

CITY OF PROVIDENCE
RHODE ISLAND



CITY COUNCIL
JOURNAL OF PROCEEDINGS

No. 5 City Council Regular Meeting, Thursday, March 2, 1995, 7:30 o'clock P.M. (E.S.T.)

PRESIDING

COUNCIL PRESIDENT PRO TEMPORE

EVELYN V. FARGNOLI

IN CITY COUNCIL
APR 6 1995

APPROVED:

Michael L. Clement CLERK

ROLL CALL

Present: Council President Pro Tempore Fagnoli, Councilmen Allen, Clarkin, DeLuca, Councilwoman DiRuzzo, Councilmen Glavin, Igliozi, Jackson, Lombardi, Mancini, Councilwoman Nolan, Councilman Rollins and Councilwoman Williams—13.

Absent: Council President Petrosinelli and Councilwoman Young—2.

INVOCATION

The Invocation is given by COUNCILMAN
RONALD W. ALLEN.

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

COUNCILWOMAN EVELYN V. FARG-
NOLI leads the members of the City Council
and the Assemblage in the Pledge of Alle-
giance to the Flag of the United States of
America.

APPROVAL OF RECORDS

The Journals of Proceedings No. 1 of the
Regular Meeting of the City Council held January
2, 1995, No. 2 of the Regular Meeting of the City
Council held January 19, 1995, Severally Posted
February 16, 1995, and No. 3 of the Regular
Meeting of the City Council held February 2, 1995
and Posted February 17, 1995 are Severally
Approved, on motion of COUNCILMAN IGLI-
OZZI, seconded by COUNCILMAN LOMBARDI.

SCHEDULE OF BILLS

FROM THE CITY CONTROLLER:

Street Lighting Bill from Narragansett Electric Company for January, 1995, in the Amount of One Hundred Thirty-Two Thousand, Forty-Four Dollars, Fifty-Three Cents (\$132,044.53).

Approved, on motion of COUNCILMAN IGLIOZZI, seconded by COUNCILMAN LOMBARDI, by the following Roll Call Vote:

Ayes: Council President Pro Tempore Fagnoli, Councilmen Allen, Clarkin, De-

Luca, Councilwoman DiRuzzo, Councilmen Glavin, Igliazzi, Jackson, Lombardi, Mancini, Councilwomen Nolan and Councilwoman Williams—12.

Noes: None.

Absent: Council President Petrosinelli, Councilman Rollins and Councilwoman Young—3.

The motion for Approval, is Sustained.

APPOINTMENTS BY HIS HONOR THE MAYOR

Communication dated February 16, 1995, Informing the Honorable City Council that pursuant to Section 302(b) of the Providence Home Rule Charter of 1980 and Providence Plan Housing Corporation By-Laws Article 2, Section 3(a), Sub. Section (i), he is this day reappointing Father Francis Guidice of 30 Fenner Street, Providence, Rhode Island, as a Member of the Providence Plan Housing Corporation for a term to expire August 1, 1996.

Received.

Communication dated February 16, 1995, Informing the Honorable Members of the City Council that pursuant to Section 302(b) of the Providence Home Rule Charter of 1980 and

Providence Plan Housing Corporation By-Laws Article 2, Section 3(a), Sub. Section (i), he is this day reappointing Mr. Robert Silvestre of 20 Cathedral Avenue, Providence, Rhode Island, as a Member of the Providence Plan Housing Corporation for a term to expire August 1, 1996.

Received.

Communication dated February 16, 1995, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1103 of the Providence Home Rule Charter of 1980, he is this day reappointing Mr. Rickie Wilson of 233 Roger Williams Avenue, Providence, Rhode Island, as a Member of the Human Relations Commission for a term expiring in January, 1998 and respectfully submits the same for approval.

COUNCIL PRESIDENT PRO TEMPORE FARGNOLI Refers the Communication to the Committee on Finance.

The motion to Refer, is Unanimously Sustained.

Communication dated February 16, 1995, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1103 of the Providence Home Rule Charter of 1980, he is this day appointing Ms. Linda C. Elderkin of

327 Admiral Street, Providence, Rhode Island, as a Member of the Human Relations Commission for a term expiring in January, 1998 and respectfully submits the same for approval. Ms. Elderkin will replace Ms. Mary Lima whose term has expired.

COUNCIL PRESIDENT PRO TEMPORE FARGNOLI Refers the Communication to the Committee on Finance.

The motion to Refer, is Unanimously Sustained.

APPOINTMENTS BY THE PRESIDENT OF THE CITY COUNCIL

Communication dated February 16, 1995, Informing the City Clerk of his appointment of Keith Oliveira and Patrick Holt to serve as Members of the Providence Housing Corporation

Board of Directors for a term to expire in August, 1996.

Received.

PRESENTATION OF ORDINANCE

COUNCILMAN ALLEN:

An Ordinance in Amendment of Section 17-28 entitled "Assignment of police officers to construction projects".

Layed on the Clerk's Desk until the next

meeting of the City Council to be held March 16, 1995, on motion COUNCILMAN IGLIOZZI, seconded by COUNCILMAN LOMBARDI.

The motion to Lay on the Clerk's Desk, is Unanimously Sustained.

PRESENTATION OF RESOLUTIONS

COUNCILMAN ALLEN (By Request):

Resolution Requesting the Traffic Engineer to cause the installation of "No Thru Trucking" Signs along Burnett Street, in its entirety; the intersection of Burnett Street and Bucklin Street; the intersection of Burnett Street and Elmwood Avenue and at the intersection of Burnett Street and Dexter Street.

Resolved, That the Traffic Engineer is requested to cause the installation of "No Thru Trucking" Signs along Burnett Street, in its entirety; the intersection of Burnett Street and Bucklin Street; the intersection of Burnett Street and Elmwood Avenue and at the intersection of Burnett Street and Dexter Street.

Read and Passed, on motion of COUNCILMAN IGLIOZZI, seconded by COUNCILMAN LOMBARDI.

The motion for Passage, is Unanimously Sustained.

COUNCILMAN ALLEN:

Resolution Requesting the Chief of Police to Change the Policies of the Police Department relative to the assignment, not only of the Special Investigations Bureau (SIB) but to also include the Uniform Division of the Police Department to have the authority to make arrests of those people who are engaging in the Crime of Prostitution.

Layed on the Clerk's Desk until the next meeting of the City Council to be held March 16, 1995, on motion COUNCILMAN IGLIOZZI, seconded by COUNCILMAN LOMBARDI.

The motion to Lay on the Clerk's Desk, is Unanimously Sustained.

Resolution Requesting a Hiring Freeze until the City has adopted a Financial Plan to resolve the impending \$30 Million Dollar Deficit.

Whereas, RIPEC has announced that the City of Providence is facing at least a \$30 Million Dollar Deficit for fiscal year, 1995-1996, and

Whereas, The proposed elimination of the State "PILOT" funding will cause a \$7.5 Million Dollar problem in this year's budget, and

Whereas, The City's Finance Director has been quoted as saying that he does not know how he can balance this year's budget without the "PILOT" funds, and

Whereas, Personnel costs are approximately 70% of the General Fund Budget and 80% of the School Fund Budget,

Now, therefore, be it Resolved, That the Personnel Director, Finance Director, and Director of Administration are hereby directed to institute a hiring freeze unless such hiring are specifically approved by the City Council Committee on Finance until the City Council and the Mayor approve a financial plan to resolve the pending 1995-1996 financial deficit.

Read and Passed, on motion of COUNCILMAN IGLIOZZI, seconded by COUNCILMAN LOMBARDI.

The motion for Passage, is Unanimously Sustained.

Resolution Requesting the Traffic Engineer to cause the installation of a Traffic Signal Light at the intersection of Bucklin Street and Carter Street.

COUNCIL PRESIDENT PRO TEMPORE FARNOLI Refers the Resolution to the Committee on Public Works.

The motion to Refer, is Unanimously Sustained.

Resolution Requesting the Chief Electrical Inspector to request the Narragansett Electric Company to increase the Lumen Voltage of the Street Lights located on Pole No. 1 and Pole No. 2, located along 9 and 13 Puritan Street.

Resolved, That the Chief Electrical Inspector is requested to cause the Narragansett Electric Company to increase the Lumen Voltage of the Street Lights located on Pole No. 1 and Pole No. 2, located along 9 and 13 Puritan Street.

Resolution Requesting the Chief Electrical Inspector to request the Narragansett Electric Company to increase the Lumen Voltage of the Street Lights located along Bucklin Street, at the beginning of the intersection of Carter Street through the intersection of Cromwell Street.

Resolved, That the Chief Electrical Inspector is requested to cause the Narragansett Electric Company to increase the Lumen Voltage of the Street Lights located along Bucklin Street, at the beginning of the intersection of Carter Street through the intersection of Cromwell Street.

COUNCILWOMAN DIRUZZO and COUNCILMAN IGLIOZZI (By Request):

Resolution Requesting the Superintendent of Parks and the Director of the Department of Planning and Development to prepare plans for the Construction of Bathroom Facilities at the Wallace Street Playground, Silver Lake/Olneyville Little League Girls' Softball Team.

Resolved, That the Superintendent of Parks and the Director of the Department of Planning and Development are requested to prepare plans for the Construction of Bathroom Facilities at the Wallace Street Playground, Silver Lake/Olneyville Little League Girls' Softball Team.

Severally Read and Collectively Passed, on motion of COUNCILMAN IGLIOZZI, seconded by COUNCILMAN LOMBARDI.

The motion for Passage, is Unanimously Sustained.

COUNCILWOMAN DIRUZZO:

Resolution Requesting the Director of the Department of Planning and Development to commence a study for the Messer Street Area, bounded by the Service Road, Westminster Street, Cranston Street and Union Avenue, located within the Fifteenth Ward for the purpose of a Revitalization Project.

COUNCIL PRESIDENT PRO TEMPORE FARNOLI Refers the Resolution to the Committee on Urban Redevelopment, Renewal and Planning.

The motion to Refer, is Unanimously Sustained.

Resolution Requesting the Finance Director and the City Council Internal Auditor to review the "Overtime" Costs of all City Departments including the Providence Water Supply Board and the urgency of same for the period between July 1, 1994 to the present time and to report back to the City Council with said information within the next two (2) weeks.

COUNCIL PRESIDENT PRO TEMPORE FARGNOLI Refers the Resolution to the Committee on Finance.

The motion to Refer, is Unanimously Sustained.

COUNCILMAN GLAVIN (By Request):

Resolution Authorizing the Installation of Gasoline Storage Facilities for Simeone's Service Station, 683-691 Valley Street, Providence, Rhode Island.

COUNCIL PRESIDENT PRO TEMPORE FARGNOLI Refers the Resolution to the Committee on Public Works.

The motion to Refer, is Unanimously Sustained.

COUNCILMAN IGLIOZZI (By Request):

Resolution Requesting the Chief Electrical Inspector to order the installation of a Pole and Street Light at the corner of Cleveland Street and Laurel Hill Avenue.

Resolved, That the Chief Electrical Inspector is requested to order the installation of a Pole and Street Light at the corner of Cleveland Street and Laurel Hill Avenue.

COUNCILMAN IGLIOZZI:

Resolution Requesting the Chief Electrical Inspector to cause the Street Light to be Repaired on Pole No. 10, located along Heath Street.

Resolved, That the Chief Electrical Inspector is requested to cause the Street Light to be Repaired on Pole No. 10, located along Heath Street.

Resolution Requesting the Chief Electrical Inspector to cause the Street Light to be Repaired on Pole No. 2, located along Etna Street.

Resolved, That the Chief Electrical Inspector is requested to cause the Street Light to be Repaired on Pole No. 2, located along Etna Street.

Resolution Requesting the Chief Electrical Inspector to cause the installation of a Street Light on Pole No. 11, located along Heath Street.

Resolved, That the Chief Electrical Inspector is requested to cause the installation of a Street Light on Pole No. 11, located along Heath Street.

Resolution Requesting the Chief Electrical Inspector to cause the installation of a Street Light on Pole No. 1, located along Etna Street.

Resolved, That the Chief Electrical Inspector is requested to cause the installation of a Street Light on Pole No. 1, located along Etna Street.

Severally Read and Collectively Passed, on motion of COUNCILMAN IGLIOZZI, seconded by COUNCILMAN LOMBARDI.

The motion for Passage, is Unanimously Sustained.

COUNCILWOMAN NOLAN:

Resolution Requesting the Administration to prepare a Short Term Financial Plan for the City of Providence, immediately

COUNCIL PRESIDENT PRO TEMPORE FARGNOLI Refers the Resolution to the Committee on Finance.

The motion to Refer, is Unanimously Sustained.

Resolution Requesting the Finance Director to provide the City Council with certain budget information spelling out different financial roads that the City may take.

COUNCIL PRESIDENT PRO TEMPORE FARGNOLI Refers the Resolution to the Committee on Finance.

The motion to Refer, is Unanimously Sustained.

Resolution Requesting the Director of Public

Property to remove all paint cans and related supplies from the hall located outside the Department of City Clerk.

Resolved, That the Director of Public Property is requested to remove all paint cans and related supplies from the hall located outside the Department of City Clerk.

Read and Passed, on motion of COUNCILMAN IGLIOZZI, seconded by COUNCILMAN LOMBARDI.

The motion for Passage, is Unanimously Sustained.

COUNCILMAN ROLLINS and COUNCILMAN ALLEN (By Request):

Resolution Requesting the Board of Contract and Supply to authorize the purchase of Parcel 53, Assessor's Plat 36, Lot 91, located within the West End Renewal Project from the Providence Redevelopment Agency for the sum of One Dollar (\$1.00).

COUNCIL PRESIDENT PRO TEMPORE FARGNOLI Refers the Resolution to the Committee on Finance.

The motion to Refer, is Unanimously Sustained.

REPORTS FROM COMMITTEES

COUNCILWOMAN EVELYN V. FARGNOLI, Chairwoman COMMITTEE ON FINANCE

Transmits the following with recommendation the Same be Severally Adopted:

An Ordinance in Amendment of and in Addition to the Providence Water Supply Board Compensation Ordinance, approved November 23, 1994 and Repealing Chapter 1994-42.

MAN LOMBARDI is Put to Vote and Not Passed by the following Roll Call Vote:

Ayes: Council President Pro Tempore Fagnoli, Councilmen Igliazzi and Mancini—3.

An Ordinance in Amendment of and in Addition to the Number of Employees and the Number of Employees in Certain Classes in the Providence Water Supply Board and Repealing Ordinance Chapter 1994-43, approved November 23, 1994.

Noes: Councilmen Allen, Clarkin, DeLuca, Councilwomen DiRuzzo, Councilmen Glavin, Jackson, Lombardi, Councilwoman Nolan, Councilman Rollins and Councilwoman Williams—10.

COUNCILMAN IGLIOZZI moves that the Ordinances be Severally Read and Collectively Passed the First Time and Referred Back to Committee on Finance.

Absent: Council President Petrosinelli and Councilwoman Young—2.

The motion for Passage the First Time and Referral Back to Committee on Finance, is Not Sustained.

This motion being seconded by COUNCIL-

COUNCILMAN DAVID V. IGLIOZZI, Chairman COMMITTEE ON ORDINANCES

Transmits the following with recommendation the Same be Adopted as Amended:

An Ordinance in Amendment of the Code of Ordinances of the City of Providence, Section 16-3, entitled: "Disorderly and Indecent Conduct".

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

Ayes: Council President Pro Tempore Fagnoli, Councilmen Allen, Clarkin, DeLuca, Councilwoman DiRuzzo, Councilmen Glavin, Igliazzi, Jackson, Lombardi, Mancini, Councilwoman Nolan, Councilman Rollins and Councilwoman Williams—13.

Noes: None.

Absent: Council President Petrosinelli and Councilwoman Young—2.

The motion for Passage the First Time, is Sustained.

COUNCILWOMAN JOHN J. LOMBARDI, Chairman COMMITTEE ON CLAIMS AND PENDING SUITS

Transmits the following with recommendation the Same be Severally Approved for Cancellation:

Certificates from the City Assessor (Nos. 15Y and 16Y) 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 the State of Rhode Island, 1956, as Amended.

motion of COUNCILMAN IGLIOZZI, seconded by COUNCILMAN LOMBARDI, by the following Roll Call Vote:

Ayes: Council President Pro Tempore Fagnoli, Councilmen Allen, Clarkin, Glavin, Igliazzi, Jackson, Lombardi, Councilwoman Nolan, Councilman Rollins and Councilwoman Williams—12.

Noes: None.

Absent: Council President Petrosinelli, Councilman DeLuca and Councilwoman Young—3.

The motion to Approve for Cancellation, is Sustained.

Certificates from the City Collector (Nos. 20 and 21) Recommending Cancellation of Tangible and Excise Taxes for the years 1984 through 1993, pursuant to the provisions of Section 44-7-14 of the General Laws of the State of Rhode Island, 1956 as Amended, inasmuch as the same have been determined to be Uncollectable.

Severally Approved for Cancellation, on

COMMUNICATIONS AND REPORTS

FROM THE CITY CLERK:

Report of all moneys received, transmitted to and credited by the City Collector for the fiscal quarter of July 1, 1994 to and including September 30, 1994.

Received.

FROM THE CITY CLERK:

Report of all moneys received, transmitted to and credited by the City Collector for the fiscal quarter of October 1, 1994 to and including December 31, 1994.

Received.

FROM BUCK CONSULTANTS:

Report on the Sixty-Seventh Valuation of the Employees' Retirement System of the City of Providence as of June 30, 1994.

Received.

FROM THOMAS E. DELLER, DEPUTY DIRECTOR OF PLANNING AND DEVELOPMENT:

Communication dated January 14, 1995, Informing the City Clerk of an Institutional Master Plan for Roger Williams University.

Received.

FROM THE CITY ASSESSOR:

Certificates (Nos. 17y and 18y) 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 the State of Rhode Island, 1956 as amended.

Severally Received and Collectively Referred to the Committee on Claims and Pending Suits, on motion COUNCILMAN IGLIOZZI, seconded by COUNCILMAN LOMBARDI.

The motion to Receive and Refer, is Unanimously Sustained.

FROM THE CLERK'S DESK

Petitions for Compensation for Injuries and Damages, viz;

Thomas A. Sgouros, Jr.

ITT Hartford Ins. Group a/s/o Irving Kennett

Janet R. Coyle

Cosimo Alfieri

Anthony Lanni

Rhode Island Hospital

Harriett M. Bates and Arnold Bates

Middlesex Ins. Co., a/s/o Isaak Bernstein

Robert H. Wallace, Jr., and Gabriele M. Wallace, individually and as sole heirs and co-administrators of the Estate of Sharon M. Wallace.

Sandy Mandia

Van Ket

Chana Nguon p.p.a. Supearoth Aing and Ashley Nguon

Ny Nguon

Claudia DeVicenzis/Rose DeVincenzis

Thomas Day, Kirk Pickell and Merrimack Mutual Fire Ins.

Horacio Pavao

Judy A. Bassett

Allstate Insurance Co., a/s/o Michelle Canning

Joseph Margolis

COUNCIL PRESIDENT PRO TEMPORE FARGNOLI Severally Refers the Petitions to the Committee on Claims and Pending Suits.

The motion to Refer, is Unanimously Sustained.

PRESENTATION OF RESOLUTIONS

"In Congratulations"

COUNCIL PRESIDENT PETROSINELLI and the MEMBERS of the CITY COUNCIL:

Citations Extending Congratulations.

Resolved, That the Members of the City Council extend their sincere congratulations to the families of the following:

Gerald Roy, in recognition of the celebration of his 60th Birthday, born on March 9, 1935.

Doctors Vicki and Ralph Carlini, in recognition

of the birth of their daughter, Katherine Victoria Carlini, born on February 19, 1995, weighing 8 lbs. 3 oz.

Mr. and Mrs. Jose Diaz, in recognition of the celebration of their recent marriage.

Mr. and Mrs. Troy MacKenzie, in recognition of the celebration of their recent marriage.

Mr. and Mrs. Edwin LaBoy, in recognition of the celebration of their recent marriage.

Mr. and Mrs. Bernardino Vinas, in recognition of the celebration of their recent marriage.

Roger Williams Medical Center, in recognition of their first Hospital based skilled nursing facility.

Severally Read and Collectively Passed, on motion of COUNCILMAN IGLIOZZI, seconded by COUNCILMAN LOMBARDI.

The motion for Passage, is Unanimously Sustained.

PRESENTATION OF RESOLUTIONS

"In Memoriam"

COUNCIL PRESIDENT PETROSINELLI and the MEMBERS of the CITY COUNCIL:

Resolutions Extending Sympathy.

Resolved, That the Members of the City Council extend their sincere sympathy to the families of the following:

Eliazabeth "Lilly" Clarkin

Elenora Winn

Samuel B. Gregorian

John Mello

Aaron H. Roitman

James G. Allen

Bob J. Rawnsley

Barbara V. Williams

Edwin M. Carr

James R. Malarkey, Jr.

Gaetano "Kite" Ravo

John R. McWeeney

Elizabeth C. Generali

Guido Martone

Theresa Soscia

Richard N. "Pa" Clark

Evelyn Bucci

Myrtle H. Clement

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

The motion for Passage, Unanimously is Sustained.

MATTERS NOT APPEARING ON THE PRINTED DOCKET

On motion of COUNCILMAN IGLIOZZI, seconded by COUNCILMAN LOMBARDI, it is voted to Suspend Rule 16 of the Rules of the City Council in order to allow the introduction of the following matter not appearing on the Printed Docket.

PRESENTATION OF RESOLUTIONS

COUNCILMAN ALLEN:

Resolution Upon the Life and Character of the Late Officer Mario Diaz, Sr., Member of the Providence Police Department, from October 15, 1990 to February 28, 1995.

Resolved, That the following Minute on the life and character of the late Officer Mario Diaz, Sr., Member of the Providence Police Department from October 15, 1990 to February 28, 1995, is hereby adopted, ordered inscribed on the records of this City Council and a duly certified copy be transmitted to the family of the deceased.

Minute

Officer Mario Diaz, Sr., a native of Bogata, Columbia was born on April 17, 1963, the son of Mrs. Blanca Melo and the late Silvino Diaz.

He was the graduate of Mount Pleasant High School and attended college in Florida.

Officer Diaz was a member of Providence Lodge No. 3 of the Fraternal Order of Police. He became an American Citizen on May 1, 1978. He was a

four year veteran of the Providence Police Department.

Officer Diaz received many certificates of awards for his dedication to duty and his outstanding police work as a law enforcement officer which he served so honestly.

A devout husband and father, Mario's devotion to his wife Mariaelena and their children DeLena, Samantha, Mario Jr., and Raquel reared with love and pride.

With his passing, Officer Mario Diaz, Sr. will be missed and mourned by his legions of friends and associates to whom he has left a wealth of fond and wonderful memories, and may God, in his Wisdom, bestow upon Officer Mario Diaz, Sr., eternal rest and to his family peace and tranquility.

Read and Passed, on a Unanimous Rising Vote, on motion on COUNCILMAN IGLIOZZI, seconded by COUNCILMAN LOMBARDI.

The motion for Passage, is Unanimously Sustained.

ADJOURNMENT

There being no further business, on motion of COUNCILMAN IGLIOZZI, seconded by COUNCILMAN LOMBARDI, the City Council adjourns at 8:30 o'clock P.M. (E.S.T.) to meet again on THURSDAY, MARCH 16, 1995 at 7:30 o'clock P.M. (E.S.T.).

Michael R. Clement

City Clerk

March 2]

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