOMAN YOUNG:**

Resolution Requesting to amend Resolution No. 454, approved July 14, 2000.

*Resolved*, That Resolution No. 454, approved July 14, 2000, is hereby amended.

*Whereas*, The City Council recognizes that Broad Street is now facing undue commercial development pressures, and

*Whereas*, Existing zoning and development controls on Broad Street may be inadequate and/or in appropriate to protecting the street from undue development pressures to the extent that neighborhood character is in jeopardy, and

*Whereas*, The City has no available remedy to protect the street through the existing Zoning Ordinance, and

*Whereas*, Councilman Luis Aponte of the 10th Ward, Councilwoman Patricia Nolan of the 9th Ward and Councilwoman Balbina Young of the 11th Ward have been working to address development and traffic issue on Broad Street and have asked for a remedy to be prepared, and

*Whereas*, The Department of Planning and Development has agreed to assist the aforementioned Council Members in the preparation of said remedy, and

*Whereas*, The Department of Planning and Development will, in the preparation of said remedy, make specific planning and zoning recommendations to the City Council.

*Now, therefore*, the City Council resolves that a moratorium on building permits for new construction or renovation and for demolition permits be imposed immediately upon approval of this Resolution by His Honor, the Mayor. An exception can be made for those projects already started prior to the moratorium and for such projects sponsored by "Southside/Broad Street" such as the new signage program for which they have received a grant. The moratorium shall end on a date exactly six months from July 14, 2000, the date of original approval of moratorium. The moratorium is imposed in an area extending along Broad Street from the Service Road at Interstate 95 to the Cranston City line (approximately 3 miles) one parcel deep on both sides of Broad Street.

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**COUNCILWOMAN ROMANO (By Request):**

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Pumgansett Street between Admiral Street and June Street, on Saturday, September 2, 2000, between the hours of 12:00 o'clock Noon to 9:00 o'clock P.M., to accommodate a Wedding Ceremony.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Pumgansett Street between Admiral Street and June Street, on Saturday, September 2, 2000, between the hours of 12:00 o'clock Noon to 9:00 o'clock P.M., to accommodate a Wedding Ceremony.

**COUNCILWOMAN WILLIAMS (By Request):**

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Thayer Street from Bowen Street to Angell Street on Saturday, September 23, 2000, between the hours of 7:00 o'clock A.M. to 7:00 o'clock P.M., to accommodate the Annual Thayer Street Art Festival.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Thayer Street from Bowen Street to Angell Street on Saturday, September 23, 2000, between the hours of 7:00 o'clock A.M. to 7:00 o'clock P.M., to accommodate the Annual Thayer Street Art Festival.

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Resolution Requesting the Chief Electrical Inspector to cause the upgrade of street lights on the Southeast Side of Arlington Street and Lloyd Avenue to 27,500 lumens.

*Resolved*, That the Chief Electrical Inspector is requested to cause the upgrade of street lights on the Southeast Side of Arlington Street and Lloyd Avenue to 27,500 lumens.

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Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Elton Street, between Elmgrove Avenue and Wayland Avenue on Saturday, September 9, 2000, between the hours of 11:00 o'clock A.M. to 6:00 o'clock P.M., to accommodate a Neighborhood Block Party.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Elton Street, between Elmgrove Avenue and Wayland Avenue on Saturday, September 9, 2000, between the hours of 11:00 o'clock A.M. to 6:00 o'clock P.M., to accommodate a Neighborhood Block Party.

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**COUNCILWOMAN YOUNG (By Request):**

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Providence Street between Portland Street and Lockwood Street, and Pearl Street between Tanner Street and West Clifford Street, on Saturday, August 5, 2000, between the hours of 12:00 o'clock P.M. to 3:00 o'clock P.M. to accommodate the "Rock the City" Neighborhood Event.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Providence Street between Portland Street and Lockwood Street, and Pearl Street between Tanner Street and West Clifford Street, on Saturday, August 5, 2000, between the hours of 12:00 o'clock P.M. to 3:00 o'clock P.M. to accommodate the "Rock the City" Neighborhood Event.

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Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Pine Street from Dorrance Street to Page Street, and that Page Street be closed entirely to outside traffic, on Thursday, August 31, 2000 between the Hours of 6:00 o'clock A.M. to 6:00 o'clock P.M. to accommodate the annual September influx

of students for the beginning of the school year.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Pine Street from Dorrance Street to Page Street, and that Page Street be closed entirely to outside traffic, on Thursday, August 31, 2000 between the Hours of 6:00 o'clock A.M. to 6:00 o'clock P.M. to accommodate the annual September influx of students for the beginning of the school year.

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Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Borinquen Street between Eddy Street and Dudley Street, on Sunday, August 6, 2000, between the hours of 12:00 o'clock P.M. to 8:00 o'clock P.M. to accommodate the Annual Borinquen Street Festival.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Borinquen Street between Eddy Street and Dudley Street, on Sunday, August 6, 2000, between the hours of 12:00 o'clock P.M. to 8:00 o'clock P.M. to accommodate the Annual Borinquen Street Festival.

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Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Linden Street from Providence Street to West Clifford Street, on Saturday, September 23, 2000, between the hours of 6:00 o'clock A.M. to 10:00 o'clock P.M. to accommodate the South Side Community Land Trust Fund Raiser.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Linden Street from Providence Street to West Clifford Street, on Saturday, September 23, 2000, between the hours of 6:00 o'clock A.M. to 10:00 o'clock P.M. to accommodate the South Side Community Land Trust Fund Raiser.

**COUNCILWOMAN WILLIAMS** moves to dispense with the readings of the foregoing resolutions and moves for Passage of said Resolutions, seconded by **COUNCILMAN DeLUCA**.

The motion for Passage is Sustained.

## PERSONAL EXPRESSION

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

As we just number 58 for re-naming the Springfield School Complex for Senator and Mrs. Pell, I'm thinking about how lucky — this thought just popped up into my mind. It's wonderful to have some new schools being built in the City of Providence, but today I received an emergency call to get to Webster Avenue Elementary School. And when I got there, I was informed and taken up to the second floor in Room 202, where the ceiling had collapsed, part of the ceiling had collapsed in Room 202. And there were children being taught in that classroom. My reason for getting up to talk about this event is that we're building new schools but we're not working on the school, the older schools that really need a lot of work done. Webster Avenue Elementary School has been waiting a very long time to have infrastructure repair work done. And the reason why it hasn't

been done is because we're saying — the School Department is saying they can't afford to do it. Well, as I told Mark Dunham today, we can't afford the liability of having ceilings caving in while children are in class. Now fortunately, from what I understand, the children were not seriously hurt but it could have been the other way. Someone could have been seriously hurt, and they were frightened. So I call this to your attention because we have to urge the School Department to do the repair work that is necessary. They did call an engineer in, a structural engineer, and I have requested that the whole school be examined before the children are allowed to go to school — into school tomorrow. I haven't received a report but I would urge the Council President to certainly make a phone call to the School Department Finance Chairman that the monies be used to repair this school before any other damage is done, or a student gets seriously injured. Thank you, Mr. President.

## REPORTS FROM COMMITTEES

### COUNCILMAN ROBERT M. CLARKIN, Chairman COMMITTEE ON PUBLIC WORKS

Transmits the following with recommendation the same be Severally Approved:

Resolution Requesting the Traffic Engineer to cause the installation of "Four-Way Stop" Signs at the intersection of Sumter Street and Emerson Street.

*Resolved*, That the Traffic Engineer is requested to cause the installation of "Four-Way Stop" Signs at the intersection of Sumter Street and Emerson Street.

Resolution Requesting the Traffic Engineer to cause the removal of the "Two-Way Stop" Sign located at the corner of Updike Street and Moore Street and to cause the installation of a "Four-Way Stop" sign in its place.

*Resolved*, That the Traffic Engineer is requested to cause the removal of the "Two-Way Stop" Sign located at the corner of Updike Street and Moore Street and to cause the installation of a "Four-Way Stop" sign in its place.

Resolution Requesting the Traffic Engineer to cause the installation of "Stop" Signs at the intersection of Gentian and Royal Avenues.

*Resolved*, That the Traffic Engineer is requested to cause the installation of "Stop" Signs at the intersection of Gentian and Royal Avenues.

Resolution Requesting the Traffic Engineer to cause the installation of "Four-Way Stop" Signs at the intersection of Unit Street and Almira Avenue.

*Resolved*, That the Traffic Engineer is requested to cause the installation of "Four-Way Stop" Signs at the intersection of Unit Street and Almira Avenue.

Resolution Requesting the Traffic Engineer to cause the installation of "Four-Way Stop" Signs at the intersection of Jastram Street and Wabun Avenue.

*Resolved*, That the Traffic Engineer is requested to cause the installation of "Four-Way Stop" Signs at the intersection of Jastram Street and Wabun Avenue.

Resolution Requesting the Traffic Engineer to cause the installation of a "Stop" Sign on Morris Avenue at Fisher Street.

*Resolved*, That the Traffic Engineer is requested to cause the installation of a "Stop" Sign on Morris Avenue at Fisher Street.

Resolution Requesting the Traffic Engineer to cause the installation of a "Three-Way Stop" Sign at the intersection of Laban Street and Gifford Street.

*Resolved*, That the Traffic Engineer is requested to cause the installation of a "Three-Way Stop" Sign at the intersection of Laban Street and Gifford Street.

Resolution Requesting the Traffic Engineer to cause the installation of "Three-Way Stop" Signs at the corner of Lowell Avenue and Harlem Street.

*Resolved*, That the Traffic Engineer is requested to cause the installation of "Three-Way Stop" Signs at the corner of Lowell Avenue and Harlem Street.

Resolution Granting permission to close Bassett Street from Chestnut Street to Ship Street for a period of ten (10) years until I-195 is relocated, to enhance security for both persons and property due to weekly vandalism to the properties coupled with occasional violence.

*It is hereby Resolved*, That the Traffic Engineer close to all vehicular traffic Bassett Street from Chestnut Street to Ship Street. Said closure shall occur specifically upon the following conditions and within the following provisions:

1. During the period of closure, 116 Chestnut Street Condominium Association shall assume responsibility for all maintenance of said highway. Said assumption shall be evidenced by delivery of a certified copy of the vote of the condominium association. Maintenance shall be to the standards of the Department of Public Works of the City of Providence.

2. Said highway shall remain closed for a period of one (1) year. Provided, however, that said closure shall automatically terminate at any earlier time upon fifteen (15) days written notice from the Department of Law to the president of said condominium association. Said president shall, at all times, maintain a current address on file in the office of the City Clerk. Mailing to the address on file shall be valid notice for the purposes of this paragraph. The within closure may be extended for nine (9) one-year periods by annual written request of said president. No extensions shall be granted beyond that ten-year period.

3. 116 Chestnut Street Condominium Association shall execute an indemnification and hold-harmless agreement satisfactory to the Department of the Law of the City of Providence.

4. 116 Chestnut Street Condominium Association shall supply the City of Providence with an insurance policy naming said City of Providence, its officers, employees, and agents as additional-named insureds in a sum not less than one hundred thousand dollars (\$1,000.00), which policy shall be satisfactory to the Department of Law of the City of Providence.

5. Grantees shall neither construct upon nor affix to the realty any temporary or permanent structure.

6. Such other terms and conditions as may be reflected in the record and minutes of the City Council Committee on Property and/or as may be deemed appropriate by His Honor, the Mayor, and/or the Department of Law of the City of Providence.

7. Notwithstanding any language to the contrary, said highway shall, at all times, be accessible to persons and vehicles of any governmental agency or/and any utility requiring access to service existing structures.

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Resolution Granting approval to install and maintain private utilities within the public right of way under sidewalks and paved roadways at proposed locations (Brown Street, Angell Street and Fones Alley).

*It is hereby Resolved*, That His Honor, the Mayor, is authorized to grant a non-exclusive sub-surface easement below Fones Alley, Brown and Angell Streets in the City of Providence to Brown University (hereinafter "Brown" or "the University"). Additionally, the University may close one (1) curbcut on Brown Street; one (1) curbcut on Angell Street and relocate the existing curblineline of Fones Alley to a line two (2) feet southerly of its existing line. Said easements and improvements shall be granted specifically upon the following provisions:

1. Said easements shall be utilized only for the installation and maintenance of hot water, heating and cooling, electrical, data, video, telephone and fire alarm systems. Said ease-

ment shall not exceed the area indicated by the cross-hatched area demarked as A-B-C-D-E-F-G-H-I-J-K-L-M-N-O-P-Q-R-A and S-T-U-V-S on the accompanying map marked as Exhibit A.

2. Said easements shall be deemed to run with the land and shall operate against any successors in title and the easement or a memorandum of same shall be recorded in the Office of Land Records for the City of Providence.

3. Said easements shall be subject to a right of reverter/rights of reversion in the event that the situs of the easement is no longer utilized for the aforesated purposes. Additionally, they shall be for a term of not more than twenty (20) years.

4. Brown shall tender the sum of Forty-Five Thousand Five Hundred (\$45,500.00) Dollars in legal tender of the United States of America.

5. Any breakout necessary for installation and/or repair or replacement shall be resurfaced/rehabilitated to the approval of the Director of the Department of Public Works.

6. Any installation of utilities or utility lines shall be underground so as to preserve the public right of way.

7. Any installation of electrical mechanism shall be to the approval of the Director of the Department of Inspections Standards.

8. Petitioner shall ascertain that construction results in no adverse impact on any existing utility company and shall ensure the continued integrity of those existing structures.

9. The University shall execute an indemnification and hold-harmless agreement with the

City of Providence. Said agreement shall be approved by the Department of Law of the City of Providence.

10. The University shall supply the City of Providence with an insurance policy naming said City of Providence, its agents, officers, servants and employees as additional-named insureds in a sum not less than one hundred thousand dollars (\$100,000.00), which policy shall be approved by the Department of Law of the City of Providence.

11. Grantee shall not lay, construct or affix to the realty any temporary or permanent structure other than that described earlier herein.

12. The University recognizes the applicability of Sections 23-107, 23-108 and 23-190 of the Code of Ordinances which read as follows:

23-107. *Indemnity of city against claims arising out of electrical installations.* No right of any person to maintain, use or operate any poles, wires, cables, conduits, ducts, pipes, manholes, handholes, or other appliances or appurtenances in any street or other traveled way in the city, shall be in preference or hindrance of public work in the city, and should any of the same in any way interfere with the construction, alteration or repair of any public work in, under, or over any such street or way, whether done by the city directly or by any contractor for the city, such person shall at his own expense protect, alter or move any of the same so interfering to some other location, or discontinue the use and operation thereof for the time being, as directed by the director of public works, without the city being liable for any damages suffered by such person thereby. The City shall notify such person not fewer than ninety (90) days prior to such public work, which

will interfere with any of the same or the use or operation thereof. In case such person shall fail to comply with any such direction of said director, the city may protect, alter or move the same, and recover the cost thereof from such person.

23-108. *Precedence of wires, apparatus of city signal service.* The wires, poles, posts, structures and supports of the telephone, fire alarm and police signal service maintained by the city shall at all times take precedence and right-of-way as to all other wires, poles, posts, structures and supports maintained or erected in the city; and no lineman or other person, either in erecting wires, poles, posts, structures or supports in any way whatsoever shall interfere with, or disturb, disarrange or change any wires maintained by the city, or any appurtenance thereof; and in every instance of removal of any of said wires, poles, posts, structures or supports for the accommodation of any other corporation or party, or to place the same beyond danger from the electric current of any other corporation or party, the expense incident to said removal shall be paid immediately by such other corporation or party.

23-109. *Indemnity of city against claims arising out of electrical installation.*

Every person erecting, maintaining or using electric wires or poles, fixture or structures, for the support or conducting of the same shall indemnify and save harmless the city, its officers, agents and servants, from and against all lawful claims and demands for injuries to persons or property occasioned by the existence of such poles, wires, fixtures or structures or the transmission of electric current by means thereof or by the digging up, opening or keeping open of any street, highway, traveled way, public place or part thereof, which shall be or

has been opened for the purpose of installing, constructing or repairing any underground conduit, duct, structure, appliance or appurtenance by or for such person, or by any failure of such person to restore and keep in sound and safe condition for the required time any ground opened or dug up in the prosecution of any of its work in any street, way or place. The city, city council, or the officers, agents or servants of the city, exercising the rights, powers or permission, and subject to the restrictions, respectively given and reserved herein shall not be held liable by such person or corporation on account thereof, or by reason of any injury or damage caused thereby.

And the University agrees to comply with the same.

13. The University shall repave all excavated roadways in accordance with relevant statements made to the City Council Committee on Public Works.

14. Such other terms and conditions as may be reflected in the record and minutes of the City Council Committee on Public Property and/or as may be deemed appropriate by the Mayor or the Department of Law.

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Resolution Granting a partial abandonment of an area of land on Cedar Street.

*Resolved, Decreed and Ordered:*

That the following-named street shown on a cross-hatched area on the accompanying map entitled "Prov., RI, DPW-Engineering Office, Street line Section Plan No. 064655 dated May 20, 2000."

VIZ: Cedar Street (portion of) as described in Attachment "A" and shown as a cross-hatched area on the accompanying plan and designated by the letters A-B-C-D-A, having ceased to be useful to the public and is proposed to be abandoned as a public highway. Said abandonment is specifically conditioned precedent upon the following:

1. The Petitioner agrees to tender the amount of Six Thousand Nine Hundred Thirty-Two and 00/100 (\$6,932.00) Dollars in legal tender to the City of Providence.

2. The petitioner shall convey an easement acceptable to the Providence Water Supply Board which will permit retention of its facilities in their existing location, together with the right to inspect, maintain, operate and replace the same and with twenty-four hour access to said facilities, or in the alternative should it be determined by the petitioner that any such facilities need be relocated in order to comply with an intended use, the Petitioner shall assume all costs of relocation.

3. The City of Providence shall retain for itself, its heirs, successors and assigns full sewer easements on Cedar Street which will permit retention of its facilities in their existing location, together with the right to inspect, maintain, operate and replace the same and with twenty-four hour access to said facilities, or in the alternative should it be determined by the Petitioner that any such facilities need be relocated in order to comply with an intended use, the Petitioner shall assume all costs of relocation;

4. The Petitioner shall meet the conditions to which reference is made in that communication from the Providence City Plan Commission dated 20 July, 2000 which provides that

said abandonment shall be landscaped with dense evergreen foliage.

5. Petitioner shall comply with all conditions contained herein not later than sixty (60) days from its approval. Upon failure to so comply for any reason, the within resolution shall automatically become a nullity.

*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.

**Transmits the following with recommendation the same be Denied:**

Resolution Requesting the Traffic Engineer to cause the installation of "Four-Way Stop" Signs at the intersection of Newark Street and Cutler Street.

*Resolved*, That the Traffic Engineer is requested to cause the installation of "Four-Way Stop" Signs at the intersection of Newark Street and Cutler Street.

**COUNCILWOMAN WILLIAMS moves to dispense with the readings of the foregoing resolutions and moves for Passage of said Resolutions, seconded by COUNCILMAN DeLUCA.**

**The motion for Passage is Sustained.**

**COUNCILMAN ROBERT M. CLARKIN, Chairman  
COMMITTEE ON PUBLIC WORKS**

**Transmits the following with recommendation the same be Adopted:**

An Ordinance to amend Ordinance 1999-13, No. 253, and in amendment of Chapter 21 Revenue and Finance by adding Article XI, Section 21-190 entitled "Tax Exemption for certain property owned by the Providence Redevelopment Agency".

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

**Ayes: Council President Lombardi, Councilmen Aponte, Butler, Clarkin, De-**

**Luca, Councilwoman DiRuzzo, Councilmen Hassett, Igliazzi, Jackson, Mancini, Councilwomen Nolan, Romano, Williams and Young—14.**

**Nays: None.**

**Absent: Councilman Allen—1.**

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

## PERSONAL EXPRESSION

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

I rise on a point of personal expression and I think it would be remiss upon me not to let everybody know of an event that is going to be occurring next week, and something that you all have something to do with. If you remember a couple of years ago, I had a couple of Resolutions passed before the City Council requesting the Secretary of State to put forward a Braille Ballot and Tactile System for the Visually Impaired. As you know, it all started with a constituent of mine bordering Joan's and my ward, Mr. Salvati on Union Avenue. He's a blind man, and what happened is my ward was — when I had my special election, it was the first election with the new voting system.

And I went to go talk to him about it and he said, you know, he liked the system but he wished they still could do something for the visually impaired. So we talked about the Braille Ballot System, maybe or a Tactile System. And then I came before the Council and some of the first Resolutions I passed on the Council was for the visually impaired and the blind. Then I — subsequently to that, sent it to Jimmy Langevin, Secretary of State, and for the past year and a half he had his staff investigate, find out what kind of system could work, what couldn't work. And I just want to let you all know last week we announced together, jointly, that in November we're going to be the first state in the country to provide a Braille Ballot System for the blind, which is right here if anybody wants to see, to vote and a Tactile System in the country. Once again Providence is on the

cutting edge. Once again the State of Rhode Island is on the cutting edge, and we have a lot to be proud of and it all started here in Providence. It's another first that we can all be proud of. And the National Chapter the President of the National Chapter of the Blind said this particular system, they're submitting legislation this coming session in Congress, and Rhode Island is going to be the blueprint for the national legislation across the board. So I just want to once again — I want to thank you all because it means the system works and it works for all of us. And just so you know, Mr. Salvati was very happy and I'm sure there's quite a few people who are visually impaired or blind in your neighborhood, or in the City or State and they're going to really appreciate this. With that said, I want to thank you all again if you all want to see it, I'd be more than happy to pass it around and give you an idea. It's real exciting as well as by the way it will be a mail in ballot, too. There's going to be a Braille mail in ballot system. I just wanted to show everybody. Thank you.

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

Mr. President, since people are rising for a point of personal privilege, I would like to also rise. And I applaud the good things that are happening in the City and I think we all applaud them, but I couldn't let the evening go by without making a comment on what was the sad event that has taken place this week with regard to the Retirement Board and pension revocation. It is a sad time in the City. It's a good time but we have a sad time also with regard to the indictments and the now one of our City

Collectors, who was a good man in many ways, and it's very sad that he had to go to prison. But I would like to read, for the record, a letter to the editor that I sent to the Providence Journal on August 29th. It didn't get printed but they did have an editorial, which mentioned some of the sentiments. This week the Retirement Board did meet and unfortunately they're not acting as they ought to on the pension revocation. It's being referred to, you know, an independent person that we're going to have to pay for. I'd like to just read this so you'll know what my sentiments are.

"Like me, Providence taxpayers have every right to be outraged over the scandalous abuses which have recently been uncovered in the City of Providence. The FBI and the United States Attorney's Office have uncovered evidence which has led to the convictions of the Chairman of the Board of Tax Assessment Review, the Vice-Chairman of the Board, two lawyers who represented clients before the Board, the City's Tax Collector, and the City's former Deputy Tax Assessor. The City's former Director of Administration and the Mayor's Campaign Chairman is awaiting trial on extortion and mail fraud charges, and according to the U.S. Attorney's office, the investigation is continuing.

Soon after the Plunder Dome investigation became public, I introduced an Ordinance, modeled after our state law, which provides a framework for revoking municipal pensions of anyone convicted of a felony relating to the performance of their official duties. The Ordinance was unanimously endorsed by the City Council" and signed by the Mayor "and took effect last year. My purpose in introducing the legislation was two-fold: Deterrence and a sound statutory scheme. Those who violate the public trust should know that if they abuse the people's

confidence they will not be rewarded with a public pension.

I wanted a statute in place that would replace the vagaries of the common law "honorable services" doctrine previously relied upon by the City. I thought it important to avoid the potential for protracted litigation as exemplified by former City Solicitor Ronald H. Glantz, who sued the city in federal court over whether the "honorable services" doctrine applied to his 1979 federal extortion conviction.

In September the Providence Retirement Board will meet to decide whether convicted Tax Collector Anthony Annarino should continue to receive his approximately \$3,351.00 per month public pension, and whether former Deputy Tax Assessor Rosemary Glancy should be allowed to begin collecting her pension. The Retirement Board should follow the example of the State of Rhode Island, which revoked the pensions of former Governor Edward D. DiPrete and Superior Court Judge Antonio S. Almeida for similar despicable public conduct. Any delay by the Retirement Board will serve to further abuse the taxpayers who have already suffered enough.

It is a sad situation when a person loses a pension they have worked hard to accumulate. The tragedy pales in comparison, however, to the harm inflicted upon the public welfare and spirit. Their dishonorable conduct has stung our emerging City.

I urge the Providence Retirement Board to follow the law and act decisively and expeditiously. The Board's action can help begin to restore the public's confidence. The Board has the responsibility to the residents of Providence to make "honorable service" an absolute prerequisite to receiving a public pension. The current Solicitor has indicated to me that he is going to recommend a process to the board, which I find cumbersome and unnecessary. Justice delayed is justice denied — and the taxpayers of Providence deserve some justice. I urge the Board and the Solicitor to do their duty — now!"

And I understand from the paper today that in fact Judge McGair has recommended someone. It's just delaying the process and the public's money is being given to convicted criminals. And I just had to say that for the record.

## REPORTS FROM COMMITTEE

COUNCILMAN KEVIN JACKSON, Chairman

COMMITTEE ON FINANCE

**Transmits the following with recommendation the same be Severally Approved:**

Resolution Requesting the Tax Assessor to cause the taxes to be abated on the property located at 242-248 Broad Street (Assessor's Plat 29, Lot 359), for the years of 1997, 1998 and up to and including October 1999, at which time said property was owned by the Providence Redevelopment Agency.

*Resolved*, That the taxes owed for property located at 244 Broad Street in the City of Providence at Assessor's Plat 29, Lot 359 in the amount of \$25,953.90 be abated for the reason that these taxes accumulated while the property was held by the Providence Redevelopment Agency.

**Read and Passed on motion of COUNCILWOMAN WILLIAMS, seconded by COUNCILMAN DeLUCA, by the following Roll Call Vote:**

**Ayes:** Council President Lombardi, Councilmen Aponte, Butler, Clarkin, DeLuca, Councilwoman DiRuzzo, Councilmen Hassett, Igliozi, Jackson, Mancini, Councilwomen Nolan, Romano, Williams and Young—14.

**Nays:** None.

**Absent:** Councilman Allen—1.

**The motion for Passage is Sustained.**

Redevelopment Agency for One Dollar (\$1.00), and to abate all outstanding taxes in the amount of Two Thousand One Hundred Eighty Seven Dollars and Fifty Three cents (\$2,187.53). (Property will be transferred to Times<sup>2</sup>, Inc., to be used for future development in conjunction with their educational facility.)

*Resolved*, That the City Council authorize the transfer of AP 68 Lot 124 A/K/A 46 Fillmore Street to the Providence Redevelopment Agency for One Dollar (\$1.00). The Council should authorize Mayor Vincent A. Cianci, Jr., to execute the Deed for this parcel. The Providence Redevelopment Agency will then transfer to Times<sup>2</sup>, Inc., to be used for future development in conjunction with their educational facility.

The Providence Redevelopment Agency is also requesting the City Council abate all outstanding taxes in the amount of \$2,187.53.

**Read and Passed on motion of COUNCILWOMAN WILLIAMS, seconded by COUNCILMAN DeLUCA, by the following Roll Call Vote:**

**Ayes:** Council President Lombardi, Councilmen Aponte, Butler, Clarkin, DeLuca, Councilwoman DiRuzzo, Councilmen Hassett, Igliozi, Jackson, Mancini, Councilwomen Nolan, Romano, Williams and Young—14.

**Nays:** None.

**Absent:** Councilman Allen—1.

**The motion for Passage is Sustained.**

Resolution Requesting the City Council to authorize the transfer of Assessor's Plat 68, Lot 124 (46 Fillmore Street) to the Providence

Resolution Requesting the City Council to cancel or abate, in whole, the taxes assessed upon Assessor's Plat 28, Lot 958 (5 Pallas Street), in accordance with Rhode Island General Law Section 44-7-23, in the amount of One Thousand One Hundred Thirteen Dollars and Ninety Nine cents (\$1,113.99), or any taxes accrued including 2000 taxes.

*Whereas*, the Providence Redevelopment Agency hereby certifies that the following lots consisted of an uninhabited boarded up or otherwise uninhabitable buildings and that subject parcel was subject to Eminent Domain proceedings by the Providence Redevelopment Agency, and

*Whereas*, on November 12, 1998 by Resolution No. 9487 of the Providence Redevelopment Agency did authorize Eminent Domain proceedings of:

ADDRESS	PLAT	LOT	TAXES
5 Pallas St.	28	958	\$1,113.99

*Now, therefor, be it resolved*, that the City Council does hereby cancel or abate, in whole, the taxes assessed upon the above mentioned property, in accordance with Rhode Island General Law Section 44-7-23, or any taxes accrued including 2000 taxes.

**Read and Passed on motion of COUNCILWOMAN WILLIAMS, seconded by COUNCILMAN DeLUCA, by the following Roll Call Vote:**

**Ayes:** Council President Lombardi, Councilmen Aponte, Butler, Clarkin, DeLuca, Councilwoman DiRuzzo, Councilmen Hassett, Igliozi, Jackson, Mancini, Councilwomen Nolan, Romano, Williams and Young—14.

**Nays:** None.

**Absent:** Councilman Allen—1.

**The motion for Passage is Sustained.**

Resolution Requesting to cancel or abate, in whole, the taxes assessed upon Assessor's Plat 45, Lot 384 (91 Bogman Street), in accordance with Rhode Island General Law Section 44-7-23, in the amount of One Thousand Seventy Dollars and Sixty Four cents (\$1,070.64), or any taxes accrued including 2000 taxes, at the request of the Providence Redevelopment Agency.

*Whereas*, the Providence Redevelopment Agency hereby certifies that the following lots consisted of an uninhabited boarded up or otherwise uninhabitable buildings and that subject parcel was subject to Eminent Domain proceedings by the Providence Redevelopment Agency, and:

*Whereas*, on November 12, 1998 by Resolution No. 9487 of the Providence Redevelopment Agency did authorize Eminent Domain proceedings of:

ADDRESS	PLAT	LOT	TAXES
91 Bogman St.	45	384	\$1,070.64

*Now, therefor, be it resolved*, that the City Council does hereby cancel or abate, in whole, the taxes assessed upon the above mentioned property, in accordance with Rhode Island General Law Section 44-7-23, or any taxes accrued including 2000 taxes.

**Read and Passed on motion of COUNCILWOMAN WILLIAMS, seconded by COUNCILMAN DeLUCA, by the following Roll Call Vote:**

**Ayes:** Council President Lombardi, Councilmen Aponte, Butler, Clarkin, DeLuca, Councilwoman DiRuzzo, Councilmen Hassett, Igliozi, Jackson, Mancini, Councilwomen Nolan, Romano, Williams and Young—14.

**Nays:** None.

**Absent:** Councilman Allen—1.

**The motion for Passage is Sustained.**

Resolution Requesting to abate the taxes of various properties located along Comstock, Harvard and Dartmouth Avenues, as part of a neighborhood redevelopment project for affordable housing.

**On Motion of COUNCILWOMAN WILLIAMS, seconded by COUNCILMAN DeLUCA, it is voted to refer the Resolution back to the Committee on Finance.**

**COUNCIL PRESIDENT LOMBARDI refers the Resolution back to the Committee on Finance.**

**Transmits the following with recommendation the same be Severally Approved, as Amended:**

Resolution Requesting that All Departments must do structured analysis of their activities throughout the fiscal year, as requested by KPMG LLP.

*Whereas*, it is extremely important that all City departments perform basic monthly analysis of their accounts to help ensure that all activities are fairly and accurately presented in the City's books. While the Finance Department generally does a good deal of analysis on the activities of the general fund, KPMG LLP has found that the rest of the City departments as a whole, do not do any structured analysis of their activities throughout the fiscal year. Compilation of data, basic account reconciliations, income and expense analysis and adjustment of errors is typically not done until and

unless it is needed for the year end audit. Monthly analysis of activities is particularly critical for special revenue and school funds where federal and state funds are involved, and

*Whereas*, the City continues to have difficulty producing financial reporting information on a timely basis. Other larger and more complex cities can close their books and issue financial statements within six months after year end and, by the year 2000, the City will be required to finalize and issue its financial statements within nine months after year end, and

*Whereas*, producing timely financial statements are important for budgeting and other purposes, yet reporting for the entire City is being held up by all departments. Sufficient

attention is not being paid to staffing, automation and other issues in these departments. City officials must take prompt constructive actions to correct these deficiencies, and

*Whereas*, the fact that these basic accounting controls are not performed over a segment of the City's finances on a more timely basis should not be acceptable to the City Council or to City Hall management, and

*Whereas*, the city needs to take immediate and effective action to get all departments throughout the City on a fixed and firm schedule for monthly analysis of activities as well as monthly and annual financial reporting. Without a structured plan, the City will continue to receive inaccurate and stale financial information that will expose the City to the risk that assets may be misappropriated and not be detected in a timely fashion.

*Now, Therefore, be it Resolved*, that all departments must do structured analysis of their activities throughout the fiscal year.

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Resolution recommending the City to develop and implement a system for reviewing any transaction the City enters into for potential related party and conflict of interest issues, as requested by KPMG LLP.

*Whereas*, The City has no effective system in place to identify transactions that the City has entered into with related parties (e.g., department head, councilors, vendors, with financial or other ties with department head or councilors, etc). All such transactions should be reviewed at a high enough level to help ensure that they are at "arms length." Without such a system,

the City risks unknowingly entering into transactions that are not in the best interest of the City.

*Now, Therefore, be it Resolved*, That KPMG, LLP recommends the City develop and implement a system for reviewing any transaction the City enters into for potential related party and conflict of interest issues.

*Now, Therefore, be it further Resolved*, That the comments of the 1998 Management Letter that have been resolved are hereby rescinded and the 1999 Management Letter shall be effective upon passage of said resolution for departments to address.

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Resolution Requesting that cash accounts maintained by individual schools within the City without the knowledge of the School Department or City Finance Department should be closed immediately, as requested by KPMG LLP.

*Resolved*, that several cash accounts are maintained by individual schools within the City without the knowledge or permission of the School or City Finance departments, all cash within the City is the responsibility of the Treasurer and any accounts not established by the Treasurer should be closed immediately.

*Now, Therefore, be it Resolved*, That the comments of the 1998 Management letter that have been resolved are hereby rescinded and the 1999 Management Letter shall be effective upon passage of said resolution for departments to address.

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Resolution Requesting the Water Supply Board in its connection with the issuance of Revenue Bonds, issued by the Clean Water Finance Agency, to record activity in this account on the general ledger and that account reconciliations between the general ledger and the bank records be performed on a timely basis, as requested by KPMG LLP.

*Resolved*, That its connection with the issuance of the \$12,000,000 1995 Series A Safe Drinking Water Revenue Bonds, issued by the Clean Water Finance Agency, the Providence Water Supply Board was responsible for maintaining a cash account. During the year, KPMG LLP noted that the Water Supply Board did not record the activity in this account on the general ledger on a timely or consistent basis. KPMG LLP also noted that account reconciliations between the general ledger and the bank records were not performed on a timely basis.

*Now, Therefore, be it Resolved*, That the comments of the 1998 Management Letter that have been resolved are hereby rescinded and the 1999 Management Letter shall be effective upon passage of said resolution for departments to address.

Resolution Requesting the Water Supply Board to perform monthly reconciliations and analyses of the Activity of the Rhode Island Water Resources Board, as requested by KPMG LLP.

*Resolved*, That the result of the computer system constraints that exist at the Providence Water Supply Board, State II surcharge liabilities and related payments, to the Rhode Island Water Resources Board have been estimated

based on consumption figures. Additionally, reconciliations of the corresponding liability account have not been performed. Accordingly, the possibility exists for the Board to be under or over stating its surcharge liabilities and payments. Such a situation may result in the Water Supply Board's payments being challenged by the Water Resources Board.

*Now, Therefore, be it Resolved*, That the comments of the 1998 Management Letter that have been resolved are hereby rescinded and the 1999 Management Letter shall be effective upon passage of said resolution for departments to address.

Resolution Requesting the Water Supply Board to reconcile cost of construction in progress, as requested by KPMG LLP.

*Resolved*, That the payroll costs associated with projects are reviewed and authorized, however, controls need to be further improved to help ensure that payroll costs are appropriately classified (expense versus capitalization) for internal and external reporting purposes.

*Now, Therefore, be it Resolved*, To improve controls the Providence Water Supply Board should immediately begin reconciling costs, from the approved timesheets, charged to projects to the payroll and work order reports. This fiscal control should be performed on a monthly basis to help ensure that costs approved are all charged to projects and that all costs charged to projects are approved.

*Now, Therefore, be it further Resolved*, That the comments of the 1998 Management Letter that have been resolved are hereby rescinded

and the 1999 Management Letter shall be effective upon passage of said resolution for departments to address.

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Resolution Requesting the Water Supply Board direct its wholesale customers to remand future payments to one of its lock box locations, as requested by KPMG LLP.

*Whereas*, The Water Supply Board utilize lock box accounts for customers to remit payments as well as allowing customers to pay bills at the Academy Avenue location wherein the Water Supply Board is directly responsible for the funds. KPMG LLP noted that Wholesale customers currently do not remand payments to the lockbox, but instead make payments directly at the Academy Avenue office. Wholesale revenues tend to be large in nature, and by being processed directly by the Water Supply Board, the controls over these revenues are decreased.

*Now, Therefore, be it Resolved*, That KPMG LLP recommended that the Water Supply Board direct its Wholesale customers to remand future payments to one of its lock box locations. By implementing this procedure, the Water Supply Board will be able to strengthen its controls over Wholesale revenues and will also reduce the risk and responsibility associated with collecting larger payments.

*Now, Therefore, be it further Resolved*, That the comments of the 1998 Management Letter that have been resolved are hereby rescinded and the 1999 Management Letter shall be effective upon passage of said resolution for departments to address.

Resolution Requesting the Water Supply Board to address its staffing needs of the Management Information Systems Department, as requested by KPMG LLP.

*Whereas*, With increased reliance on complex computerized systems at the Water Supply Board, the Management Information System Department needs to invest in additional personnel in order to adequately support the systems in place at the Water Supply Board, and

*Whereas*, Currently, the Management Information System Department appears to be understaffed which has led to the need to hire a private consultant to facilitate the Departments operations, and

*Whereas*, Due to strict residency and salary guidelines, the Water Supply Board has been unable to hire additional qualified personnel for the Management Information System Department,

*Now, Therefore, be it Resolved*, KPMG LLP recommends the Water Supply Board address the staffing needs of the Management Information System Department which would reduce the need to hire more expensive outside consultants and possibly salary and residency requirement exemptions should be explored due to the highly competitive job market pertaining to the Management Information System personnel.

*Now, Therefore, be it further Resolved*, That the comments of the 1998 Management Letter that have been resolved are hereby rescinded and the 1999 Management Letter shall be effective upon passage of said resolution for departments to address.

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Resolution Requesting the Water Supply Board and City Hall to eliminate duplicate ledgers, as requested by KPMG LLP.

*Whereas*, The Water Supply Board maintains two separate general ledgers, a general ledger on City Hall's books and an internal general ledger. The Water Supply Board utilizes its internal ledgers to track all of its accounting activity for internal financial reporting, reporting to the PUC, and reporting to the public via the audited financial statements, and

*Whereas*, All transactions posted through the Water Supply Board internal system are duplicated in the City's general ledger system. This duplication of effort causes considerable unnecessary reconciliations between both general ledgers while providing minimal benefit, and

*Whereas*, With the Water Supply Boards continued investment in computer systems and accounting personnel, the Water Supply Board has the ability to process its accounting information without the need for duplicate general ledgers,

*Now, Therefore, be it Resolved*, KPMG LLP recommends that City Hall and Water Supply Board initiate a plan to eliminate the need for duplicate general ledgers by utilizing the resources in place at the Water Supply Board to track the financial progress of the Water Supply Board and elimination of the duplication process would be a cost benefit to both City Hall and the Water Supply Board.

*Now, Therefore, be it further Resolved*, That the comments of the 1998 Management Letter that have been resolved are hereby rescinded and the 1999 Management Letter shall be effective upon passage of said resolution for departments to address.

**COUNCILWOMAN WILLIAMS moves to dispense with the reading of the foregoing resolutions and moves for Passage of said Resolutions. COUNCILMAN DeLUCA seconds the motion.**

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Resolution Requesting the abatement of the demolition lien in the amount of Fourteen Thousand Six Hundred Seventy One Dollars and Eighty Six cents (\$14,671.86), and the abatement of taxes in the amount of approximately Four Thousand Dollars (\$4,000.00) against petitioner Edward Valentino, for the property located on Assessor's Plat 42, Lot 113 (583-585 Cranston Street), pursuant to Rhode Island General Laws, Section 44-7-23.

*Whereas*, Pursuant to Rhode Island General Laws 45-15-5, the Petitioner, Edward Valentino, owner of 583-585 Cranston Street, Providence (Assessor's Plat 42, Lot 113) made a claim to the City of Providence relative to the inadvertent demolition of said property, and

*Whereas*, The Petitioner's claim was heard by the City Council Claims Committee on June 14, 2000, and

*Whereas*, the City Council Claims Committee recommended that the Department of Inspection and Standards demolition lien and City Collector's taxes be abated, and

*Whereas*, The Department of Inspection and Standards has filed a demolition lien in the amount of Fourteen Thousand Six Hundred Seventy One Dollars and Eighty Six Cents (\$14,671.86), and the City Collector has billed the Petitioner for taxes in the amount of approximately Four Thousand Dollars

(\$4,000.00) since the time of demolition in accordance with Rhode Island General Law, Section 44-7-23

*Now, Therefore, be it Resolved,* That the City Council authorizes the abatement of the demolition lien in the amount of Fourteen Thousand Six Hundred Seventy One Dollars and Eighty Six Cents (\$14,671.86), and the abatement of taxes in the amount of approximately Four Thousand Dollars (\$4,000.00) against the petitioner and property listed as Assessor's Plat 42, Lot 113.

**Read and Passed on motion of COUNCILWOMAN WILLIAMS, seconded by**

**COUNCILMAN DeLUCA, by the following Roll Call Vote:**

**Ayes:** Council President Lombardi, Councilmen Aponte, Butler, Clarkin, DeLuca, Councilwoman DiRuzzo, Councilmen Hassett, Iglizzi, Jackson, Mancini, Councilwomen Nolan, Romano, Williams and Young—14.

**Nays:** None.

**Absent:** Councilman Allen—1.

**The motion for Passage is Sustained.**

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## PERSONAL EXPRESSION

**COUNCILMAN CLARKIN Requests the privilege of the floor to speak on a point of personal expression and states:**

First of all, I'm going to vote against Item #105 as to me it seems that we're only going for a pound of flesh by voting to fire this teacher, as it is very unlikely that we will prevail against the State mandate that we do away with residency for teachers.

I have to ask if we're just trying to get a dead horse to run. I have always been a proponent of those that work in Providence live in Providence. And while I still believe in the concept of residency, I have come to the

conclusions that if we can't or if we won't enforce the Residency Ordinance that is on the books, then maybe it is time that we do away with it. I have been on this Council since residency was reestablished in 1993, and in the seven years that the Ordinance has been in place not one person, outside of teachers, was ever terminated for not living in the City. It seems that the only people that we have targeted for enforcement of this Ordinance were the teachers, and now the State has taken that right away from us. It is well known that many of those that work for the City, especially in the Public Safety Department, do not live in the City. We all know people that say they live in Providence, but in reality are only using someone else's address

while they truly live outside the City. The Ordinance mandate that employees live in Providence was passed with the expectation that it would be enforced for all departments and for all employees. It has not. It is wrong if we are only going to practice selective enforcement of this Ordinance by only going after those that are honest about where they live, while leaving those that use a relative's address alone. If we are unwilling or if we are unable to enforce the Residency Ordinance then it is time that we reexamine having such a law. Selective enforcement of any Ordinance is not good for the City

or for the employees that work for the City. I have reluctantly come to the conclusion that residency has not worked and that we, the City as a whole cannot compel our employees to live in our City. While theoretically residency should be good for the City, I've come to question if any Ordinance that is knowingly not enforced equally for everyone can be good for anyone. Like all theories that do not work out, there comes a time when they must be dropped. I will be introducing, at the next Council meeting, a ballot question to do away with residency. Thank you.

## REPORTS OF COMMITTEES

### COUNCILMAN KEVIN JACKSON, Chairman

### COMMITTEE ON FINANCE

**Transmits the following with recommendation the same be Denied:**

Communication from Daniel Tannehill, requesting approval for an extension of the Residency Requirement for City of Providence school teachers.

**COUNCILWOMAN WILLIAMS moves for Denial of the foregoing matter. COUNCILMAN DELUCA seconds the motion.**

**COUNCILMAN CLARKIN wishes to be recorded as voting "No."**

**COUNCILMAN KEVIN JACKSON, Chairman**  
**COMMITTEE ON FINANCE**  
**and**  
**COUNCILWOMAN BALBINA A. YOUNG, Chairwoman**  
**COMMITTEE ON URBAN REDEVELOPMENT,**  
**RENEWAL AND PLANNING**

**Jointly transmit the following with recommendation the same be Approved:**

**Resolution Authorizing the Approval of Certain Expenditures of Funds from the Neighborhood Improvement Program.**

*Whereas*, An Ordinance appropriating \$50 million and authorizing the issuance of \$50 million in bonds for the Neighborhood Improvement Program: A Plan to Revitalize Providence's Neighborhood's was adopted (1997-27); and

*Whereas*, said ordinance requires that "each component of said plan will be developed and approved by the City Council prior to the expenditures of any funds"; and

*Whereas*, \$29,419,959.80 million has been appropriated by Council Resolution No. 375 dated June 30, 1997 as well as Council Resolution Numbers 474 dated August 22, 1997, 610 dated October 19, 1997, 702 & 703 dated December 19, 1997, 163 dated March 16, 1998, 258 & 259 dated April 24, 1998, 357 dated June 26, 1998, 555 dated September 28, 1998, 719 dated December 28, 1998, 118 dated February 28, 1999, 276 dated May 14, 1999, 486 dated August 16, 1999 and No. 705 dated November 15, 1999 for various projects; and

*Whereas*, plans have been developed for additional components of the Neighborhood Improvement Program;

*Now, Therefore, be it Resolved*, that the following expenditures of funds are approved:

**1. NEIGHBORHOOD IMPROVEMENT PROJECTS:**

**A. Ward 1**

1. Brook Street Fire Station Renovations — \$40,000.00

**B. Ward 5**

1. Lillian Feinstein Senior Center Renovations — \$25,000.00

2. Elmhurst Little League Improvements — \$5,500.00

3. Mt. Pleasant Little League Improvements — \$5,000.00

4. Neighborhood Tree Planting Program — \$20,000.00

C. Ward 9

1. Elmwood Traffic Calming Project (additional funds) — \$30,000.00

2. Street Tree Program — \$5,000.00

D. Ward 10

1. Center to Advance Minorities in the Building Trades, Inc. — \$15,000.00 (57 Harvard Avenue rehabilitation)

2. South Providence Development Corp. — \$10,000.00 (Gordon Ave. Small Business Incubator Project)

E. Ward 11

1. Demolition — \$5,000.00 (Abandoned Garage — Myrtle, Friendship, Clifford & Dudley Street)

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

**The motion for Passage is Sustained.**

## **COUNCILMAN PETER S. MANCINI, Chairman COMMITTEE ON CLAIMS and PENDING SUITS**

**Transmits the following with recommendation the same be severally Approved:**

Certificates from the City Assessor (13D through 16D 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 Read and Collectively Passed on motion of COUNCILWOMAN WILLIAMS, seconded by COUNCILMAN DeLUCA, by the following Roll Call Vote:**

**Ayes: Council President Lombardi, Councilmen Aponte, Butler, DeLuca, Councilwoman DiRuzzo, Councilmen Hassett, Igliozi, Jackson, Mancini, Councilwomen Nolan, Romano, Williams and Young—13.**

**Nays: None.**

**Absent: Councilmen Allen and Clarkin—2.**

**The motion for Passage is Sustained.**

**COUNCILWOMAN BALBINA A. YOUNG, Chairwoman**  
**COMMITTEE ON URBAN REDEVELOPMENT,**  
**RENEWAL AND PLANNING**

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

An Ordinance in Amendment of and in Addition to Chapter 1996-23 of the Ordinance of the City of Providence Approved May 23, 1996 and Entitled "An Ordinance Approving and Adopting the Official Redevelopment Plan and the Attached Restrictions for the Douglas Avenue Revitalization Project" for the Acquisition of Lot 495 on Plat 68, 51 Douglas Avenue.

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

**Ayes: Council President Lombardi, Councilmen Aponte, Butler, DeLuca, Councilwoman DiRuzzo, Councilmen Hassett, Igliozi, Jackson, Mancini, Councilwomen Nolan, Romano, Williams and Young—13.**

**Nays: None.**

**Absent: Councilmen Allen and Clarkin—2.**

**The motion for Passage is Sustained.**

**Transmits the following with recommenda-  
tion the same be Adopted, as Amended:**

An Ordinance in Amendment of and In Addition to Chapter 1984-17 of the Code of Ordinances of the City of Providence Approved March 9, 1984, Entitled "An Ordinance Approving and Adopting the Official Redevelopment Plan for the Upper South Providence Revitalization Project" for additional acquisition.

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

**Ayes: Council President Lombardi, Councilmen Aponte, Butler, Clarkin, DeLuca, Councilwoman DiRuzzo, Councilmen Hassett, Igliozi, Jackson, Mancini, Councilwomen Nolan, Romano, Williams and Young—14.**

**Nays: None.**

**Absent: Councilman Allen—1.**

**The motion for Passage is Sustained.**

**Transmits the following with recommendation the same be Severally Approved:**

Resolution Requesting the Traffic Engineer to designate Cushing Street, from Congdon Street to Brown Street as "West Cushing Street", and also Cushing Street from Thayer Street to Hope Street designated as "East Cushing Street".

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Resolution Requesting the Providence Redevelopment Agency to acquire that property located at 87 Bernon Street, Assessor's Plat 68, Lot 420, in order to satisfy necessary expansion plans by the "Friends of Smith Hill Library", wherein the organization may establish a reading park for neighborhood youth.

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**Transmits the following with recommendation the same be Approved, As Amended:**

Resolution Requesting the Submission of projects to the Planning Division of the Rhode Island Department of Administration for inclusion in the Rhode Island Comprehensive Economic Development Strategy.

**COUNCILWOMAN WILLIAMS moves to dispense with the reading of the foregoing resolutions and moves for Passage of said Resolutions. COUNCILMAN DeLUCA seconds the motion.**

## COMMUNICATIONS AND REPORTS

Communication from Peter V. Lacouture of Nixon Peabody, LLP, dated July 31, 2000, enclosing a copy of Notification filed with the Energy Facility Siting Board in connection with the Narragansett Electric Company's new Point Street Substation.

**COUNCILWOMAN WILLIAMS moves to dispense with the reading of the foregoing communication.**

**COUNCIL PRESIDENT LOMBARDI refers the matters to the Committee on Public Works.**

**The motion to refer is sustained.**

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Petition of William J. Freddo, General Manager, Manchester Street Station, by its attorney, Peter V. Lacouture, requesting approval for the relocation of the existing utility lines over the Fox Point Hurricane Barrier which bisects US Gen's New England, Inc.'s Manchester Street Station site, in connection with the proposal of

the Rhode Island Department of Transportation's relocation of a portion of Interstate 195.

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Petition of William J. Freddo, General Manager, Manchester Street Station, by its attorney, Peter V. Lacouture, requesting approval of the construction of a replacement above-ground fuel oil storage tank at US Gen's Manchester Street Station for the storage of No. 2 fuel oil.

## FROM THE CLERK'S DESK

Petition from Robert L. Aiello, dated August 1, 2000, requesting to remove the electrical pole located at 397 Douglas Avenue.

**COUNCILWOMAN WILLIAMS moves to dispense with the reading of the foregoing petition.**

**COUNCIL PRESIDENT LOMBARDI refers the petition to the Committee on Public Works.**

**The motion to refer is sustained.**

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Certificates from the City Collector, No. 39, Recommending the Cancellation of Excise Tax-Deceased Taxpayers, pursuant to Sections 44-7-14 of the General Laws of Rhode Island, 1956,

as amended, as the same are determined to be uncollectable.

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Certificates from the City Collector, No. 40, Recommending the Cancellation of Excise Tax-Bankruptcy, pursuant to Sections 44-7-14 of the General Laws of Rhode Island, 1956, as amended, as the same are determined to be uncollectable.

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

Jennifer M. Scanlon Commerce Insurance Company a/s/o Linwood Bailey

Michael Sullivan (Karen Davidson, Esquire)

Dionne Carrasco

Thomas A. Wright, Sr. (Mark C. DeSisto, Esquire)

Eleanor Micielli (Richard M. Fisher, Esquire)

Amica Mutual Insurance Company a/s/o  
Alison J. Curry

Barbara H. Trainor

Juana Dominguez (Christopher E. Fay, Esquire)

Myrtle H. and Gladys M. Crowell (Joel K. Gerstenblatt, Esquire)

Thuck Meas, Soeun Meas & Chanthan Meas  
(Dino A. Brosco, Esquire)

David A. Boulanger

Maria Lopes (Charles J. Vucci, Esquire)

Kimberly J. Carter (Jules J. D'Alessandro, Esquire)

Edwin Dougal (Jules J. D'Alessandro, Esquire)

Progressive Insurance Company a/s/o Maureen C. Jackson

Massamba Sow

David Gargano

Martha Saunders (Charles J. Vucci, Esquire)

Tina Lassiter p.p.a. Latoyia Lassiter

Desiree N. Rutledge (Charles J. Vucci, Esquire)

Rhode Island School of Design

John Russillo (John M. Verdecchia, Esquire)

Jonathan Tack

Denise Turcotte

William Sharrow (Edward P. Manning, Esquire)

Premier Insurance Company a/s/o J. F. Cullen Realty Trust (Francis G. Chase, Esquire)

Karen L. Rohan

Thomas Kelly (Joseph L. DeCaporale, Jr., Esquire)

Luis Roca (Joseph P. Marasco, Esquire)

Michael Gallegos (William J. Conley, Esquire)

Estate of Christopher W. Hayes By His Co-Administrators William A. Hayes and Jacqueline G. Toussaint (Jack D. Miller, Esquire)

**COUNCILWOMAN WILLIAMS moves to dispense with the reading of the foregoing matters.**

**COUNCIL PRESIDENT LOMBARDI refers the foregoing to the Committee on Claims and Pending Suits.**

**The motion to refer is sustained.**

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## PRESENTATION OF CITATIONS

### *"In Congratulations"*

#### **COUNCIL PRESIDENT LOMBARDI and the MEMBERS of the CITY COUNCIL:**

##### **Citations Extending Congratulations.**

*Resolved*, That the Members of the City Council extend their sincere congratulations to the following:

August Almeida, in recognition of his participation of capturing the International Senior Softball World Championship for the year 2000.

George Benson, in recognition of his participation of capturing the International Senior Softball World Championship for the year 2000.

Robert Brown, in recognition of his participation of capturing the International Senior softball World Championship for the year 2000.

Peter Castriotta, in recognition of his participation of capturing the International Senior Softball World Championship for the year 2000.

Louis Capirchio, in recognition of his participation of capturing the International Senior Softball World Championship for the year 2000.

Felix DeCesare, in recognition of his participation of capturing the International Senior Softball World Championship for the year 2000.

Ronald Dussault, in recognition of his participation of capturing the International Senior Softball World Championship for the year 2000.

Ronald Locke, in recognition of his participation of capturing the International Senior Softball World Championship for the year 2000.

Ken Medeiros, in recognition of his participation of capturing the International Senior Softball World Championship for the year 2000.

Harry Mutter, in recognition of his participation of capturing the International Senior Softball World Championship for the year 2000.

Anthony Nastari, in recognition of his participation of capturing the International Senior Softball World Championship for the year 2000.

Dexter Patterson, in recognition of his participation of capturing the International Senior Softball World Championship for the year 2000.

John Robinson, in recognition of his participation of capturing the International Senior Softball World Championship for the year 2000.

James Robinson, in recognition of his participation of capturing the International Senior Softball World Championship for the year 2000.

Paul Sorse, in recognition of his participation of capturing the International Senior Softball World Championship for the year 2000.

Owen Taylor, in recognition of his participation of capturing the International Senior Softball World Championship for the year 2000.

Robert Casey, in recognition of his participation of capturing the International Senior Softball World Championship for the year 2000.

Mr. and Mrs. Peter Florio, in recognition of the celebration of the birth of their daughter, born on June 11, 2000.

Mr. and Mrs. Mahmoud Salhab, in recognition of the celebration of the birth of their son, born on June 12, 2000.

Kenneth Wayne and Christine Lee Mendonca, in recognition of the celebration of the birth of their son, born on June 16, 2000.

Mr. and Mrs. Kevin Bartels, in recognition of the celebration of the birth of their son, born on May 16, 2000.

Mr. and Mrs. Paul Czech, in recognition of the celebration of the birth of their son, born on May 16, 2000.

Mr. and Mrs. Carlos Hernandez, in recognition of the celebration of the birth of their son, born on May 16, 2000.

Mr. and Mrs. Terry Ford, in recognition of the celebration of the birth of their daughter, born on May 21, 2000.

Mr. and Mrs. David Ciano, Jr., in recognition of the celebration of the birth of their daughter, born on May 25, 2000.

Mr. and Mrs. Michael DeAngelis, in recognition of the celebration of the birth of their son, born on May 4, 2000.

Mr. and Mrs. John Thurston, in recognition of the celebration of the birth of their daughter, Hanna Thurston, born on June 4, 2000.

Mr. and Mrs. Santiago Paulino, in recognition of the celebration of the birth of their daughter, born on June 4, 2000.

Mr. and Mrs. Anthony Girard, in recognition of the celebration of the birth of their daughter, born on June 5, 2000.

Mr. and Mrs. Francisco Borges, in recognition of the celebration of the birth of their son, born on June 8, 2000.

Mr. and Mrs. Jose Espinal, in recognition of the celebration of the birth of their daughter, born on June 10, 2000.

Mr. and Mrs. Gilbert Jean-Gilles, in recognition of the celebration of the birth of their son, born on June 13, 2000.

Mr. and Mrs. Emmanuel Tesson, in recognition of the celebration of the birth of their daughter, born on June 19, 2000.

Mr. and Mrs. Peter Corio II, in recognition of the celebration of the birth of their daughter, born on June 21, 2000.

Mr. and Mrs. Mark Corsetti, in recognition of the celebration of the birth of their twins, born on June 21, 2000.

Mr. and Mrs. Cruz Lopes, in recognition of the celebration of the birth of their son, born on June 23, 2000.

Mr. and Mrs. Romulo Olivos, in recognition of the celebration of the birth of their daughter, born on June 23, 2000.

Mr. and Mrs. Matthew Maini, in recognition of the celebration of the birth of their son, born on June 24, 2000.

Mr. and Mrs. Lance Cardillo, in recognition of the celebration of the birth of their daughter, born on June 27, 2000.

Mr. and Mrs. Luis Lee, in recognition of the celebration of the birth of their son, born on June 28, 2000.

Mr. and Mrs. Emilo Trejo, in recognition of the celebration of the birth of their son, born on June 29, 2000.

Mr. and Mrs. Mizraim Sotomayor, in recognition of the celebration of the birth of their son, born on June 30, 2000.

Julie Latessa and The Veazie Street School Shooting Stars, in recognition of their produc-

tion about school reform called "I Am Somebody".

Mark Alexander, in recognition of the celebration of his graduation from Gilbert Stuart Middle School.

Joan Francis Salisbury Butler, in recognition of the celebration of her 70th Birthday on September 7, 2000.

**Severally Read and Collectively Passed, on motion of COUNCILWOMAN WILLIAMS, seconded by COUNCILMAN DeLUCA.**

**The motion for Passage is Sustained.**

## PRESENTATION OF RESOLUTIONS

*"In Memorium"*

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

Resolutions Extending Sympathy.

*Resolved*, That the Members of the City Council extend their sincere sympathy to the families of the following:

Anthony "Buddy" Carnevale

Angelo Cambio

Milton R. Kee

Italo Cafaro

Jean Teresa Shaw

Edward J. D'Errico

Julio B. "BoBo" Starnino

Giuseppe "Joseph" Salvatore

Josephine D'Ambra

Dorothy M. Rossiti

Mary "Maizie" Vitale

Adelino Paolino

Louise A. Capaldi

Frances Orabona

Marie Scungio

Fiorenzo "Zeke" Faraone

Frances Forgetta

Philomena Sousa

Anna I. DelVecchio

John S. Pacheco

Herbert E. Carson

Louis "Milo" Raposa

Manuel P. Macedo

Marie L. O'Connell

Joseph M. Paiva

Kenneth L. Wilkinson

Pat Hearn

Brigida Moriarty

Gertrude M. Mellen

Claire L. DiChiara

Emily Gaglione

Donald C. Abood

Colombo C. "Bill" Cipriano

Angelina Piccirillo

Nicoletta "Anna" Viti-Ribeiro

Henry W. Markoff

Angelina L. Watkins

Janet M. Mangum

Filomena "Phyllis" Caprio

Bladge Beaudry

Olindo A. Nocera

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

**The motion for Passage is Sustained.**

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## ADJOURNMENT

There being no further business, on motion of COUNCILMAN BUTLER, seconded by COUNCILWOMAN WILLIAMS, it is voted to adjourn at 9:05 o'clock P.M. (E.D.T.) to meet again on THURSDAY, SEPTEMBER 21, 2000 at 7:30 o'clock P.M. (E.D.T.).

*Michael R. Clement*

City Clerk



