

THE CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

RESOLUTION OF THE CITY COUNCIL

No. 215

Approved June 10, 1970

RESOLVED, that the School Committee is directed to
cause the demolition of the old Roosevelt Street School.

IN CITY COUNCIL

JUN 4 - 1970

READ and PASSED

Russell Boyle
.....
Vincent C. C. C.
.....
President
Clerk

APPROVED

JUN 10 1970

Joseph A. Porley
.....
MAYOR

THE CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

RESOLUTION OF THE CITY COUNCIL

No. **216**

Approved June 10, 1970

WHEREAS, Reverend John J. Rainone was the principal celebrant of a concelebrated first Mass at Saint Adelbert's Church on Sunday, May 24, 1970 and

WHEREAS, Reverend Rainone, a resident of Providence, who attended Saint Adelbert's School and Our Lady of Providence High School, studied for the priesthood at Our Lady of Providence Seminary and Saint Bernard's Seminary,

NOW THEREFORE BE IT RESOLVED, That the best wishes of His Honor Mayor Joseph A. Doorley, Jr., and of the City Council are hereby extended to Reverend John J. Rainone upon the occasion of His Ordination and

BE IT FURTHER RESOLVED, That to his devoted parents Louis and Antonina Rainone the congratulations of Mayor Doorley and the Members of the City Council are extended for their faith and encouragement to their son in his chosen role as a priest.

IN CITY COUNCIL

JUN 4 - 1970

READ and PASSED

Samuel J. Boyle
President
Vincent C. Cella
Clerk

APPROVED

JUN 10 1970

Joseph A. Doorley Jr.
MAYOR

RESOLUTION OF THE CITY COUNCIL

No. 217

Approved June 10, 1970

WHEREAS, many elderly persons residing in Rhode Island whose annual net income from all sources is not adequate to enable them to maintain decent living conditions in the inflationary economy,

WHEREAS, the presently existing stationary income is fixed in whole or in part so as to be not adjusted to economy,

WHEREAS, the telephone is a necessity of life for such persons so that they may be able to protect themselves from the adversities of old-age which includes loneliness and emergency medical needs,

WHEREAS, the appropriate accessibility of senior citizens to telephone service is severely limited by the increase of recent telephone company costs,

WHEREAS, the telephone company received a mandate from the State Utilities Commission to propose an economy cost telephone service for elderly citizens which includes both these social and emergency needs,

NOW THEREFORE BE IT RESOLVED, that the Telephone Company adhere to the obligation imposed upon it by the State Utilities Commission by immediately implementing a schedule which includes a reasonable social and emergency use of telephone service for senior citizens at a reduced rate, as used herein "elderly person" shall mean persons sixty (60) years or older who are subscribers and who do not share such subscription with more than one other person in the same dwelling unit who is less than sixty (60) years of age.

BE IT FURTHER RESOLVED, that the Council of the City of Providence go on record in support of the R. I. Senior Citizen's request for deliverative negotiations with the Telephone Company to insure a schedule which incorporates a reasonable social and emergency use of telephone service.

IN CITY COUNCIL

JUN 4 - 1970

READ and PASSED

.....
..... President
..... Clerk

APPROVED

JUN 10 1970

.....
..... MAYOR



FRANCIS J. FAZZANO
DIRECTOR

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

DEPARTMENT OF BUSINESS REGULATION

169 WEYBOSSET STREET, PROVIDENCE, R. I. 02903

June 16, 1970

DIVISIONS OF

BANKING

INSURANCE

LIQUOR ADMINISTRATION

PUBLIC UTILITIES

REAL ESTATE

UPHOLSTERY LAWS

SECTIONS

ADVERTISING LAWS

CREDIT UNIONS

FUEL STANDARDS

SECURITIES

BOARD OF ACCOUNTANCY

Vincent Vespia, Esq.
City Clerk
City of Providence
City Hall
Providence, Rhode Island

Dear Vinnie:

This will acknowledge receipt of Resolution No. 217 approved by the City Council on June 10, 1970, and dealing with telephone service to the elderly people of this City.

Please be advised that I have forwarded the Resolution to Mr. Archie Smith, Chairman of the Public Utilities Commission, and I am sure that that Body will do everything possible to accomplish the purpose of the Resolution.

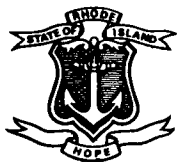
I believe I should tell you that the Public Utilities Division has been working on this matter with the Telephone Company for some time and they are certainly aware of the problem. However, I certainly appreciate the interest of the City Administration of Providence, and you may rest assured that you will have the full cooperation of this Department in this matter.

With kindest personal regards, I remain

Sincerely,


Francis J. Fazzano
Director

FJF:vf



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
DIVISION OF PUBLIC UTILITIES AND CARRIERS
169 WEYBOSSET STREET
PROVIDENCE, R. I. 02903

July 2, 1970

ARCHIE SMITH
ADMINISTRATOR

GEORGE A. McLAUGHLIN
DEPUTY ADMINISTRATOR

Honorable Vincent Vespia, City Clerk
City of Providence
City Hall
Providence, Rhode Island

Dear Mr. Vespia:

Francis J. Fazzano, Director of the Department of Business Regulation, has forwarded to me as Chairman of the Public Utilities Commission the copy you sent him of Resolution No. 217 approved by the City Council on June 10, 1970 dealing with telephone service to the elderly people of this city.

The Public Utilities Commission is entirely sympathetic with the overall intention of the Resolution. The language of the Resolution indicates that members of the City Council should have some clarification of the situation.

The Report and Decision of the Public Utilities Commission on the tariff filing made by the New England Telephone and Telegraph Company with the Division of Public Utilities on April 1, 1969 stated that the Commission was impressed with the need for an inexpensive, low usage, residential telephone service for senior citizens. It declared that the segment of Rhode Island residents who have not benefited from the affluence engendered by our rising economy should be afforded a telephone service to meet their needs of emergency protection and a reasonable opportunity for social communication. The Commission found that the minimum need of such persons is a call a day. The Decision declares: "The Commission finds from the evidence that it is proper, just and reasonable to require NET&T to offer an optional economy service on a message-rate basis with a charge applying for each out-going call in excess of 30 units in order that this service may be afforded to subscribers at a monthly rate below the present one-party residential rate." The then existing one-party residential rate in the City of Providence was \$6.60. Under the new rates the charge for that service rose to \$7.70.

The Company, in compliance with the Decision of the Commission, did provide a new residential telephone service at the reduced rate of \$5.45 with a charge applying for each out-going call in excess of 30 units. You will note that the Decision of the Commission made a finding of fact that the limitation of 30 units a month fulfilled the requirements of a telephone service meeting the needs of emergency protection and a reasonable opportunity for social communication. I must, therefore, inform the members of the City Council that the Telephone Company has in fact complied with the mandate of the Commission and has met its obligation by implementing the schedule, although its application was not limited to the elderly. Under the present state of the law, the Telephone Company could not establish a rate which would be available only to "elderly persons" as defined in the Resolution. This would be discriminatory. Moreover, the definition of "elderly persons" as meaning "persons 60 years or older who are subscribers and who do not share such subscription with more than one other person in the same dwelling unit who is less than 60 years of age" raises a number of problems, not least of which is that it would afford the same treatment to millionaires and to pensioners.

A group representing elderly persons has met on several occasions with members of the Commission and with the Telephone Company. Their demand has been that they be given unlimited service at the \$5.45 rate. Granting of this request would result in a reduction in income to the Telephone Company of many millions of dollars annually and would require that the bills of the remaining customers of the Company be increased to make up the loss. This is because the revenue and tariff allowed by the Order of the Commission permits the Telephone Company to earn only a fair rate of return on its investment as prescribed by the cases of the Supreme Court of the State of Rhode Island and of the Supreme Court of the United States. To reduce its income below present levels would result in unconstitutional confiscation of the Telephone Company property and business. To increase the charges to the remaining customers of the Company would constitute the imposition of a tax upon these customers because they would be paying for a service which they were not receiving but which was being given to the "elderly persons."

It is not within the jurisdiction of the Public Utilities Commission to place in effect a tariff which requires certain customers of the Telephone Company to support a segment of the population which is on limited income. The Public Utilities Commission does not possess the authority to establish a tariff based upon the ability of certain individuals to contribute to the support of other individuals. The right to impose a tax or to call upon one segment of the population to subsidize another segment is vested under our

July 2, 1970

system of law in the legislative body. The only other manner of achieving the general principle which the elderly are seeking and with which the Commission is sympathetic is through a welfare contribution by the City or by the State to assist those on limited income to purchase the telephone service that they or the legislative body feel is necessary.

I would like the members of the City Council to know that the members of the Commission have been conducting negotiations with the elderly and with the Telephone Company in order to determine if there is some method by which the number of calling units allowed may be increased. The Council may be interested to know that the limited service rate which resulted from the order of the Commission has already been put into effect for more than 1100 customers, and of these about three-quarters have had no out-going calls charged to them in excess of the 30 units allowed for the price of \$5.45 a month, and only about half a dozen have exceeded the charge of \$6.60 which was the cheapest rate formerly available for one-party residential service.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Archie Smith".

Archie Smith
Chairman

dlr dlr

THE CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

RESOLUTION OF THE CITY COUNCIL

No. 218

Approved June 10, 1970

RESOLVED, that the following are established as one-way streets.

Chestnut Street, one-way, from Weybosset Street to Point Street in a southerly direction.

Richmond Street, one-way, from Point Street to Weybosset Street in a northerly direction.

IN CITY COUNCIL

JUN 4 - 1970

READ and PASSED

Russell J. Boyle
President
Vincent C. Ciesla
Clerk

APPROVED

JUN 10 1970

Joseph A. D'Amico Jr.
MAYOR

THE COMMITTEE ON
PUBLIC WORKS

Approves Passage of
The Within Resolution

Respectfully
May 24, 1922

Chairman
Clerk

FRANK A. TIBALDI
TRAFFIC ENGINEER



JOSEPH A. DOORLEY, JR.
MAYOR

TRAFFIC ENGINEERING DEPARTMENT

60 ERNEST ST.

PROVIDENCE, R. I. 02905

781 - 4044

May 20, 1970

The Honorable City Council
Committee on Public Works
City Hall
Providence, Rhode Island

Gentlemen:

Please have placed on the docket the following one-way streets:

Chestnut Street, one-way, from Weybosset Street to Point Street
in a southerly direction.

A Richmond Street, one-way, from Point Street to Weybosset Street
in a northerly direction.

Very truly yours,

Frank A. Tibaldi
Frank A. Tibaldi
Traffic Engineer

FAT/ib

THE CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

RESOLUTION OF THE CITY COUNCIL

No. 219

Approved June 10, 1970

RESOLVED, that the following are established as
one-way streets, as recommended by the Traffic Engineer:

Washington Street, from Empire Street to Service
Road No. 7, one-way in a southwesterly direction.

Empire Street, from Broadway and Sabin Streets to
Weybosset Street, one-way in a southeasterly direction.

IN CITY COUNCIL

JUN 4 - 1970

READ and PASSED

Russell B. Boyd
President
William E. Bishop
Clerk

APPROVED

JUN 10 1970

Joseph H. Dooley Jr.
MAYOR

IN CITY
COUNCIL

MAY 7 - 1970

FIRST READING
REFERRED TO COMMITTEE ON
PUBLIC WORKS

Vincent Vespe
CLERK

THE COMMITTEE ON
PUBLIC WORKS

Approves Passage of
The Within Resolution

Vincent Vespe
Chairman
May 24, 1970
Clark

*Councilman Mc Nulty and
Councilman Pisatore, by request*

THE CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

RESOLUTION OF THE CITY COUNCIL

No. 220

Approved June 10, 1970



FRANK A. TIBALDI
TRAFFIC ENGINEER

JOSEPH A. DOORLEY, JR.
MAYOR

TRAFFIC ENGINEERING DEPARTMENT
60 ERNEST ST. PROVIDENCE, R. I. 02905 781 - 4044

April 29, 1970

The Honorable City Council
Committee on Public Works
City Hall
Providence, Rhode Island

Gentlemen:

The Traffic Engineering Department requests that the following streets be passed as one-way streets:

- 1) Washington Street, from Empire Street to Service Road No. 7, one-way in a southwesterly direction.
- 2) Empire Street, from Broadway and Sabin Streets to Weybosset Street, one-way in a southeasterly direction.

These streets will have to be made one-way at the completion of the Weybosset Hill Projects.

Very truly yours,

Frank A. Tibaldi
Frank A. Tibaldi
Traffic Engineer

ib

PETITION TO THE CITY COUNCIL

TO THE HONORABLE CITY COUNCIL OF THE CITY OF PROVIDENCE:

The undersigned respectfully petitions your honorable body

1. Petitioner, Rhode Island Hospital Trust National Bank, is the owner of certain real estate in the block bounded northerly by Kennedy Plaza, easterly by the present office building of the Petitioner, southerly by Westminster Street and westerly by Exchange Street. Said parcels are otherwise described as Lots 5 and 7 on Assessor's Plat No. 20.

2. By a resolution of the Zoning Board of Review for the City of Providence approved November 24, 1969, Petitioner was granted permission to construct a twenty-seven (27) story modern office building, to wit, the Rhode Island Hospital Trust Tower Building (hereafter "Tower Building") on the aforementioned lots.

3. Upon receiving the appropriate zoning relief, Petitioner commenced demolition of the three older buildings which had occupied the space on which the Tower Building will be constructed.

4. Petitioner presently is in the process of concluding the construction plans for said Tower Building.

5. Said construction plans provide for the location of certain pile caps along the property lines of the aforementioned lots, and said construction plan further provides for said pile caps to encroach upon the City property approximately fourteen (14) feet beneath the surface of the City sidewalks abutting said lots on Westminster Street, Exchange Street and Kennedy Plaza.

6. Said encroachments will not exceed a distance of five (5) feet from said property lines and will not interfere with any existing underground utility lines or service.

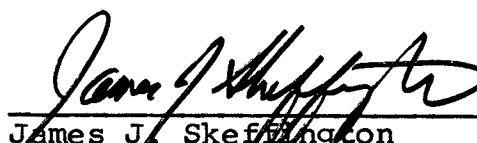
7. The encroachments herein referred to are essential to the building plans of Petitioner.

WHEREFORE, Petitioner requests this Honorable City Council, by resolution, to grant permission to Petitioner, its successors and assigns, to use, occupy and encroach upon City property approximately fourteen (14) feet beneath the City sidewalks which abut Lots 5 and 7 of Assessor's Plat 20, said sidewalks being on the northerly side of Westminster Street, the easterly side of Exchange Street and the northerly side of Kennedy Plaza, for the purpose of locating and placing foundation pile caps in connection with the construction of the aforementioned proposed office building.

RHODE ISLAND HOSPITAL TRUST NATIONAL BANK

By its attorneys,

TILLINGHAST, COLLINS & GRAHAM



James J. Skeffington
1030 Hospital Trust Building
Providence, Rhode Island 02903

IN CITY
COUNCIL

MAY 7 - 1970

FIRST READING
REFERRED TO COMMITTEE ON
PUBLIC WORKS

Vincent Vespe CLERK

THE COMMITTEE ON
PUBLIC WORKS

Approves Passage of
The Within Resolution

Vincent Vespe
June 11, 1970 *Chairman*
Clark

*Council President Boyle and
Councilman Ahern, by request*

Department of City Clerk

MEMORANDUM

DATE: May 8, 1970

TO: Director McGarry

SUBJECT: ENCROACHMENT-R.I. HOSPITAL TRUST NATIONAL BANK

CONSIDERED BY: Committee on Public Works

DISPOSITION: Attached is petition for permission to encroach under sidewalks at Westminster Street, Exchange Street and Kennedy Plaza.

Vincent Vespra

City Clerk

HARDLD E. STAPLES
WILLIAM A. GRAHAM
GEORGE C. DAVIS
DWEN P. REID
EDWIN H. HASTINGS
THDMAS R. WICKERSHAM
WILLIAM M. SLOAN
BAYARD EWING
ALFRED B. STAPLETON
RICHARD F. STAPLES
R. GORDON SCOTT
EUSTACE T. PLIAKAS
ANDREW A. DIPRETE
RANDALL W. BLISS
EDWARD J. REGAN
JOACHIM A. WEISSFELD
ROBERT J. MCGARRY
JAMES A. JACKSON
DEWITTE T. KERSH, JR.
PETER J. MCGINN
LOUISE DURFEE
ROBERT M. SCHACHT

JOHN J. PARTRIDGE
STANLEY A. BLEECKER
CHARLES S. SOKDLOFF
JAMES J. SKEFFINGTON
WILLIAM H. LYNCH
JAMES L. SLATTERY
RICHARD K. COLE, JR.
ANDREW J. JOSLIN
JOHN F. LEDDY

TILLINGHAST, COLLINS & GRAHAM

COUNSELORS AT LAW

HOSPITAL TRUST BUILDING
15 WESTMINSTER ST.
PROVIDENCE, R. I. 02903

TELEPHONE
274-3800
831-7400
AREA CODE 401

May 1, 1970


Mr. Vincent Vespia, Jr., City Clerk
City Hall
Providence, Rhode Island 02903

Dear Vin:

Thank you for your cooperation and assistance
in connection with the petition of Rhode Island Hospital
Trust National Bank to the City Council.

If additional information is needed with re-
spect to the petition, I shall do everything I can to
obtain it for you.

Yours sincerely,


James J. Skeffington

