

CITY OF PROVIDENCE
RHODE ISLAND



CITY COUNCIL

JOURNAL OF PROCEEDINGS

No. 59 City Council Regular Meeting, Thursday, February 21, 1985, 8:00 P.M. (E.S.T.)

PRESIDING

COUNCIL PRESIDENT

NICHOLAS W. EASTON

IN CITY COUNCIL

MAR 7 1985

APPROVED:

ROLL CALL

Rozanne Manley CLERK

Present: Council President Easton, Councilmen Annaldo, Dillon, Councilwomen DiRuzzo, Fagnoli, Councilmen Farmer, Glavin, Griffin, O'Connor, Pitts and Stravato—11.

Absent: Councilwoman Brassil, Councilmen Cola, Lombardi and Petrosinelli—4.

INVOCATION

The Invocation is given by COUNCIL-
MAN DAVID G. DILLON.

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

COUNCIL PRESIDENT PRO TEMPORE
STRAVATO leads the Members of the City
Council and the Assemblage in the Pledge of
Allegiance to the Flag of the United States
of America.

ORDINANCES SECOND READING

The following Ordinances were in City
Council February 7, 1985, Read and Passed
the First Time and are Returned for
Passage the Second Time:

An Ordinance in Amendment of Chapter 2 of
the Code of Ordinances of the City of Providence,
entitled: "Elections".

Be it ordained by the City of Providence:

Section 1. Chapter 2 of the Code of Ordinances of the City of Providence, entitled: "Elections" is hereby amended by adding the thereto Section 2-302 which shall read as follows:

"Section 2-302. *Polling Place Maps at Polling Places.* The Board of Canvassers shall cause to be posted at each polling place in each ward of the City of Providence throughout the hours of voting at any general or special election in the City of Providence a map showing each polling place in said ward and the geographic dimensions of and streets within each of said ward's voting districts, all in a manner sufficient to notify residents of each such ward of the polling place at which said residents vote."

Section 2. This ordinance shall take effect upon its passage.

An Ordinance in Amendment of and in Addition to Articles VII and VIII of Chapter 14, entitled: "Licenses", of the Code of Ordinances of the City of Providence, as Amended.

Be it ordained by the City of Providence:

Section 1. Article VII of Chapter 14 of the Code of Ordinances is amended by the addition thereto of the following:

"Section 14-145. Any person licensed under this Article who shall violate any of the conditions or restrictions imposed upon the issuance of such license, or any rules and regulations governing the conduct of any such licensee, established by the Bureau of Licenses, or by the State, shall suffer revocation of his or her license; in addition, such license may be revoked at any time for causes other than those specified above, including violation of any other provision of this Code of Ordinances. Said penalties shall be in addition to any other penalty which may be imposed as a result of violation of this Code of Ordinances."

Section 2. Articles VII and VIII of Chapter 14 of the Code of Ordinances is each, in both, amended by addition of the following language:

"(a). *Identification of Seller of Goods or Merchandise.*

"Every person licensed as herein provided shall require the seller of any goods or merchandise to present a valid motor vehicle operator's license

containing his or her photograph or such other suitable identification containing his or her photograph."

"Additionally, such licensee shall obtain a clear and identifiable print or impression of the seller's right thumb.

"The licensee shall maintain a record of the same, together with any other records required by law.

"Any person who violates any provision hereof, shall be subject to those penalties provided in Section 1-10 and/or 14-145; or Section 1-10 and/or 14-159, respectively of the Code of Ordinances."

Section 3. This Ordinance shall take effect upon its passage, and all ordinances or parts of ordinances inconsistent herewith are hereby repealed.

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

Ayes: Council President Easton, Councilmen Annaldo, Dillon, Councilwomen DiRuzzo, Fagnoli, Councilmen Farmer, Glavin, Griffin, Pitts and Stravato—10.

Noes: None.

Absent: Councilwoman Brassil, Councilmen Cola, Lombardi, O'Connor and Petrosinelli—5.

The motion for Passage the Second Time, is Sustained.

PRESENTATION OF ORDINANCES

COUNCIL PRESIDENT EASTON:

An Ordinance Prohibiting the City of Providence, in any Collective Bargaining Agreement with the Providence Teachers Union, from including Provisions of Allowing Teachers Bumping Rights by Position and Location.

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

The motion to Refer, is Sustained.

COUNCIL PRESIDENT EASTON (By Request):

An Ordinance requiring the Board of Licenses to Schedule Hearings at Night on Any Matter which the Community People Express an Interest

by Submitting a Petition Containing the Signatures of Fifteen (15) Registered Voters.

Referred to the Committee on Ordinances, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.

The motion to Refer, is Sustained.

An Ordinance Requiring Garbage be Placed in Containers when Placed on the Sidewalk for Garbage Collection.

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

The motion to Refer, is Sustained.

PRESENTATION OF RESOLUTIONS

COUNCILWOMAN BRASSIL:

Resolution requesting the Providence Housing Authority to Undertake a Study of the Security at Dexter Manor.

Whereas, There is a definite need to increase security at Dexter Manor, and

Whereas, A review and thorough screening of

proposed tenants should occur prior to permitting occupancy,

Now, therefore, be it Resolved, That the Providence Housing Authority is hereby requested to undertake a study of security at Dexter Manor with a view towards increasing same for the safety of the tenants, and

Be it further Resolved, That all applicants

desiring to enter into a lease at the Dexter Manor be reviewed thoroughly.

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

The motion for Passage, is Sustained.

COUNCILWOMAN BRASSIL (By Request):

Resolution requesting the Committee on Finance to Review the Manufacturing of Parts for Nuclear Weapons.

Referred to the Committee on Finance, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMEN FARMER and DILLON.

The motion to Refer, is Sustained.

COUNCILWOMAN BRASSIL and COUNCILWOMAN FARGNOLI:

Resolution Congratulating Leonard W. Reilly for His Services Rendered to the City and Expressing Best Wishes upon His Retirement.

Whereas, Leonard W. Reilly, Administrative Assistant to the Commissioner of Public Safety, has selected to retire following more than thirty-four years of service, and

Whereas, "Lenny" began his employment on September 11, 1950 as a Clerk at Precint Three on Potters Avenue and in recognition of his abilities, was elevated continuously until assuming his present position, and

Whereas, Ever pleasant and courteous, he has

earned a host of friends throughout his tenure who will miss his congeniality and loyalty,

Now, therefore, be it Resolved, That the members of the City Council hereby extend to Leonard W. Reilly, their sincere best wishes upon the occasion of his retirement, with best wishes that he enjoy many years of good health and prosperity, and

Be it further Resolved, That he be aware of the high esteem in which he is held by all who will miss his gentlemanly manner.

COUNCILWOMAN FARGNOLI:

Resolution Noting, with Appreciation, Sixty-Five Years of Dedicated Services Rendered to the City of Providence, by Mrs. Pearl Baker, Rain Guage Keeper of the Water Supply Board.

Whereas, Pearl Jane Baker, noted nonegenarian and Rain Guage Keeper of the Rocky Hill Rain Guage Station for the Water Supply Board for sixty-five years, has on February 15, 1985, attained the age of ninety-eight, and

Whereas, A native of Nova Scotia, Mrs. Baker has been a resident of Rhode Island since the age of nineteen, and

Whereas, In 1983, she was the recipient of the Golden Cane Award, in tribute to her tenure as Gloucester's oldest living resident, and

Whereas, She was acknowledged by the Air Force Cambridge Research Center of Milton, Massachusetts in 1956 for her reports of storm observations which were being utilized in studies of the relationships between severe storms and their associated radar echoes, and

Whereas, Mrs. Baker has reported daily throughout her years, of the high and low temperatures, the wind direction, the amount of

rain, together with a general comment on the weather with expertise none will exceed,

Now, therefore, be it Resolved, That the Members of the Providence City Council do hereby express to Mrs. Pearl Jane Baker, mother of four, grandmother, and great-grandmother of thirteen, their sincere appreciation for the services she has rendered and continues to render to the community in her dedication and unsurpassed knowledge in reporting weather conditions, and

Be it further Resolved, That upon the adoption of this Resolution by the City Council and its approval by His Honor the Mayor, the City Clerk is directed to transmit a duly engrossed copy of this Resolution to Mrs. Pearl Jane Baker, so that she be aware of the high esteem in which she is held.

Resolution requesting the Traffic Engineer to Undertake a Survey of the Traffic Problem at the Corner of Gention Avenue and Admiral Street.

Whereas, A "Stop" sign previously located at the intersection of Gention Avenue and Admiral Street is missing and it is now requested it be replaced, and

Whereas, There is a heavy flow of traffic along that area which has created a problem for motorists,

Now, therefore, be it Resolved, That the Traffic Engineer is hereby requested to undertake a survey of the traffic problem at the corner of Gention Avenue and Admiral Street with a view towards the installation of caution lights at that intersection.

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

The motion for Passage, is Sustained.

COUNCILMAN GLAVIN, COUNCILMAN DILLON and COUNCILWOMAN FARGNOLI (By Request):

Resolution Authorizing the Department of Planning and Urban Development on behalf of the City of Providence to Prepare and Submit an Application for an Urban Development Action Grant, as Amended. (Governor Dyer Co-op Market).

Resolution Authorizing the Department of Planning and Urban Development on behalf of the City of Providence to Prepare and Submit an Application for an Urban Development Action Grant, as Amended. (Providence Technology Park).

Resolution Authorizing the Department of Planning and Urban Development on behalf of the City of Providence to Prepare and Submit an Application for an Urban Development Action Grant, as Amended. (Wanskuck Mill Project).

Resolution Authorizing the Department of Planning and Urban Development on behalf of the City of Providence to Prepare and Submit an Application for an Urban Development Action Grant, as Amended. (Hope Brewing Company Project).

Severally Referred to the Committee on Urban Redevelopment, Renewal and Planning, on motion of COUNCILMAN

GLAVIN, seconded by COUNCILMAN DILLON.

The motion to Refer, is Sustained.

Resolved, That the Best Wishes of the City Council are hereby extended to Edward Joseph Lynch for a complete and speedy recovery from his recent illness.

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

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

The motion to Refer, is Sustained.

COUNCILMAN PETROSINELLI (By Request):

Resolution requesting the Chief Electrical Inspector to Order the Installation of a Street Light on that Pole Located in front of 285A Chad Brown Street.

Resolved, That the Chief Electrical Inspector is requested to order the installation of a street light on that Pole located in front of 285A Chad Brown Street.

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

The motion for Passage, is Sustained.

Resolution Authorizing and Empowering His Honor the Mayor on behalf of the City of Providence to Execute a Deed of Conveyance to the State of Rhode Island for the Sum of One Dollar (\$1.00) of Parcel 1A, Plat 1966 and in Return, the State of Rhode Island will Execute a Deed of Conveyance to the City of Providence for the Sum of One Dollar (\$1.00), a Portion of Land on State Freeway Plat No. 1541.

Referred to the Committee on City Property, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.

The motion to Refer, is Sustained.

COUNCILMAN PITTS:

Resolution asking the State Legislature to Pass Legislation that is being Introduced by Senator John Lyle Increasing the Penalties which may be Levied by Cities and Towns as Penalties for Violation of Local Ordinances.

COUNCILMAN LOMBARDI:

Resolution Extending Best Wishes of the City Council to Edward Joseph Lynch for a Complete and Speedy Recovery from His Recent Illness.

Resolution asking the State Legislature to Pass Legislation Establishing a Citizens Utility Board Including that Portion of the Legislation relative to Funding of the Board as Established, in the State of Wisconsin and Various Other States.

Severally Referred to the Committee on Ordinances, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.

The motion to Refer, is Sustained.

REPORTS FROM COMMITTEE

COUNCILWOMAN CAROLYN F. BRASSIL, Chairwoman COMMITTEE ON FINANCE

Transmits the following with Recommendation the Same be Severally Adopted:

An Ordinance in Amendment of Chapter 1984-55, Approved July 20, 1984, Entitled: "An Ordinance Establishing a Compensation Plan for the City of Providence," Relative to the Police Department.

An Ordinance Amending the Appropriation Ordinance Chapter 1984-53, Approved July 20, 1984, by Transferring the Sum of Five Thousand Dollars (\$5,000.00) from Grounds Maintenance (1-007-02-199) to Grounds Maintenance (1-007-02-571).

An Ordinance in Amendment of Chapter 1984-55, Approved July 20, 1984, Entitled: "An Ordinance Establishing a Compensation Plan for the City of Providence," Relative to the Fire Department.

An Ordinance in Amendment of Section 19 of Chapter 1984-54, as Approved July 20, 1984, Entitled: "An Ordinance Establishing the Classes of Positions, the Maximum Number of Employees and the Number of Employees in Certain Classes in the City Departments", Relative to Department of Communications.

An Ordinance Amending the Appropriation Ordinance Chapter 1984-53, Approved July 20, 1984, by Transferring the Sum of Forty-Three Thousand Five Hundred Dollars (\$43,500.00) from Bridge Maintenance (1-005-09-266) to Sewer Construction and Maintenance (1-005-11-269).

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

Ayes: Council President Easton, Council-

men Annaldo, Dillon, Councilwomen DiRuzzo, Fagnoli, Councilmen Farmer, Glavin, Griffin, O'Connor and Stravato—10.

Noes: None.

Not Voting: Councilman Pitts—1.

Absent: Councilwoman Brassil, Councilmen Cola, Lombardi and Petrosinelli—4.

COUNCILWOMAN DiRUZZO desires to be recorded as Voting "No" relative to the following:

"An Ordinance Amending the Appropriation Ordinance Chapter 1984-53, Approved July 20, 1984, by Transferring the Sum of Forty-Three Thousand Five Hundred Dollars (\$43,500.00) from Bridge Maintenance (1-005-09-266) to Sewer Construction and Maintenance (1-005-11-269)."

Recapitulation of Vote:

Ayes: 9.
Noes: 1.
Not Voting: 1.
Absent: 4.

The motion for Passage the First Time, is Sustained.

An Ordinance in Amendment of Chapter 1984-55, Approved July 20, 1984, Entitled: "An Ordinance Establishing a Compensation Plan for the City of Providence," Relative to Supervisor — General Maintenance.

An Ordinance in Amendment of Section 47 of Chapter 1984-54, as Approved July 20, 1984, Entitled: "An Ordinance Establishing the Classes of Positions, the Maximum Number of Employees and the Number of Employees in Certain Classes in the City Departments," Relative to Department of Grounds Maintenance Services.

An Ordinance in Amendment of Chapter 1984-55, Approved July 20, 1984, Entitled: "An Ordinance Establishing a Compensation Plan for the City of Providence," Relative to Finance Office, as Amended.

Severally Referred Back to the Committee on Finance, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.

The motion to Refer the Ordinances Back to Committee on Finance, is Sustained.

COMMUNICATIONS AND REPORTS

FROM STEPHEN WOERNER, C.P.A., INTERNAL AUDITOR:

Communication, Informing the City Council that in Accordance with the Providence Home

Rule Charter of 1980, Sec. 1206, He is Stating His Association, as a Minority Stockholder and Officer in Hope Brewing Corporation, Who is Applying for a Federal Urban Development Action Grant through the City of Providence.

Received.

The motion to Refer, is Sustained.

FROM THE PROVIDENCE MUNICIPAL COURT:

Report from January 1, 1984 to January 1, 1985.

Received.

Certificates from the City Assessor (55-M, 57-M and 58-M), Recommending the Same be Severally Cancelled, Pursuant to the Provisions of Sections 14 and 15 of Title 44, Chapter 7, of the General Laws of Rhode Island, 1956, as Amended.

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

FROM THE PORT DIRECTOR:

Monthly Report for December, 1984.

Received.

FROM THE CLERK'S DESK

Petitions for Compensation for Injuries and Damages, viz:

Allstate Ins. Co. as sub. of Andrea Cohen

C.B.S., Inc. and Daniel J. O'Shea

Edward R. DiPippo

Thomas Charles Drummond

Robert J. Easton

David M. Edwards

Michael and Kathy Florio

Arnold L. Hayes, Jr.

Marie Indellicati

Marie Indellicati, p.p.a Geoffrey Indellicati

Marie Indellicati, p.p.a. Reanna Indellicati

Eugene Mithers

Altagracia Munoz

Kim Plante

Gregory P. Salas

Peter W. Seisa

Robert Riccitelli and Ronald V. Riccitelli, and
James Varone

**COUNCILMAN GLAVIN, seconded by
COUNCILMAN DILLON.**

The motion to Refer, is Sustained.

**Severally Referred to the Committee on
Claims and Pending Suits, on motion of**

PRESENTATION OF RESOLUTIONS

"In Congratulations"

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

Robert F. McMahon

Resolution Extending Congratulations to the
following:

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

Gloria Fratus

The motion for Passage, is Sustained.

PRESENTATION OF RESOLUTIONS

"In Memoriam"

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

Leonida A. DiPilla

Resolution Extending Sympathy.

Margaret Pofi

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

Ida Simon

Mary F. Gazzero

Catherine R. Suzzi

Elmer Parrillo

Mary L. Morrissey

Caroline Filardo

Ernest J. Santoro

Michael P. Rossi

Sevino J. Ferrandi

John A. Bucci

Harold E. Harrington

Maria (Guglielmino) Hetu

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

The motion for Passage, is Sustained.

ADJOURNMENT

There being no further business, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON, the City Council Adjourns at 8:35 o'clock P.M. (E.S.T.) to meet again on THURSDAY, MARCH 7, 1985 at 8:00 o'clock P.M. (E.S.T.).

Rose M. Mandonea

City Clerk