

City of Providence

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

CHAPTER 2003-40

No. 553 AN ORDINANCE

PROVIDING FOR THE ASSESSMENT AND COLLECTION OF 2003 TAXES IN A SUM NOT LESS THAN TWO HUNDRED THIRTY FIVE MILLION DOLLARS (\$235,000,000) AND NOT MORE THAN TWO HUNDRED SIXTY FIVE MILLION (\$265,000,000) BEING BASED ON A ONE HUNDRED PERCENT (100%) OF THE 2003-2004 FISCAL YEAR TAX COLLECTIONS.

Approved July 31, 2003

Be it ordained by the City of Providence:

Section 1. The City Council of the City of Providence, hereby orders the assessment and collection of a tax on the ratable real estate and tangible personal property, as well as orders the assessment and collection of an excise tax on all registered motor vehicles, in a sum not less than TWO HUNDRED TWENTY FIVE MILLION DOLLARS (\$235,000,000) AND NOT MORE THAN TWO HUNDRED FIFTY MILLION (\$265,000,000) being one hundred percent (100%) of the 2003-2004 year tax collection, as amended; said tax is for ordinary expense charges and for the payment of interest and indebtedness in whole or in part of said City and for other purposes authorized by law.

Section 2. The City Assessor shall assess and apportion said tax on inhabitants and ratable real estate and tangible personal property of said City as of the 31st day of December AD 2002 midnight, Eastern Standard Time, as well as assess and apportion said excise tax on owners of registered motor vehicles in the City of Providence during calendar year 2002, according to law, and shall on completion of said assessment, date and sign, and shall make out and certify to the City Collector of the City of Providence, on or before the 15th day of June, AD 2003 a complete listing containing (1) the names of persons taxed and the total value of all real estate taxed to each; (2) the amount of the personal estate except manufacturer's machinery and equipment assessed against each person; and (3) the amount of said motor vehicle excise assessment against each person, on said real estate, personal estate and motor vehicle opposite the name of the person or persons assessed.

The assessment of real estate, personal estate and motor vehicles shall appear on separate lists.

Said taxes shall be due and payable on and between the first day of July, AD 2003, next, and the twenty fourth day of July, AD 2003, next, and all taxes remaining paid said last named day shall carry until collected a penalty at the rate of twelve per centum (12%) per annum upon such unpaid real estate, personal estate and excise taxes.

Said taxes may be paid in four installments, the first installment of twenty-five per centum (25%) on or before the twenty-fourth day of July, AD 2003, next, and the remaining installments as follows:

Twenty-five per centum (25%) on the
Twenty-fourth day of October, AD 2003
Twenty-five per centum (25%) on the
Twenty-sixth day of January, AD 2004
Twenty-five per centum (25%) on the
Twenty-sixth day of April, AD 2004

No.

CHAPTER
AN ORDINANCE

IN CITY COUNCIL
MAY 1 2003
FIRST READING
REFERRED TO COMMITTEE ON
FINANCE

CLERK

Councilman Jackson, By Request
7/15/03 amended

THE COMMITTEE ON

Finance
Recommendation - Be Carried
Ann M. Stets

	5-8-03	CLERK
CB	5-20-03	6-12-03
AMS	5-21-03	6-17-03
	5-22-03	7-2-03
MRC	5-23-03	7-8-03
AMS	5-27-03	7-10-03
	5-28-03	7-15-03 MRC - amended
	6-3-03	
	6-4-03	
MRC	6-10-03	
AMS	6-11-03	

THE COMMITTEE ON
FINANCE
Approves Passage of
The Within Ordinance

Ann M. Stets
7-22-03
Clerk

Each installment period successively and in order shall be free from any charges for interest. Provided, however, the option to pay taxes in quarterly installments shall not apply to any tax levied in an amount not in excess of \$100.00. If the first installment or any succeeding installment of taxes is not paid by the last day of the respective installment period or periods as they occur, then the whole tax or remaining unpaid balance of the tax, as the case may be, shall immediately become due and payable and shall carry until collected a penalty at the rate of twelve per centum (12%) per annum on said real estate, personal estate and excise taxes.

The City Collector shall by advertisement in a public newspaper of the City notify all persons assessed to pay their respective taxes at his/her office; said Collector shall attend daily, Saturdays, Sundays, and holidays excepted at his/her office from eight-thirty o'clock a.m. to four o'clock p.m. to receive taxes.

Section 3. This ordinance is enacted pursuant to Rhode Island General Laws 44-5-2 (a).

Section 4. This ordinance shall take effect upon its passage.

IN CITY COUNCIL
JUL 25 2003
FIRST READING
READ AND PASSED

Michael S. Clement

IN CITY
COUNCIL
JUL 28 2003
FINAL READING
READ AND PASSED

John J. Lombardi
PRESIDENT
Michael S. Clement
CLERK

APPROVED

J. H. C.

MAYOR

7/31/03



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

Department of Administration
OFFICE OF MUNICIPAL AFFAIRS
One Capitol Hill
Providence, RI 02908-5873

JUL 18 2003

MM

OFFICE (401) 222-2867
FAX (401) 222-3809

July 16, 2003

Mayor David N. Cicilline
City Hall
25 Dorrance Street
Providence, RI 02903

Dear Mayor Cicilline:

The Department of Administration, Office of Municipal Affairs, and the Office of the Auditor General, have reviewed the request from the City of Providence to exceed the property tax cap for FY 2004.

Based upon the information provided, we hereby certify the following exclusion from the property tax cap for FY 2004 in accordance with § 44-5-2(c)(3):

Increase in debt service:	
FY 2004 debt service requirement	\$46,804,381
FY 2003 expense at 5.5% increase	<u>44,347,221</u>
Total Certified Increase in Debt Service Costs:	\$ 2,457,160

In addition, the Office of the Auditor General has approved the following emergency situations:

Increase in City Health Insurance	\$2,514,395
Increase in School Department Health Insurance	3,115,556
Increase in contribution rate to Teachers' Retirement System	<u>1,398,705</u>
Subtotal	<u>7,028,656</u>
Less amount to be funded within the cap	<u>1,028,656</u>
Total amount of emergency situations	<u>\$6,000,000</u>

Page Two
Mayor David N. Cicilline
July 16, 2003

These emergency situations, as well as the increase in debt service costs, are certified to the extent that they are included in the city's final budget.

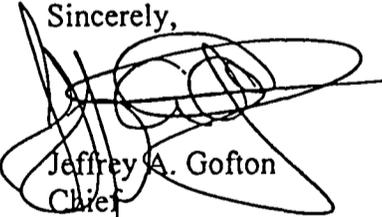
Therefore, the City of Providence is certified to exceed the property tax cap by no more than \$8,457,160 for FY 2004.

The current tax rates for real estate (after homestead exemptions) and tangible personal property (excluding retail/wholesale inventory) are \$35.94 and \$49.35, respectively. The five and one-half percent (5.5%) property tax rate cap for real estate is \$37.92 for FY 2004. The property tax rate cap for tangible personal property in accordance with Section 44-5-11.8(c) of the general laws is \$48.53.

Based upon the city's estimated assessed valuations of \$5,109,926,596 for real estate and \$571,680,423 for tangible personal property; this certification to exceed the cap by \$8,457,160 should result in tax rates no greater than \$39.37 and \$50.38, respectively.

I should note that this excess levy, as authorized by the Department of Administration, must be approved by a majority of the governing body. We would advise you that, once the budget is adopted, and prior to adopting a levy resolution, a resolution should be passed stating the specific amount that the town intends to override the 5.5% property tax levy cap.

If there are any questions, please do not hesitate to call.

Sincerely,

Jeffrey A. Gofton
Chief

JAG:emm

xc: Robert J. Higgins, Director of Administration
Rosemary Booth-Gallogly, Exec. Dir./State Budget Officer
Ernest A. Almonte, Auditor General
Alex Prignano, Finance Director

JUL 15 2003



STATE OF RHODE ISLAND and PROVIDENCE PLANTATIONS

GENERAL ASSEMBLY

OFFICE of the AUDITOR GENERAL

ERNEST A. ALMONTE, CPA, CFE
AUDITOR GENERAL
EALMONTE@OAG.STATE.RI.US

- ◆ INTEGRITY
- ◆ RELIABILITY
- ◆ INDEPENDENCE
- ◆ ACCOUNTABILITY

MM

July 11, 2003

John S.

*CC. Alex
- MICHAEL CLEMENT,*

Mr. Jeffrey A. Gofton, Chief
Department of Administration
Office of Municipal Affairs
One Capitol Hill
Providence, RI 02908-5873

Dear Mr. Gofton:

In accordance with the Omnibus Property Tax Relief Act of 1985 (General Laws Section 44-5-2, as amended) the City of Providence has requested that the Auditor General certify the existence of emergency situations which would allow the City to exceed the 5-1/2% property tax levy cap for its fiscal year budget ending June 30, 2004.

City officials identified proposed emergency situations in the City and School Department budgets totaling \$9,595,317 for our review. Our analysis was confined to the facts and circumstances of the specific financial events, which City and School officials represented to this office as emergency situations. Based on our review of the information provided to us supporting this request, we are approving the existence of emergency situations in the amount of \$6,000,000 as follows:

Increase in City Health Insurance	\$2,514,395
Increase in School Department Health Insurance	3,115,556
Increase in contribution rate to Teacher's Retirement System	<u>1,398,705</u>
Subtotal	7,028,656
Less amount to be funded within the cap	<u>1,028,656</u>
 Total amount of emergency situations	 <u>\$6,000,000</u>

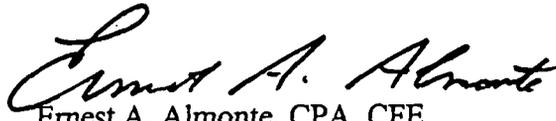
• Mr. Jeffrey A. Gofton

July 11, 2003

• Page 2

The emergency certification request was reduced for events, which, in our opinion, did not appear to meet the definition, or financial impact criteria of an emergency situation as established in the Standards and Procedures for Certification of an Emergency Situation in Accordance with General Laws Section 44-5-2. These emergency situations are approved to the extent that they are included in the City's final budget.

Sincerely,



Ernest A. Almonte, CPA, CFE
Auditor General

cc: Mayor David Cicilline