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**CITY OF PROVIDENCE  
RHODE ISLAND**



**CITY COUNCIL  
JOURNAL OF PROCEEDINGS**

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No. 20 City Council Regular Meeting, Thursday, August 3, 2006, 6:30 o'clock P.M. (E.D.T.)

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**PRESIDING  
COUNCIL PRESIDENT  
JOHN J. LOMBARDI**

**ROLL CALL**

**Present: COUNCIL PRESIDENT  
LOMBARDI, COUNCILMEN APONTE,  
BUTLER, DeLUCA, HASSETT, IGLIOZZI,  
JACKSON, LUNA, MANCINI, COUNCIL-  
WOMEN ROMANO, WILLIAMS and  
YOUNG - 12.**

**Absent: COUNCILMAN ALLEN, COUNCIL-  
WOMAN DiRUZZO and COUNCILMAN  
SEGAL - 3.**

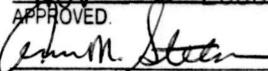
**(SUBSEQUENTLY COUNCILWOMAN  
DiRUZZO JOINS THE MEETING)**

**Also Present: Anna M. Stetson, City  
Clerk, Claire E. Bestwick, First Deputy City  
Clerk, Sheri A. Petronio, Assistant Clerk,  
Adrienne G. Southgate, Deputy City Solicitor  
and Vincent J. Berarducci, City Sergeant.**

2006 OCT 23 P 3:41  
DEPT. OF CITY CLERK  
PROVIDENCE, R.I.

FILED

IN CITY COUNCIL

NOV 2 2006  
APPROVED.  CLERK

## INVOCATION

The Invocation is given by COUNCILWOMAN RITA M. WILLIAMS.

## 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.

### COUNCILWOMAN DIRUZZO JOINS THE MEETING

## APPROVAL OF RECORDS

Journal of Proceedings No. 12 of the Special Meeting of the City Council held May 11, 2006; Journal of Proceedings No. 13 of the Regular Meeting of the City Council held May 18, 2006; Journal of Proceedings No. 14 of the Regular Meeting of the City Council held June 1, 2006 and Journal of Proceedings No. 15 of the Regular Meeting of the City Council held June 15, 2006 and Posted on July 26, 2006 on that Bulletin Board located on the Ground Level of City

Hall, are approved, as printed, on Motion of COUNCILMAN APONTE, seconded by COUNCILWOMAN WILLIAMS.

### APPOINTMENT BY HIS HONOR THE MAYOR

Communication dated July 13, 2006, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1107 of the Providence Home Rule Charter of 1980, as amended, he is this day appointing Ms. Barbara Fields of 200 Sessions Street, Providence, Rhode Island 02906, as a member of the Providence

Housing Authority for a term to expire in July, 2007.

**COUNCIL PRESIDENT LOMBARDI  
Receives the foregoing Communication.**

### ORDINANCES SECOND READING

**The Following Ordinances were in City Council July 6, 2006, Read and Passed the First Time and are Severally Returned for Passage the Second Time:**

An Ordinance Relating to Article IV, Chapter 17, Section 17-189(5) of the Code of Ordinances.

*Be it ordained by the City of Providence:*

SECTION 1. Notwithstanding the language of Section 17-189(5) of the Code of Ordinances which provides that "the application to accomplish such accidental disability

retirement must be filed within eighteen (18) months of the date of the accident", the Retirement Board of the City of Providence, may consider and act upon the accidental disability retirement application of Joseph J. Grennan, Jr., even though more than eighteen (18) months have passed since the date of the accident which is the averred proximate cause of the above-named applicant for a disability retirement allowance.

SECTION 2. Said application shall be subject to and considered in accordance with all other applicable ordinances, regulations, standards and practices relating to accidental disability retirement applications.

SECTION 3. This Ordinance shall take effect upon its passage.

**Read and Passed the Second Time, on Motion of COUNCILMAN APONTE, seconded by COUNCILWOMAN WILLIAMS, by the Following Roll Call Vote:**

**AYES: COUNCIL PRESIDENT LOMBARDI, COUNCILMEN APONTE, BUTLER, DeLUCA, COUNCILWOMAN DiRUZZO, COUNCILMEN HASSETT, IGLOZZI, JACKSON, LUNA, MANCINI, COUNCILWOMEN ROMANO, WILLIAMS and YOUNG - 13.**

**NAYES: NONE.**

**ABSENT: COUNCILMEN ALLEN and SEGAL - 2.**

**The Motion for Passage the Second Time is Sustained.**

An Ordinance in Amendment of the Code of Ordinances of the City of Providence, Creating a Conservation Commission by adding Article XXVI to Chapter 2, Entitled: "Administration".

*Be it ordained by the City of Providence:*

**Section 1:** Chapter 2 of the Code of Ordinances of the City of Providence, entitled "Administration", is hereby amended by adding the following Article XXVI, entitled

"Conservation Commission" to Chapter 2 of the Code:

Section 2-398. Creation and Purpose of Commission.

Pursuant to Rhode Island General Laws, Section 45-35-1, the City Council hereby creates a Conservation Commission, the purpose of which is to promote and develop the natural resources, protect the watershed resources, and preserve natural esthetic areas within the City. The commission shall conduct researches into its local land areas and seek to coordinate the activities of unofficial bodies organized for similar purposes, and may advertise, prepare, print, and distribute books, maps, charts, plans, and pamphlets which in its judgment it deems necessary for its work. It shall make and keep an index of all open spaces within the City, publicly or privately owned, including open marshlands, swamps, and other wetlands for the purpose of obtaining information on the proper use of those areas. It may make recommendations to the Mayor, City Council, agencies, boards, commissions and departments for the better promotion, development, utilization, or preservation of open areas, streams, shores, wooded areas, roadsides, swamps, marshlands, and natural esthetic areas. It shall keep accurate records of its meetings and actions and file an annual report with the Council. It has power to appoint subject to any personnel procurement program ordained by the City, clerks and other employees it may from time to time require.

Section 2-399. Appointment of commission members.

The commission shall consist of seven (7) members appointed by the Mayor with the advice and consent of the Council. The members of the commission shall be appointed for three (3) year terms, except the initial appointments of some of the members shall be for less than three (3) years to the end that the initial appointments shall be staggered and so that all subsequent vacancies shall not occur at the same time. In the event of a vacancy, interim appointments may be made by the appointing authority to complete the unexpired term of the position. Duly incorporated and existing wildlife, environmental, watershed, conservation, sportsmen's, horticultural, or like organizations may present to the appointing authority a list of citizens who are residents of the city of Providence and have experience in the preservation of open areas, streams, shores, wooded areas, roadsides, swamps, marshlands, and natural esthetic areas from which lists the appointing authority must select at least three (3) members of the commission though not more than one representative may be selected from any single organization.

Section 2-400. Meetings - Records.

All meetings of the commission are subject to the open meeting law, and any person or that person's duly constituted representative is entitled to appear and be heard on any matter before the commission before it reaches its decision. All records of its proceedings, resolutions, and actions are open to public view.

Section 2-401. Commission Activities

1. Promote and develop natural resources, protect the watershed resources, and preserve natural esthetic areas within the city.
2. Conduct research into local land areas and promote the coordination of activities by unofficial bodies organized for similar purposes.
3. Advertise, prepare, print, and distribute books, maps, charts, plans, and pamphlets which in its judgment it deems necessary for its work.
4. Make and keep an index of all open spaces within the City, publicly or privately owned, including open marshlands, swamps, and other wetlands for the purpose of obtaining information on the proper use of those areas.
5. Make recommendations for the better promotion, development, utilization or preservation of open areas, streams, shores, wooded areas, roadsides, swamps, marshlands, and natural esthetic areas.
6. Consult and confer with other statewide and regional conservation commissions with regard to new or existing information, policies, and issues as they pertain to the commission.
7. Attend and sponsor educational and awareness seminars relevant to

conservation issues as they pertain to the purpose of the commission.

8. Serve in an advisory capacity to the Mayor and the City Council on proposals or projects concerning preservation of open areas, streams, shores, wooded areas, roadsides, swamps, marshlands, and natural esthetic areas.

Section 2-402. Staff assistance

Clerical assistance for the purpose of sending notices for meetings and hearing, receiving and sending notices to city agencies, and the keeping of minutes of the various meetings, shall be provided by the office of the city clerk. The Conservation Commission may request and receive technical assistance and information from city agencies and departments as they directly pertain to the role of the commission, and the departments and agencies.

**SECTION 2:** The City Council will review this Commission in 24 months from passage.

**SECTION 3:** This Ordinance shall take effect upon its passage.

**COUNCILWOMAN WILLIAMS Moves to substitute the above ordinance with a new amended ordinance, (amendments are highlighted in bold), seconded by COUNCILMAN APONTE.**

**The motion to Substitute is Sustained.**

**COUNCILMAN APONTE, Moves Passage of the Ordinance the Second Time, As Amended, seconded by**

**COUNCILWOMAN WILLIAMS, by the Following Roll Call Vote:**

**AYES: COUNCIL PRESIDENT LOMBARDI, COUNCILMEN APONTE, BUTLER, DeLUCA, COUNCILWOMAN DiRUZZO, COUNCILMEN HASSETT, IGLIOZZI, JACKSON, LUNA, MANCINI, COUNCILWOMEN ROMANO and WILLIAMS -12.**

**NAYES: NONE.**

**ABSENT: COUNCILMEN ALLEN, SEGAL and COUNCILWOMAN YOUNG- 3.**

**The Motion for Passage the Second Time, As Amended is Sustained.**

An Ordinance in Amendment of the Providence Code of Ordinances, Chapter 16, Entitled: "Offenses and Miscellaneous Provisions", Article I, "In General", to add Section 16-25.

*Be it ordained by the City of Providence:*

**SECTION 1.** Chapter 16, Article I of the Providence Code of Ordances is hereby amended to add Section 16-25 as follows:

**Section 16-25.** Prohibition against unlicensed establishments charging patrons fees related to the consumption of alcohol.

Any establishment without an alcoholic beverage retail license allowing patrons to consume alcoholic beverages is prohibited from charging patrons fees related to the consumption of alcoholic beverages, including, but not limited to, a

corkage charge, pouring fee, or charge for glassware.

**SECTION 2.** This Ordinance shall take effect upon its passage.

**Read and Passed the Second Time, on Motion of COUNCILMAN APONTE, seconded by COUNCILWOMAN WILLIAMS, by the Following Roll Call Vote:**

**AYES: COUNCIL PRESIDENT LOMBARDI, COUNCILMEN APONTE, BUTLER, DeLUCA, COUNCILWOMAN**

**DIRUZZO, COUNCILMEN HASSETT, IGLIOZZI, JACKSON, LUNA, MANCINI, COUNCILWOMEN ROMANO and WILLIAMS -12.**

**NAYES: NONE.**

**ABSENT: COUNCILMEN ALLEN, SEGAL and COUNCILWOMAN YOUNG- 3.**

**The Motion for Passage the Second Time is Sustained.**

## **PRESENTATION OF ORDINANCES**

**COUNCILMAN APONTE (By Request):**

An Ordinance in Accordance with Chapter 21, Section 19 of the Code of Ordinances of the City of Providence Entitled: "Capital Equipment Budget", As Amended.

**COUNCILMAN APONTE Moves to Amend the Ordinance under Library by adding "Washington Park Library, \$400,000.00", seconded by COUNCILWOMAN WILLIAMS.**

**COUNCILMAN APONTE Moves Passage of the Ordinance, As Amended, seconded by COUNCILWOMAN WILLIAMS.**

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

**COUNCILMAN BUTLER and COUNCILMAN DeLUCA (By Request):**

An Ordinance Making an Appropriation of Fifty Six Million Four Hundred Eighty One Thousand Seven Hundred Sixty Nine Dollars (\$56,481,769) for the support of the Providence Water Supply Board for the Fiscal Year Ending June 30, 2007.

An Ordinance Making an Appropriation of Six Million One Hundred Fifty Five Thousand Three Hundred Twenty Eight Dollars (\$6,155,328) for the Water Supply

Board Capital Fund for the Fiscal Year Ending June 30, 2007.

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An Ordinance Making an Appropriation of Two Million Two Hundred Ten Thousand Seven Hundred Twenty Dollars (\$2,210,720) for the Water Supply Board Insurance Fund for the Fiscal Year Ending June 30, 2007.

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An Ordinance Making an Appropriation of Six Million Three Hundred Fifty Two Thousand One Hundred Thirty Three Dollars (\$6,352,133) for the Water Supply Board Water Quality Protection Fund for the Fiscal Year Ending June 30, 2007.

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An Ordinance Making an Appropriation of Eighteen Million Nine Hundred Thirty Four Thousand Two Hundred Seventy Four Dollars (\$18,934,274) for the Water Supply Board Infrastructure Replacement Program Fund for the Fiscal Year Ending June 30, 2007.

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An Ordinance Making an Appropriation of Eight Hundred Sixty Nine Thousand Eight Hundred Five Dollars (\$869,805) for the Water Supply Board Meter Replacement Fund for the Fiscal Year Ending June 30, 2007.

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An Ordinance Making an Appropriation of One Million Two Hundred Ninety Nine Thousand Two Hundred Forty Six Dollars (\$1,299,246) for the Water Supply Board Equipment Replacement Fund for the Fiscal Year Ending June 30, 2007.

An Ordinance Making an Appropriation of Two Million Five Hundred Sixty Six Thousand Five Hundred Fifty Three Dollars (\$2,566,553) for the Water Supply Board Chemical and Sludge Fund for the Fiscal Year Ending June 30, 2007.

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An Ordinance Making an Appropriation of One Million Three Hundred Forty Seven Thousand Eight Hundred Twenty Two Dollars (\$1,347,822) for the Water Supply Board Western Cranston Fund for the Fiscal Year Ending June 30, 2007.

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An Ordinance Establishing a Compensation Plan for the Water Supply Board and Repealing Ordinance Chapter 2006-17, Approved February 26, 2006, As Amended.

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An Ordinance Establishing the Classes of Positions, the Maximum Number of Employees and the Number of Employees in Certain Classes in the Water Supply Board and Repealing Ordinance Chapter 2006-18, Approved February 26, 2006, As Amended.

**COUNCILMAN APONTE Moves to Dispense with the Reading of foregoing matters.**

**COUNCIL PRESIDENT LOMBARDI Refers the Several Ordinances to the Committee on Finance.**

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**COUNCILMAN IGLIOZZI:**

An Ordinance in Amendment of Certain sections of Chapter 17, Article IV of the Code of Ordinances Entitled: "Retirement System".

**COUNCIL PRESIDENT LOMBARDI  
Refers the Ordinance to the Committee**

**on Finance and Committee on  
Ordinances, Jointly.**

## PRESENTATION OF RESOLUTIONS

**COUNCIL PRESIDENT LOMBARDI,  
COUNCILMEN ALLEN, APONTE,  
BUTLER, DeLUCA, COUNCILWOMAN  
DiRUZZO, COUNCILMEN IGLIOZZI,  
JACKSON, LUNA, MANCINI, COUNCIL-  
WOMAN ROMANO, COUNCILMAN  
SEGAL, COUNCILWOMEN WILLIAMS  
and YOUNG:**

Resolution Extending Sincere Best Wishes for  
a Happy Birthday to Councilman Terrence  
M. Hassett on August 22, 2006.

*Resolved,* That the Members of the  
Providence City Council hereby Extend  
Sincere Best Wishes for a Happy Birthday to  
Councilman Terrence M. Hassett on August  
22, 2006.

**COUNCIL PRESIDENT LOMBARDI,  
COUNCILMEN ALLEN, APONTE,  
BUTLER, DeLUCA, COUNCILWOMAN  
DiRUZZO, COUNCILMEN HASSETT,  
IGLIOZZI, JACKSON, LUNA, MANCINI,  
COUNCILWOMAN ROMANO, COUNCIL-  
MAN SEGAL, COUNCILWOMEN  
WILLIAMS and YOUNG:**

Resolution Extending Sincere Appreciation to  
the Members of the Providence Fire

Department for their prompt response to  
the fire at the Port of Providence.

*Whereas,* On July 18, 2006, a massive fire  
occurred at a petroleum terminal at the Port  
of Providence, dangerously near hundreds of  
fuel storage tanks; and

*Whereas,* The fire burned approximately  
10,000 gallons of fuel in the pipeline in which  
it was being delivered and damaged a 1,000-  
foot long pier; and

*Whereas,* Over one hundred-fifty  
firefighters responded to the scene, fighting  
the flames for over 12 hours; and

*Whereas,* Veteran firefighters said that the  
fire was one of the most dangerous they have  
faced in their careers because of the large  
amount of fuel storage and the potential for  
devastation in the highly populated area; and

*Whereas,* City firefighters, with diligence  
and perseverance, protected the people of the  
City of Providence from harm.

*Now, therefore, be it resolved,* That the  
members of the Providence City Council do  
hereby extend their sincere gratitude to the  
men and women of the Providence Fire  
Department for their courage, diligence and

stamina, as they put their own lives at risk to protect our citizenry.

*Be it further resolved,* That upon passage of this resolution a copy shall be transmitted to Fire Chief David D. Costa.

**COUNCILMAN APONTE Moves to Dispense with the Reading foregoing matters and Moves Passage of the Several Resolutions, seconded by COUNCILWOMAN WILLIAMS.**

**The Motion for Passage is Sustained.**

**COUNCILMAN BUTLER (By Request):**

Resolution Requesting the Traffic Engineer to study Basswood Avenue, Homefield Avenue and Hooker Street to determine the best traffic pattern.

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

**COUNCILMAN HASSETT:**

Resolution Requesting the Traffic Engineer to prohibit traffic along Nolan Street from that point at Bernon Street to that point at Wayne Street on Sunday, September 17, 2006 from 12:00 Noon to 12:00 Midnight in order to accommodate a Neighborhood Event.

*Resolved,* That the Traffic Engineer is requested to prohibit traffic along Nolan Street from that point at Bernon Street to that point at Wayne Street on Sunday, September 17, 2006 from 12:00 Noon to 12:00

Midnight in order to accommodate a Neighborhood Event.

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

**The Motion for Passage is Sustained.**

**COUNCILMAN JACKSON (By Request):**

Resolution Authorizing the financing of the acquisition, construction, renovation, repair, replacement, improvement, furnishing and equipping of schools and school facilities in the City, including but not limited to, a new high school (the "2006 High School Project"), an indoor sports complex (the "Sports Complex Project") and various school renovation projects including the renovation of the Fox Point Bathhouse to serve as a library for the Vartan Gregorian School (the "2006 Miscellaneous Renovation Project"), the phase III renovations to Central High School and additional renovations to other schools and school facilities in the City (the "Central High School and other Renovation Projects") and undertake any other acts necessary or incidental thereto and to pay certain costs of issuance (collectively, the "Projects"), and to issue bonds, notes, or other evidences of indebtedness (the "Obligations") in an amount not to exceed Sixty Million Dollars (\$60,000,000) to provide funding for the Projects.

*Whereas,* The Providence Public Buildings Authority (the "Authority") was constituted as a body corporate and politic of the City of Providence pursuant to the provisions of Chapter 50 of title 45 of the General Laws of Rhode Island (the "Act") and a resolution duly

passed by this City Council on August 13, 1987; and

*Whereas*, The Authority may develop its projects only upon the request of the Mayor and the City Council; and

*Whereas*, the general laws relating to school housing aid from the State of Rhode Island have been amended to allow the inclusion of interest as a "school housing project cost" only if the bonds or other financing for such projects are issued through the Rhode Island Health and Educational Building Corporation ("RIHEBC"); and

*Whereas*, existing financing arrangements with the Authority relating to school projects may require that the Authority participate with RIHEBC in the financing of school projects for the City; and

*Whereas*, The Mayor has submitted the proposal attached hereto as Exhibit "A" for the City Council's approval.

*Now, therefore, be it resolved,*

1. That the City Council hereby approves the Proposal of the Mayor dated July 17, 2006 attached hereto (the "Proposal") which, among other things, requests the Authority and/or RIHEBC to use best efforts to finance the acquisition, construction, renovation, repair, replacement, improvement, furnishing and equipping of schools and school facilities in the City, including but not limited to, a new high school (the "2006 High School Project"), an indoor sports complex (the "Sports Complex Project") and various school renovation projects including the renovation of the Fox Point Bathhouse to serve as a library for the Vartan Gregorian School (the "2006 Miscellaneous Renovation

Projects"), the phase III renovations to Central High School and additional renovations to other schools and school facilities in the City (the "Central High School and Other Renovation Projects") and undertake any other acts necessary or incidental thereto and to pay certain costs of issuance (collectively, the "Projects"), and to issue bonds, notes, or other evidences of indebtedness (the "Obligations") in an amount not to exceed Sixty Million Dollars (\$60,000,000) to provide funding for the Projects."

2. That the City Council hereby authorizes the Mayor to negotiate and lease the Projects from the Authority and/or RIHEBC and to transfer such additional property to the Authority and/or RIHEBC as shall be necessary to secure the Obligations.

3. That the Mayor, the Director of Finance and the City Treasurer be, and they hereby are, authorized to take any and all action and to execute, file and deliver any and all agreements, notes, deeds, leases and other documents, and amendments thereto, as they, in their sole discretion, may deem necessary or desirable to implement the transaction contemplated by the Proposal.

4. That the City's Department of Public Property shall submit all estimates, bids, etc. regarding such construction, renovation, rehabilitation, improvement, furnishing, and equipping of the Projects to the Committee on Finance of the City Council as such estimates become available.

5. The City's Director of Finance is authorized to execute and deliver continuing disclosure certificates in connection with the Obligations issued by the Authority and/or RIHEBC, in such form as shall be deemed

advisable by the City's Director of Finance. The City hereby covenants and agrees that it will comply with and carry out all of the provisions of each continuing disclosure certificate, as it may be amended from time to time. Notwithstanding any other provision of this Resolution or the Obligations, failure of the City to comply with any continuing disclosure certificate shall not be considered an event of default; however, any bondholder or noteholder may take such actions as may be necessary and appropriate, including seeking mandate or specific performance by court order, to cause the City to comply with its obligations under this Resolution and under any continuing disclosure certificate.

6. This Resolution is an affirmative action of the City Council towards the issuance of the Authority's and/or RIHEBC's Obligations in accordance with the purposes of the laws of the State. This Resolution constitutes the City's declaration of official intent, pursuant to Treasury Regulation 1.150-2, to reimburse its General Fund in an amount not to exceed Sixty Million Dollars (\$60,000,000) for certain capital expenditures for the Projects paid on or after the date which is sixty (60) days prior to the date of this Resolution but prior to the issuance of the Authority's and/or RIHEBC's Obligations, or otherwise as permitted by such regulation. Amounts to be reimbursed shall be reimbursed not later than eighteen months after (a) the date on which the expenditure is paid or (b) the date the Projects are placed in service or abandoned, but in no event more than three (3) years after the date the expenditure is paid.

7. With respect to the Project authorized herein, to the extent that the construction of such Project requires any amendment of the zoning ordinance or

zoning map of the City, the City Council hereby initiates the same and directs that the City Planning Commission at its earliest opportunity provide it with its findings and recommendations as provided for in Rhode Island General Laws Section 45-24-52, as amended, and that the City Clerk schedule a public hearing of the City Council with all reasonable dispatch, giving proper notice as prescribed in Rhode Island General Laws Section 45-24-53, for this City Council to act on the proposed amendment.

8. This Resolution shall take effect on passage and shall supersede and supplement the Resolution passed by the City Council on July 18, 2005.

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

**The Motion for Passage is Sustained.**

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**COUNCILMAN LUNA (By Request):**

Resolution Requesting the Traffic Engineer to cause the installation of a street light on Pole No. 5 located on Atlantic Avenue.

*Resolved,* That the Traffic Engineer is requested to cause the installation of a street light on Pole No. 5 located on Atlantic Avenue.

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

**The Motion for Passage is Sustained.**

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**COUNCILMAN MANCINI (By Request):**

Resolution Requesting the Traffic Engineer to cause the installation of "No Thru Truck" Signs on Bradley Street at the intersection of River Avenue.

baited on various streets located within the 11<sup>th</sup> Ward.

Superior Street

Ford Street

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

Hanover Street

Portland Street

West Clifford Street

**COUNCILWOMAN YOUNG:**

Resolution Requesting the Director of Public Works to cause the sewers to be baited on various streets located within the 11<sup>th</sup> Ward.

Tanner Street

Providence Street

Pearl Street

*Resolved,* That the Director of Public Works is requested to cause the sewers to be

## REPORTS FROM COMMITTEE

### COMMITTEE ON PUBLIC WORKS

#### COUNCILMAN TERRENCE M. HASSETT, Chairman

**Transmits the Following with Recommendation the Same be Severally Approved:**

Resolution Requesting to abandon a portion of Parley Street.

That portions of the following named streets shown as cross-hatched areas on the accompanying plan entitled: "Providence, RI Department of Public Works - Engineering

*Resolved, Decreed And Ordered:*

Office, Street Line Section Plan No. 064781 dated September 28, 2005.

VIZ:

GRAFTON STREET, portions of, abutting AP 72, Lot 522, and PARLEY STREET, portions of, abutting AP 72, Lots 455, 469, and 470, shown as the cross-hatched area on accompanying plan and designated by the letters (A-B-C-A) and (D-E-F-D), having ceased to be useful to the public, are proposed to be abandoned as a Public Highway. Said Abandonment is specifically conditioned upon the following:

(1) Petitioner shall pay the sum of Seven thousand two hundred thirty-six Dollars (\$7,236.00) in legal U.S. tender to the City of Providence.

(2) Petitioner shall comply with all conditions contained herein, including recording this Resolution, 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.

(3) Such other conditions as the Mayor or the Law Department shall see fit to impose.

And it is further

*Ordered*, That the Traffic Engineer be and 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.

*Ordered*, That according to Informational Bulletin 2003.01 issued by the Rhode Island Board of Registration for Professional Land Surveyors, road abandonment constitutes a boundary change, and as such, requires a Class 1 survey prepared by a Professional Land Surveyor properly licensed by said board.

**Department of Public Works**  
*"Building Pride in Providence"*

September 29, 2005

Honorable Terrence M. Hassett  
Chairman of the Public Works Committee  
Providence City Council - City Hall  
Providence, RI 02903

**RE: Proposed Abandonment of a Portion of Grafton Street and Parley Street**

Dear Councilman Hassett:

This department has no objection to the abandonment of a portion of Grafton Street and Parley Street in conjunction with the attached plan, entitled "Prov., R.I.-PW. Dept. - Engineering Office, Street Line Section, Plan No. 064781 -Date: September 28, 2005. Areas of Grafton Street and Parley Street are designated as A-B-C-D-A and D-E-F-D, on the accompanying plan.

It is noted that there is NO SEWER EASEMENT required for Grafton Street and Parley Street. Total area for this portion abandonment is 1,094.14 square feet for Parley Street and 362.25 square feet for Grafton Street.

The shaded area of 9.21 square feet represents that portion of land to be conveyed to the City for highway purposes. The purpose of this conveyance is to create a square corner at the intersection of the northerly sideline of Parley Street and the westerly sideline of Grafton Street. Therefore, the net area to be abandoned is 1,447.18 square feet.

Lot numbers for aforementioned plan were taken from City of Providence Assessor's Plat #72. A list of abutting property owners is attached herewith for your use.

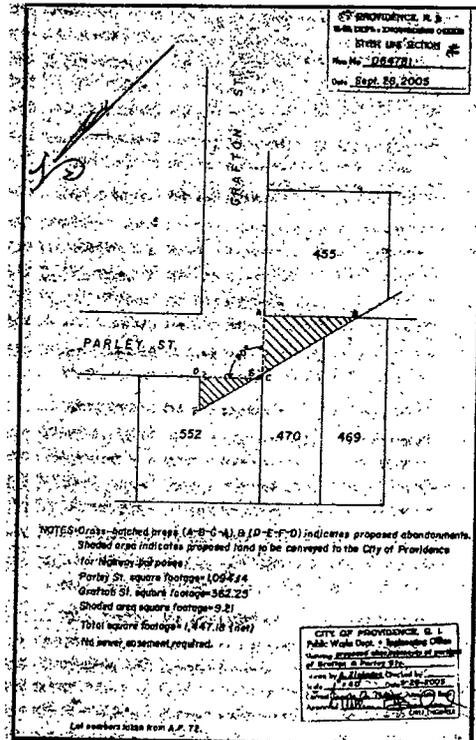
According to Informational Bulletin 2003.01 issued by Rhode Island State Board of Registration for Professional Land Surveyors, road abandonment constitutes a boundary change, and, as such, requires a Class 1 survey prepared by a Professional Land Surveyor, properly licensed by said board.

If we can further assist in this regard, please advise.

Very truly yours,

John D. Nickelson, PE Director

- cc: M. Clement - City Clerk
- BB, GF, SZ-DPW
- A. Southgate, Esq. - Law Dept.
- T. Deller; - Planning
- J. Gelati - Tax Assessors



**AAA**  
ANDOLFO APPRAISAL ASSOCIATES, INC.

REAL ESTATE APPRAISERS AND CONSULTANTS  
THE BUSH BUILDING  
816 WEYBOSSET STREET - PROVIDENCE - RHODE ISLAND 02908  
(401) 273-8889 • FAX (401) 273-8510

March 6, 2006

Mr. John Gelati,  
City Assessor,  
City of Providence,  
City Hall,  
Providence, Rhode Island 02903

Re: Proposed abandonment of a portion of Parley and Grafton Streets

Dear Mr. Gelati:

Pursuant to your request, we have personally inspected the real estate located on Parley and Grafton Streets, otherwise designated as a partial abandonment of this area as located on Assessor's Plat 72 in the Charles Street Neighborhood of the city.

The proposed abandonment contains 1,447.18 square feet. The area in general are two triangular parcels along the street. The City's Department of Public Works has no objection to this request. They are mandating the petitioner have a Class 1 survey completed for recording purposes.

We have taken into account a number of factors in arriving at the fair market value for this area. The topography of the site is level at street grade, but it is not developable and its only functional use would be as side yard. The property is presently zoned R-3 Single Family. The highest and best use would be as vacant land.

ANDOLFO APPRAISAL ASSOCIATES, INC.

Mr. John Gelati  
Page 2  
March 6, 2006

Based upon an analysis of comparable residential land sales as contained within the office files of Andolfo Appraisal Associates, Inc., a value of \$5.00 per square foot is hereby estimated for this site. Therefore, 1,447.18 square feet x \$5.00 per square foot = \$7,236.

Respectfully submitted,

ANDOLFO APPRAISAL ASSOCIATES, INC.

*William G. Floriani (MAI)*

William G. Floriani  
Certified Residential Appraiser

*Thomas S. Andolfo (MAI)*

Thomas S. Andolfo, MAI  
Certified General Appraiser

MGF:TSA/fad

Resolution Requesting to abandon Esther Street.

*Resolved, Decreed And Ordered:*

That the following named street shown as cross-hatched area on the accompanying plan entitled: "Providence, RI Department of Public Works - Engineering Office, Street Line Section Plan No. 064786 dated November 1, 2005.

VIZ:

ESTHER STREET, abutting AP 35, Lots 516 and 571, shown as the cross-hatched area on accompanying plan and designated by the letters (A-B-C-D-A), having ceased to be useful to the public, is proposed to be abandoned as a Public Highway. Said Abandonment is specifically conditioned upon the following:

(1) Petitioner shall pay the sum of Twenty-one thousand two hundred Dollars (\$21,200.00) in legal U.S. tender to the City of Providence.

(2) The petitioner shall convey an easement acceptable to the New England Gas Company 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 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. No permanent construction whatsoever shall be permitted within the easement.

(4) Petitioner shall comply with all conditions contained herein, including recording this Resolution, 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.

(5) Such other conditions as the Mayor or the Law Department shall see fit to impose.

And it is further

*Ordered*, That the Traffic Engineer be and 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.

*Ordered*, That according to Informational Bulletin 2003.01 issued by the Rhode Island Board of Registration for Professional Land Surveyors, road abandonment constitutes a boundary change, and as such, requires a Class 1 survey prepared by a Professional Land Surveyor properly licensed by said board.

**Department of Public Works**  
*"Building Pride in Providence"*

November 1, 2005

Honorable Terrence M. Hassett  
Chairman of the Public Works Committee  
Providence City Council-City Hall  
Providence, R.I. 02903

**RE: Proposed Abandonment of Esther Street**

Dear Councilman Hassett:

This department has no objection to the proposed abandonment of a portion of Esther St. in conjunction with the attached plan, entitled "Prov., R.I.-P.W. Dept- Engineering Office, Street Line Section, Plan No. 064786. Area of street is designated as A-B-C-D-A on the accompanying plan.

It is noted that there is no sewer easement required for said project. Total square footage is 2,100+ feet.

See accompanying plan for plat and lot numbers.

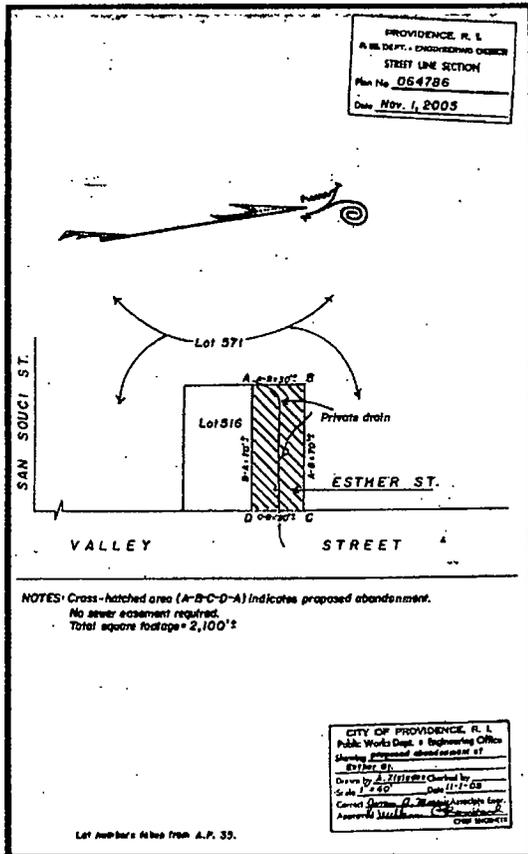
According to Informational Bulletin 2003.01 issued by Rhode Island Board of Registration for Professional Land Surveyors, road abandonment constitutes a boundary change, and as such, requires a Class 1 survey prepared by a Professional Land Surveyor, properly licensed by said board.

If we can further assist you in this regard, please advise.

Very truly yours,

John D. Nickelson, PE  
Director

cc: M. Clement-City Clerk  
BB, GF, AZ-DPW  
A. Southgate, Esq.- Law Dept.  
T. Deller-Planning  
J. Gelati- Tax Assessors



AAA  
 ANDOLFO APPRAISAL ASSOCIATES, INC.  
 REAL ESTATE APPRAISERS AND CONSULTANTS  
 THE BUSH BUILDING  
 216 WEYBOSSET STREET - PROVIDENCE - RHODE ISLAND 02908  
 (401) 273-8889 • FAX (401) 273-2510

March 6, 2006

Mr. John Gelati  
 Tax Assessor  
 City of Providence  
 City Hall  
 Providence, Rhode Island 02903

Re: Proposed Abandonment of Esther Street

Dear Mr. Gelati:

Pursuant to your request, we have personally inspected the real estate represented as Esther Street, otherwise designated as a full abandonment of Esther Street on Assessor's Plat 35 as it intersects with Valley Street in the Olneyville neighborhood of the city.

The proposed abandonment contains 2,100 square feet. The area in general measures 30 feet by 70 feet in length along the center line of the street. The City's Department of Public Works has no objection to this request; however, they are requiring a Class 1 survey for recording purposes.

We have taken into account a number of factors in arriving at the fair market value of the site. Notably, the petitioner will gain full use of the site for either commercial or institutional use. The parcel is zoned M-1 Industrial.

The highest and best use of the parcel would be for commercial or industrial use given the close proximity to its Olneyville Commercial District and Valley Street, which in particular has recently undergone some transformation given the conversion of mill space into the Rising Sun Residences. As proposed, the petitioner would have 100% use of the site.

ANDOLFO APPRAISAL ASSOCIATES, INC.

Re: John Gelati  
 Page 2  
 March 6, 2006

Based upon an analysis of comparable land sales as contained within the office files of Andolfo Appraisal Associates, Inc., a value of \$10.00 per square foot is hereby estimated for this site. Therefore, 2,100 square feet x \$10.00 per square foot = \$21,200.

Respectfully submitted,

ANDOLFO APPRAISAL ASSOCIATES, INC.  
 William S. Floriani (Red)  
 William C. Floriani  
 Certified Residential Appraiser  
 Thomas S. Andolfo, MAI  
 Certified General Appraiser

WGF:ISA/fed

Resolution Requesting to abandon a portion of Helen Street.

*Resolved, Decreed And Ordered:*

That the following named street shown as cross-hatched area on the accompanying plan entitled: "Providence, RI Department of Public Works - Engineering Office, Street Line Section Plan No. 064785 dated October 28, 2005.

VIZ:

HELEN STREET, abutting AP 46, Lots 299 and 375, shown as the cross-hatched area on accompanying plan and designated by the letters (A-B-C-D-A), having ceased to be useful to the public, is proposed to be abandoned as a Public Highway. Said Abandonment is specifically conditioned upon the following:

(1) Petitioner shall pay the sum of Thirty-two thousand one hundred twenty Dollars (\$32,120.00) in legal U.S. tender to the City of Providence.

(2) The petitioner shall convey an easement acceptable to the Narragansett Electric Company 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) Petitioner shall comply with all conditions contained herein, including recording this Resolution, 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.

(4) Such other conditions as the Mayor or the Law Department shall see fit to impose.

And it is further

*Ordered,* That the Traffic Engineer be and 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.

*Ordered,* That according to Informational Bulletin 2003.01 issued by the Rhode Island Board of Registration for Professional Land Surveyors, road abandonment constitutes a boundary change, and as such, requires a Class 1 survey prepared by a Professional Land Surveyor properly licensed by said board.

**Department of Public Works**  
*"Building Pride in Providence"*

October 28, 2005

Honorable Terrence M. Hassett  
Chairman of the Public Works Committee  
Providence City Council-City Hall  
Providence, R.I. 02903

**RE: Proposed Abandonment of a Portion of Helen Street**

Dear Councilman Hassett:

This department has no objection to the proposed abandonment of a portion of Helen St. in conjunction with the attached plan, entitled "Prov., R.I.-P.W. Dept - Engineering Office, Street Line Section, Plan No. 064785. Area of street is designated as A-B-C-D-A on the accompanying plan.

It is noted that there is no sewer easement required for said project. Total square footage is 3,212±.

See accompanying plan for plat and lot numbers.

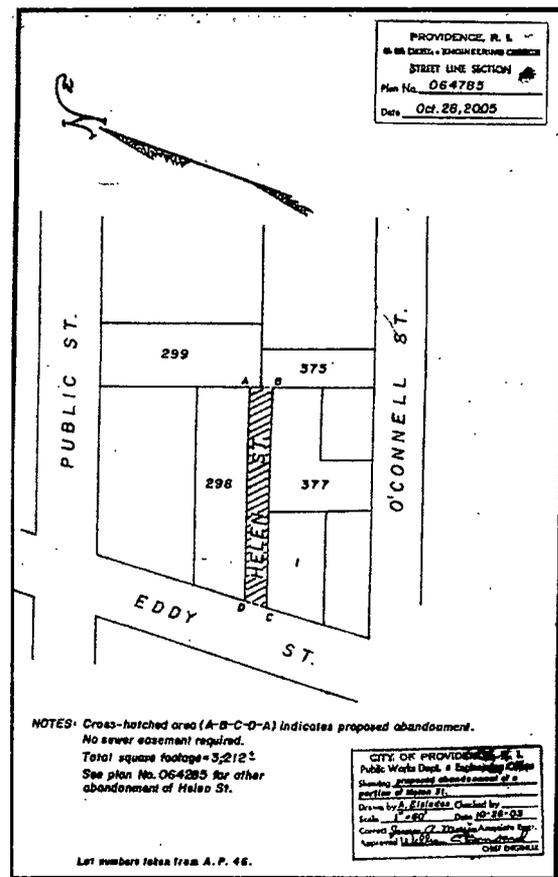
According to Informational Bulletin 2003.01 issued by Rhode Island Board of Registration for Professional Land Surveyors, road abandonment constitutes a boundary change, and as such, requires a Class 1 survey prepared by a Professional Land Surveyor, properly licensed by said board.

If we can further assist you in this regard, please advise.

Very truly yours,

John D. Nickelson, PE Director

cc: M. Clement-City Clerk  
BB, GF, AZ-DPW  
A. Southgate, Esq.- Law Dept.  
T. Deller- Planning  
J. Gelati- Tax Assessors



**AAA**  
**ANDOLFO APPRAISAL ASSOCIATES, INC.**  
 REAL ESTATE APPRAISERS AND CONSULTANTS  
 THE BUSH BUILDING  
 816 WEYBOSSET STREET - PROVIDENCE - RHODE ISLAND 02903  
 (401) 373-8989 - FAX (401) 278-2510

April 4, 2006

Mr. John Gelati  
 Tax Assessor  
 City of Providence  
 City Hall  
 Providence, Rhode Island 02903

Re: Proposed Abandonment of Helen Street

Dear Mr. Gelati:

Pursuant to your request, we have personally inspected the real estate located on Helen Street, otherwise designated as a full abandonment of Helen Street on Assessor's Map 46 as it intersects with Eddy Street in the Lower South Providence neighborhood of the City. The proposed abandonment contains 3,212 square feet. The area in general measures 20 feet by 180 feet in length along the center line of the street.

The City's Department of Public Works has no objection to this request, however, they are requiring a Class 1 survey for recording purposes. We have taken into account a number of factors in arriving at the fair market value of the site. Notably, the petitioner will gain full use of the site for either commercial or institutional use, as there will be no easements required by the City of Providence Department of Public Works. The parcel is zoned M-1 Industrial.

The highest and best use of the parcel would be for commercial or industrial use given the close proximity to the Eddy Street commercial corridor and the Rhode Island Hospital District Area. As proposed, the petitioner would have full use of the site.

ANDOLFO APPRAISAL ASSOCIATES, INC.

Mr. John Gelati  
 Page 2  
 April 4, 2006

Based upon an analysis of comparable land sales as contained within the office files of Andolfo Appraisal Associates, Inc., a value of \$10.00 per square foot is hereby estimated for this site.

Therefore, 3,212 square feet x \$10.00 per square foot = \$32,120.

Respectfully submitted,

ANDOLFO APPRAISAL ASSOCIATES, INC.

*William S. Floriani*  
 William S. Floriani  
 Certified Residential Appraiser

*Thomas S. Andolfo*  
 Thomas S. Andolfo, MAI  
 Certified General Appraiser

WGT:TSN/fad

Resolution Requesting to abandon a portion of Reeder Street.

Resolved, Decreed And Ordered:

That the following named street shown as cross-hatched area on the accompanying plan entitled: "Providence, RI Department of Public Works - Engineering Office, Street Line Section Plan No. 064789 dated February 16, 2006."

VIZ:

The portion of Reeder Street with a total square footage of 3,000 square feet, plus or minus, shown as the cross-hatched area on accompanying plan and designated by the letters (A-B-D-C), is proposed to be abandoned. Said Abandonment includes the abandonment of the existing sewer line presently in the roadway, including that portion which connects to the manhole in Eddy Street. (The sewer line shall be a private lateral and any future maintenance or repair shall be the responsibility of the property owner.) Said abandonment is specifically conditioned upon the following:

- (1) The value of the abandoned street was determined to be Fifteen Thousand Dollars (\$15,000.00), but given the public benefits to the Meeting Street School project being constructed on adjacent properties, which include (a) setting back the school by an additional ten feet off Eddy Street to allow for any future street expansion; (b) creation of a youth soccer/football field to be used by the City during non-school hours under the guidance of the Parks Department; and (c) Meeting Street's agreement to create and take responsibility for a green buffer zone to provide a nice entry point for those entering South Providence, the Public Works

Committee voted to accept the in-kind contributions in lieu of the appraised value.

(2) Petitioner shall comply with the Information Bulletin 2003.01 issued by the Rhode Island Board of Registration for Professional Land Surveyors, which indicates road abandonment constitutes a boundary change, and as such, requires a Class I survey prepared by a Professional Land Surveyor, properly licensed by said Board.

(3) Petitioner shall comply with all conditions contained herein, including recording this Resolution, 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.

(4) Such other conditions as the Mayor or the Law Department shall see fit to impose.

And it is further

*Ordered,* That the Traffic Engineer be and 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.

**Department of Public Works**  
*"Building Pride in Providence"*

February 16, 2006

Honorable Terrence M. Hassett  
Chairman of the Public Works Committee  
Providence City Council-City Hall  
Providence; R.I. 02903

**RE: Proposed Abandonment of a portion of Reeder St.**

Dear Councilman Hassett:

This department has no objection to the proposed abandonment of a portion of Reeder St. in conjunction with the attached plan, entitled "Prov., R.I.-P.W. Dept - Engineering Office, Street Line Section, Plan No. 064789. Area of street is designated as A-B-C-D-A on the accompanying plan. Total square footage is 3,000 ft.  $\pm$

The abandonment of Reeder St. shall also include the abandonment of the existing sewer line presently in the roadway, including that portion which connects to the manhole in Eddy St. The sewer line shall be a private lateral and any future maintenance or repair shall be the responsibility of the property owner.

See accompanying plan for plat and lot numbers.

According to Informational Bulletin 2003.01 issued by Rhode Island Board of Registration for Professional Land Surveyors, road abandonment constitutes a boundary change, and as such, requires a Class 1 survey prepared by a Professional Land Surveyor, properly licensed by said board.

If we can further assist you in this regard, please advise.

John D. Nickelson, PE  
Director

cc: M. Clement-City Clerk  
BB, AZ-DPW  
A. Southgate, Esq.- Law Dept.  
T. Deller- Planning  
J. Gelati- Tax Assessors

**COUNCILMAN APONTE Moves to Dispense with the Reading foregoing matters and Moves Passage of the Several Resolutions, seconded by COUNCILWOMAN WILLIAMS.**

**The Motion for Passage is Sustained.**

**COMMITTEE ON FINANCE**

**COUNCILMAN KEVIN JACKSON, Chairman**

**Transmits the Following with Recommendation the Same be Adopted:**

An Ordinance Barring Investment of City Investment Account Funds in the Sherwin-Williams Company, NL Industries, Inc. and Millennium Holdings, LLC and any other Manufacturer Held Liable for Causing Lead Poisoning In Rhode Island.

**BUTLER, DeLUCA, COUNCILWOMAN DiRUZZO, COUNCILMEN HASSETT, IGLIOZZI, JACKSON, LUNA, MANCINI, COUNCILWOMEN ROMANO and WILLIAMS -12.**

**Read and Passed the First Time, on Motion of COUNCILMAN APONTE, seconded by COUNCILWOMAN WILLIAMS, by the Following Roll Call Vote:**

**NAYES: NONE.**

**ABSENT: COUNCILMEN ALLEN, SEGAL and COUNCILWOMAN YOUNG- 3.**

**AYES: COUNCIL PRESIDENT LOMBARDI, COUNCILMEN APONTE,**

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

**Transmits the Following with Recommendation the Same be Approved, As Amended:**

Resolution Authorizing His Honor the Mayor to execute an agreement between the City of Providence, on behalf of the Providence Water Supply Board, and the successful low bidder for Short Term Line of Credit Borrowing up to Two Million Seven Hundred and Fifty Thousand (\$2,750,000.00) Dollars, plus interest for a 364 day period.

*Resolved*, that His Honor, the Mayor, is hereby authorized to execute an agreement between the City of Providence, on behalf of the Providence Water Supply Board, and Bank of America, N.A., for a Two Million Seven Hundred and Fifty Thousand Dollar (\$2,750,000.00) revolving loan for a 364 day period through August 10, 2007.

The terms and conditions of the agreement and any promissory note delivered in connection therewith shall be consistent with the Board of Contract and Supply award of June 26, 2006 to Bank of America, N.A., the lowest qualified bidder, for RFP for Short Term Line of Credit Borrowing up to \$2,750,000.00 plus interest, in an amount not to exceed 50 basis points above the floating LIBOR Rate (or greater upon the occurrence of an event of default).

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

**The Motion for Passage is Sustained.**

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## COMMUNICATIONS AND REPORTS

Communication from Councilwoman Carol A. Romano, dated July 19, 2006, Informing the City Clerk that she is this day appointing Myrth York of 48 Lloyd Avenue, Providence, RI 02906, to the Providence External Review Authority (PERA).

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Communication from Councilman Terrence M. Hassett, dated July 27, 2006, Informing the City Clerk that he is this day appointing Mary Jones of 100 Wayne Street, Providence, Rhode Island 02908, to the Providence External Review Authority (PERA), for a three (3) year term to expire in July of 2009.

Communication from Anna M. Stetson, City Clerk, dated July 5, 2006, of all moneys received, transmitted to and credited by the City Collector for fiscal quarter of April 1, 2006, to and including June 30, 2006.

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Communication from Anna M. Stetson, City Clerk, dated July 5, 2006, of all moneys received and credited by the City Collector for fiscal year ending June 30, 2006.

## FROM THE CLERK'S DESK

Petition from Patrick Ward, along with 61 signatures, requesting to extend the Pilot Residential Parking Program to the residents of Health Avenue.

Petition from Jose Tolentino, along with 23 signatures, requesting to appear before the Licensing Board, relative to the closing of the "Comfort Zone" located on Public Street because of unacceptable behavior.

**COUNCILMAN APONTE Moves to Dispense with the Reading of the foregoing matters.**

**COUNCIL PRESIDENT LOMBARDI Receives the Several Communications and Petitions.**

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

Naripong Sisowath  
(Anthony S. Buglio, Esquire)

Cynthia Jones Vutha So  
(Anthony S. Buglio, Esquire)

Saye Toweh  
(Arthur E. Chatfield, III, Esquire)

Eric A. Milano

American Commerce Insurance Co.  
a/s/o P. Hutchinson

Farnoush H. Tooma

Thomas Zambarano  
(Michael Fitzpatrick, Esquire)

The Premier Insurance Co.  
a/s/o Richard and Roseanne Marshall

Celina Hernandez p.p.a. Destiny Perez  
(David A. Ursillo, Esquire)

Daisy Martinez  
a/s/o Larissa Lopes  
(Richard P. Brederson, Esquire)

Frederic W. Naylor

Oleg Kazakov

Michael Oliveira  
(V. Edward Formisano, Esquire)

Robert O. Blanchette

Diane Andrade

Kristin Marciezyk

Carole Smith  
(Marnold Tagrin, Esquire)

Allstate Insurance  
a/s/o Laura Caceres

Jacqueline Wagner  
(Clare T. Jabour, Esquire)

David W. Petrucci, Jr.  
(Sean M. McAteer, Esquire)

George Eliades Joanne Clark  
(Jules J. D'Alessandro, Esquire)

Frank Scotti  
(Jeanne M. Scott, Esquire)

Frank S. Orabona, Sr.

Melissa Marshall  
(Joseph E. Mizhir, Esquire)

Michael Pratt  
(Christopher E. Fay, Esquire)

**COUNCIL PRESIDENT LOMBARDI  
Refers the Several Petitions to the  
Committee on Claims and Pending Suits.**

Maria Hernandez  
(Michael S. Pezzullo, Esquire)

Albert A. Giusti

**PRESENTATION OF RESOLUTIONS**  
*"In Congratulations"*

**COUNCIL PRESIDENT LOMBARDI and  
MEMBERS OF THE CITY COUNCIL:**

Vincent "Vin" Duffy, in recognition of the celebration of his fiftieth birthday.

**Resolution Extending Congratulations.**

Gerald Prior, in recognition of his induction into The Rhode Island Aquatic Hall of Fame on Friday, April 21, 2006.

*Resolved,* That the Members of the City Council hereby Extend their Sincere Congratulations to the following:

Mathew and Jahna Hardy, in recognition of the celebration of the happy occasion of their marriage on Sunday, August 6, 2006.

Frank Brown, in recognition of his 50 years of dedicated service on the Usher Board of Congdon Street Baptist Church.

Kenneth Baker, in recognition of his dedicated service as a City of Providence Firefighter and extending sincere best wishes for a quick and speedy recovery.

David Heath, in recognition of his dedication and commitment to serve disabled Veterans by building ramps and carpentry work at the Veterans Administration Medical Center.

Dr. Jorge Figueiredo, in recognition of his first visit to the City of Providence in the State of Rhode Island.

Pat and Vickie Sanita, in recognition of the celebration of the happy occasion of their marriage on Saturday, July 15, 2006.

Candy Powell, in recognition of the baptism of her son, Samuel Karr Powell, on Sunday, July 23, 2006.

April and Jim Lombardi, in recognition of the birth of their son, James J. Lombardi IV, born Monday, July 31, 2006.

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

**The Motion for Passage is Sustained.**

## PRESENTATION OF RESOLUTIONS

### "In Memoriam"

**COUNCIL PRESIDENT LOMBARDI and MEMBERS OF THE CITY COUNCIL:**

Resolution Extending Sympathy.

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

Rosa Petrarca

Viola Rossi

Raymond E. Walsh

Frank A. McGehearty

Michael Procaccini

Godfrey Gregory Brosco

Karen A. Saritelli-Hathaway

Anna Borzaro

Eleanor T. King

William J. O'Donnell, Jr.

Frank C. Pinocci

Helen Louise Cottrell

Frank A. Mansi

Viola Zompa

William Di Bello, Sr.

Frances Dillon

Peter Romano

Edward F. McDonough

Michael J. Roberto, Sr.

Nicholas Mansolillo

Joan L. DiGiulio

Anthony E. Battista

Frank Marrapese

David L. Stokes, Sr.

Robert M. "Bobby" Desmet

Anthony DeFelice

Edward J. Politelli

Maria S. Reinikka

Lea Eliash

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

**The Motion for Passage is Sustained.**

## **MATTERS NOT APPEARING ON THE PRINTED DOCKET**

**On Motion of COUNCILMAN APONTE,  
seconded by COUNCILWOMAN  
WILLIAMS, it is voted to Suspend Rule  
16-B of the City Council Rules in order  
to allow the introduction of the  
Following Matters Not Appearing on  
the Printed Docket.**

## PRESENTATION OF ORDINANCE

**COUNCILWOMAN WILLIAMS:**

An Ordinance in Amendment of Chapter 16, "Offenses and Miscellaneous Provisions", Articles I and V of the Code of Ordinances regarding Graffiti and Rewards.

**COUNCIL PRESIDENT LOMBARDI  
Refers the Ordinance to the Committee  
on Ordinances.**

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## PRESENTATION OF RESOLUTION

**COUNCILMAN HASSETT (By Request):**

Resolution Authorizing the Providence Redevelopment Agency to sell that certain property transferred to it by the Narragansett Bay Commission.

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

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## FROM THE CLERK'S DESK

Petition from Alan R. Sepe, Acting Director of Public Property, requesting authorization for the sale of property located at 667 Academy Avenue, in accordance with the attached Purchase and Sales Agreement.

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

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## ADJOURNMENT

There being no further business, on Motion of COUNCILMAN APONTE, seconded by COUNCILWOMAN WILLIAMS, it is voted to adjourn at 8:15 o'clock P.M. (E.D.T.), to meet again on THURSDAY, SEPTEMBER 7, 2006 at 7:30 o'clock P.M. (E.D.T.)



ANNA M. STETSON  
CITY CLERK





