

CITY OF PROVIDENCE
RHODE ISLAND



CITY COUNCIL
JOURNAL OF PROCEEDINGS

No. 51 City Council Regular Meeting, Thursday, December 18, 1980 8:00 P.M. (E.S.T.)

PRESIDING

COUNCIL PRESIDENT

RALPH FARGNOLI

IN CITY COUNCIL

JAN 5 1981

APPROVED:

Rose M. Menonaci CLERK

ROLL CALL

Present: Council President Fagnoli and Councilmen Addison, Almagno, Boyle, Councilwoman Brassil, Councilmen Easton, Farmer, Glavin, Griffin, Johnson, Lynch, Mansolillo, Moise, Paolino, Pearlman, Pen-nine, Petrosinelli, Salvatore and Stravato—19.

Absent: Councilmen Cirelli, Cola, Dillon, Flynn, O'Connor, Snowden and Xavier—7.

INVOCATION

The Invocation is given by REVEREND
MONSIGNOR DANIEL M. O'GRADY of the
Cathedral of S.S. Peter and Paul.

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

COUNCILMAN WILLIAM J. MOISE 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 RECORD

COUNCILMAN MOISE moves that the
Journal of Proceedings No. 50 of the
Regular Meeting of the City Council held
December 4, 1980 be amended on Page 1126
thereof, in the Second Column, Eleventh
Line, by inserting in front of Sponsors
COUNCILMAN JOHNSON and COUNCIL-
MAN LYNCH, the name "COUNCILMAN
MOISE"; Sponsors shall read: "COUNCIL-
MAN MOISE, COUNCILMAN JOHNSON
and COUNCILMAN LYNCH".

This motion being seconded by COUN-
CILMAN ADDISON is Put to Vote and
Passed.

The Journal of Proceedings No. 50 of the
Regular Meeting of the City Council held
December 4, 1980 and Posted December 15,
1980 on that Bulletin Board located on the
Ground Floor of the City Hall is thereupon
Approved, as Amended, on motion of
COUNCILMAN ADDISON, seconded by
COUNCILMEN GLAVIN and STRAVATO.

APPOINTMENT BY HIS HONOR THE MAYOR

Communication dated December 15, 1980, Informing the Honorable City Council, that Pursuant to Section 4.1 and Section 6.2 of the Providence City Charter, of His appointment of Ronald L. Tarro as Acting Finance Director.

Pursuant to Section 4.1 and Section 6.2 of the Providence City Charter, I hereby nominate and appoint Ronald L. Tarro, Acting Finance Director.

December 15, 1980

Very Truly Yours,

Ralph Fagnoli
President of the City Council
City of Providence
City Hall
Providence, RI 02903

VINCENT A. CIANCI, JR.
Mayor of Providence

Received.

Dear President Fagnoli:

PRESENTATION OF RESOLUTIONS

COUNCILWOMAN BRASSIL, COUNCILMAN BOYLE, and COUNCILMAN EASTON:

Resolution Requesting the Commissioner of Public Safety to cause an investigation into the recent actions of the Dog Officer in the Destroying of approximately Thirty to Sixty Dogs at the Dog Pound.

Whereas, It has been reported in the newspaper that the City's Dog Officer has put to sleep thirty to sixty dogs at the Dog Pound, many prior to the five day holding period,

Now, Therefore, Be It Resolved, That the Commissioner of Public Safety is requested to cause an investigation into the recent actions of the Dog Officer in destroying approximately thirty to sixty dogs at the Dog Pound.

COUNCILMAN EASTON:

Resolution Rescinding Resolution No. 686, approved November 7, 1980, due to incorrect address on application and granting Gulf Oil Corporation, 25 Broadway, Plat 26, Lot 349, Permission to remove Three (3) Existing Six Thousand, Five Hundred (6,500) Gallon storage tanks and replace with Four (4) New Ten Thousand (10,000) Gallon storage tanks, making a total capacity of Forty-One Thousand, Five Hundred (41,500) gallons upon the premises.

Whereas, Resolution No. 686, approved November 7, 1980, having the incorrect address on application is hereby rescinded,

Now, Therefore, Be It Resolved, That the following named person, firm or corporation is hereby granted permission to erect, alter or use a

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

Application of Gulf Oil Corporation, 25 Broadway, Plat 26 and Lot 349 to Remove Three (3) existing Six Thousand Five Hundred (6,500) Gallon Storage Tanks and Replace with Four (4) New Ten Thousand (10,000) Gallon Storage Tanks, making a Total Capacity of Forty-One Thousand, Five Hundred (41,500) Gallons upon the premises.

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

COUNCILMAN EASTON and COUNCILMAN JOHNSON (By Request):

Resolution Requesting the Acting Public Service Engineer to Order the Installation of Street Lights on Poles Numbered 6 and 7 located along Ardoene Street.

Resolved, That the Acting Public Service Engineer is requested to order the installation of Street Lights on Poles Numbered 6 and 7, located along Ardoene Street.

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

The motion for Passage is Sustained.

COUNCILMAN PEARLMAN and COUNCILMAN FARMER (By Request):

Resolution 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.

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

The motion to Refer is Sustained.

COUNCILMAN XAVIER (By Request):

Resolution Requesting the Chief of the Providence Police Department to cause the enforcement of "No Parking within Twenty-five (25) Feet of Corner" regulations within the City of Providence.

Whereas, There are numerous violations of vehicles parking too close to corners of intersections making it difficult for automobiles, and more important fire trucks, to turn at locations where these violations exist,

Now, Therefore, Be It Resolved, That the Chief of the Providence Police Department is hereby requested to cause the enforcement of "No Parking within Twenty-Five (25) Feet of Corner" regulations within the City of Providence.

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

The motion for Passage is Sustained.

REPORTS FROM COMMITTEES

COUNCILWOMAN CAROLYN F. BRASSIL, Chairwoman COMMITTEE ON FINANCE

Transmits the following with Recommendation the Same be Severally Adopted:

An Ordinance in Amendment of Section 21-13 of the Code of Ordinances of the City of Providence Entitled: "Filing Fee for Petition to Abandon Public Highway".

Read and Passed, the First Time, on motion of COUNCILMAN ADDISON, seconded by COUNCILMAN GLAVIN, by the following Roll Call Vote:

Ayes: Council President Fagnoli and Councilmen Addison, Almagno, Boyle, Councilwoman Brassil, Councilmen Easton, Farmer, Glavin, Griffin, Lynch, Mansolillo, Moise, Paolino, Pearlman, Pennine, Petrosinelli, Salvatore and Stravato—18.

Absent: Councilmen Cirelli, Cola, Dillon, Flynn, Johnson, O'Connor, Snowden and Xavier—8.

The motion for Passage the First Time, is Sustained.

Resolution Requesting the Mayor to Invite the Members of the City Council's Committee on Finance and the Committee on City Property, to Attend All Meetings held with the Newly Created Narragansett Bay Water Quality Management District Commission, Regarding Their Acquisition of the Providence Sewer Treatment Plant and Other Incidental City Property.

Whereas, Under the Provisions of Chapter 342, P.L.'s 1980, there has been created, the Narragansett Bay Water Quality Management District Commission, for the purpose of acquiring the Providence Sewer Treatment Facility and upgrading and managing of same, and

Whereas, Under the Provisions of 46-25-10 G.L.'s of R.I., as amended 1980, said Commission may assume payment of General Obligation Debt Service Liabilities of the City of Providence not exceeding Fourteen Million Dollars, (\$14,000,000.00), incurred for Capital Improvement of the Sewage Treatment Facilities, and

Whereas, The Provisions of 46-25-11, G.L.'s of R.I., as amended 1980, Authorizes said Commission to acquire by purchase such properties as it deems necessary or desirable, and

Whereas, The taxpayers of the City of Providence, over the years, have expended Millions of Dollars in the construction and upgrading of the Sewage Treatment Facilities within the City of Providence,

Now, Therefore, Be It Resolved, So that the Citizens of Providence may receive the greatest dollar value possible for the facilities which will be turned over to said Commission, it is hereby requested that the Mayor, in his negotiations with the Narragansett Bay Water Quality Management District Commission, invite the members of the Providence City Council's

Committee on Finance and the members of the Providence City Council's Committee on City Property, to participate in these meetings and negotiations.

Resolution Requesting the Committee on Finance to Investigate the Operation of the Dog Pound and Obtain an Accountability of Their Income.

Resolved, That the Committee on Finance is requested to investigate the operation of the Dog Pound and to obtain an accountability of their income.

COUNCILMAN LAURENCE K. FLYNN, Chairman COMMITTEE ON PUBLIC WORKS

Transmits the following with Recommendation the Same be Severally Adopted:

Resolution granting permission to Makam's Deli and Fine Foods Restaurant, of 31 Aborn Street, for permission to erect an Awning over the entrance to its Restaurant and to extend to the curb and the door onto the Sidewalk from the Building.

Resolved, That permission is hereby granted to Makam's Deli and Fine Foods Restaurant of 31 Aborn Street, Providence, to erect an awning over the entrance to its Restaurant at 31 Aborn Street to extend to the curb, and the door to open outward extending three (3) feet onto the sidewalk from the building, in accordance with

conditions set forth by the Director of the Department of Building Inspection.

Resolution Granting permission to Slade Real Estate and Development Company, 44 Washington Street, to construct an entry/ramp in accordance with plans submitted.

Resolved, That permission is hereby granted to Slade Real Estate and Development Company, 44 Washington Street, Providence, to construct an

entry/ramp at 44 Washington Street to conform with handicap regulations as prescribed by the Building Code of the State of Rhode Island, all in accordance with accompanying plan and conditions set forth by the Director of the Department of Building Inspection.

COUNCILMAN ADDISON moves Passage of the Several Resolutions.

This motion is seconded by COUNCILMAN GLAVIN.

COUNCILMAN MOISE moves that "Resolution to Makam's Deli and Fine Foods Restaurant, of 31 Aborn Street, for Permission to Erect an Awning Over the Entrance to its Restaurant and to Extend to the Curb and the Door onto the Sidewalk from the Building" and that "Resolution Granting Permission to Slade Real Estate and Development Company, 44 Washington Street, to Construct an Entry/Ramp in Accordance with Plans Submitted," be Severally Referred Back to Committee on Public Works.

This motion being seconded by COUNCILMAN STRAVATO is Put to Vote and Not Passed by the following Roll Call Vote:

Ayes: Councilwoman Brassil, Councilmen Moise, Petrosinelli, Salvatore and Stravato—5.

Nays: Council President Fagnoli and Councilmen Addison, Almagno, Boyle, Easton, Farmer, Glavin, Griffin, Lynch, Mansolillo, Paolino, Pearlman and Penning—13.

Absent: Councilmen Cirelli, Cola, Dillon, Flynn, Johnson, O'Connor, Snowden and Xavier—8.

The Resolutions are thereupon Severally Read and Collectively Passed.

COUNCILMAN STRAVATO desires to be

recorded as voting "No" on "Resolution Granting Permission to Makam's Deli and Fine Foods Restaurant of 31 Aborn Street, for Permission to Erect an Awning Over the Entrance to its Restaurant and to Extend to the Curb and the Door onto the Sidewalk from the Building".

COUNCILMAN MOISE desires to be recorded as voting "No" on "Resolution Granting Permission to Slade Real Estate and Development Company, 44 Washington Street, to Construct an Entry/Ramp in Accordance with Plans submitted."

The motion for Passage is Thereupon Sustained.

The following are transmitted with Recommendation the Same be Severally Denied.

Resolution Requesting the Traffic Engineer to Establish Anthony Avenue, as a One-Way Street.

Resolution Requesting the Traffic Engineer to Cause the Installation of Four-Way "Stop" signs at the intersection of Ivy Street and Dana Street.

Resolution, accompanied by petition, that O'Neil Street be made a One-Way Street, from Veazie Street to Douglas Avenue, in a southerly direction.

Severally Denied, on motion of COUNCILMAN ADDISON, seconded by COUNCILMAN GLAVIN.

The motion to Deny is Sustained.

COMMUNICATIONS AND REPORTS

FROM THE CITY ASSESSOR:

Certificate (42-H) 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.

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

The motion to Refer is Sustained.

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

The motion to Refer is Sustained.

FROM THE CITY CLERK:

Reports of All Monies Received, Transmitted to and Credited by the City Collector for the Fiscal Quarter Ended June 30, 1980 and the Fiscal Year Ended June 30, 1980.

Severally Received.

FROM THE PROVIDENCE REDEVELOPMENT AGENCY:

Report dated December 12, 1980, Informing the Honorable City Council of Its Proposed Sale of Real Property within the West Broadway NDP, A2-1, Year III, viz:

The Agency proposes the sale of Parcel 3-30 consisting of 4,604 sq. ft. of land as delineated on the attached map for the disposition price of \$1,380.00 to T.A.G. Associates of 42 Gentian Avenue, Providence, RI. The parcel will be developed as a residential fringe parcel.

FROM THE PORT DIRECTOR:

Monthly Report for September, 1980.

Received.

FROM THE CLERK'S DESK

Petitions for Compensation for Injuries and Damages, viz:

Allstate Insurance Company as subrogee of Charles Gosselink

Amica Mutual Insurance Co., as Subrogee of Ralph Sabetta Gacicia, Packer and Company

Severally Referred to Committee on Claims and Pending Suits, on motion of COUNCILMAN ADDISON, seconded by COUNCILMEN EASTON and GLAVIN.

The motion to Refer is Sustained.

PRESENTATION OF RESOLUTIONS

"In Congratulations"

COUNCIL PRESIDENT FARGNOLI and the MEMBERS OF THE CITY COUNCIL:

Resolutions Extending Congratulations to the following:

Eugene DiSarro and Robin Minutelli, in Recognition of Winning First Place on the Television Show "Dance Fever" on Saturday, December 6, 1980.

Mr. and Mrs. Hans P. Olsen, In Recognition of the Occasion of the Birth of their Daughter, Born November 13, 1980.

The Providence Sporting Goods Team, In Recognition of Winning the Providence Recreation Touch Football League Championship at Conley Stadium.

Mr. and Mrs. Albert Nota, In Recognition of the Occasion of their Fiftieth Wedding Anniversary.

Mr. and Mrs. Steven J. Brazenor, In Recogni-

tion of the Occasion of the Birth of Their Son, Born November 11, 1980.

Mr. and Mrs. Joseph M. Pescatore, In Recognition of the Occasion of the Birth of their Son, Born November 6, 1980.

Mr. and Mrs. Vincent J. Loffredo, In Recognition of the Occasion of the Birth of their Son, Born November 4, 1980.

Mr. and Mrs. Robert J. Allard, Jr., In Recognition of the Occasion of the Birth of their Son, Born November 3, 1980.

Mr. and Mrs. Steven J. Faiola, in Recognition of the Occasion of the Birth of Their Son, Born November 2, 1980.

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

The motion for Passage is Sustained.

PRESENTATION OF RESOLUTIONS

"In Memoriam"

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

Resolutions Extending the Sympathy of the
Members of the City Council to the Families of
the following Decedents:

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

Sylvester F. Paul

Charles Aitken

James A. Anderson

Walter J. Nieratko

Vincent J. Ferrara

William A. Brown

Eleanor J. McNamara

Cecelia F. Mason

Martha Norigian

Francis T. Hanley

Pasquale Mannoccia

Vincent DeMaio

Mary B. Serrecchia

Helen F. Pellegrino

Alice Franco

Josephine Neri

Marie C. Mancuso

Silvio Gallo

Carolina Cuculo

Pearl B. Fedele

Raymond J. Murphy

Marie T. Bedard

Richard C. Giblin

Paride DiSarro

**Severally Read and Collectively Passed,
by a Unanimous Rising Vote, on motion of
COUNCILMAN ADDISON, seconded by
COUNCILMEN GLAVIN and STRAVATO.**

The motion for Passage is Sustained.

PERSONAL PRIVILEGE

COUNCILMAN MOISE Requests and is Granted the Floor on a Point of Personal Privilege and States:

"Mr. President, I would like to take issue with the phantom and ghost writers of the Providence Journal-Bulletin who attempted to discredit myself and the Members of the Providence City Council on Wednesday, December 17 in the Journal and Bulletin editorial page.

It is another attempt of the Journal Bulletin editorial staff who are phantom and ghost writers but never identify themselves or the source of their information but they sure know how to "Monday Quarterback" and try to discredit us, the members of the Council who on the most part give an awful lot of themselves for the mere \$3,000.00 per year they receive.

The title of the issue was "Sorry Exercise in Politics by the Providence City Council" telling us that we confirmed its worst critics and we railroaded through the reinstatement of Mr. Clement Cesaro as the Public Works Director.

Let me review some facts: Mr. Cesaro is a sincere, conscientious worker and responsive to the citizenry and this council and no one can deny this. I want to remind you that Mr. Cesaro has had his work cut out for him. His hands have been full with problems in this deteriorating city. Besides normal duties and responsibilities I want to remind you of a few of them that he expertly responded to in the last several months: potholes

throughout the City, neglected streets throughout the City, no garbage trucks, inferior equipment, massive sewer and sewerage problems, many street collapses, Point Street Viaduct condemnation and the outrageous contract given out while Mr. Cesaro was out of town, the dog pound problems, rat baiting and environmental control problems, contracts, Cranston Street Railroad Bridge problems, port problems, we had four port directors in five months, Port Terminal problems, illegal dumping in river and the Providence Sewage Plant.

Just to name a few of the additional duties and responsibilities that he has had over and above the normal duties and on the needs that kept him out each night trying to cope with all these problems.

We, on the Council know what is going on. We know the job this man has done and we don't need a soap opera to shame this man of his character and we don't need politics to dictate to us how to vote. We vote our conscience in the best interest of the people who elected us. We are not obstructionists as the Journal likes to call us. We are Democrats who try to do what's right and we can't be wrong when even an Independent member voted the same way we did, and only three out of twenty-six voted against Mr. Cesaro.

Maybe the phantom writers should search and see where the mayor's budget is after six months into the new fiscal year.

ADJOURNMENT

There being no further business, on motion of COUNCILMAN ADDISON, seconded by COUNCILMAN STRAVATO, the City Council adjourns at 9:15 o'clock P.M. (E.S.T.) to meet again on MONDAY, JANUARY 5, 1981, at 8:00 o'clock P.M. (E.S.T.).

Rose M. Mendonca

City Clerk