

**CITY OF PROVIDENCE
RHODE ISLAND**



CITY COUNCIL

JOURNAL OF PROCEEDINGS

No. 60 City Council Regular Meeting, Thursday, March 7, 1985, 8:00 P.M. (E.S.T.)

IN CITY COUNCIL

MAR 21 1985

APPROVED:

PRESIDING *P. J. Mendenhall* **CLERK**

COUNCIL PRESIDENT

NICHOLAS W. EASTON

ROLL CALL

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

Absent: Councilwoman Brassil, Councilmen Lombardi, Pitts and Stravato—4.

INVOCATION

The Invocation is given by COUNCILMAN MALCOLM FARMER, III.

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

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

APPROVAL OF RECORD

The Journals of Proceedings No. 58 of the Regular Meeting of the City Council held February 7, 1985 and Posted February 19, 1985 and No. 59 of the Regular Meeting of the City Council held February 21, 1985 and Posted March 1, 1985, on that Bulletin Board located on the Ground Floor Level of City Hall, are Severally Approved as Printed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI.

ORDINANCES SECOND READING

The following Ordinances were in City Council February 21, 1985, Read and Passed the First Time and are Returned for Passage the Second Time:

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

Be it ordained by the City of Providence:

Section 1. Chapter 1984-55 of the Ordinances of the City of Providence, as approved July 20, 1984, is hereby amended to read as follows:

Position	From	To
Police Chief	38,500.00 yr. 9%	41,965.04 yr.
Police Major	31,423.00 yr. 9%	34,250.84 yr.
Police Captain	30,044.04 yr. 9%	29,355.04 yr.
Police Lieutenant	25,347.00 yr. 9%	26,944.76 yr.
Police Sergeant	23,131.00 yr. 9%	24,633.96 yr.
Narcotics Inspector	30,044.04 yr.	31,997.16 yr.
Administrative Assistant to Police Chief	34,879.52 yr. 9%	38,018.76 yr.
Police Person (Upon Appt.)	19,313.32 yr.	20,568.60 yr.
(12 months)	19,755.84 yr.	21,039.72 yr.
(18 months)	21,001.76 yr. 9%	22,366.76 yr.
	22,891.44 yr.	24,379.68 yr.

Section 2. This Ordinance shall take effect retroactively to July 1, 1984.

An Ordinance in Amendment of Chapter 1984-55, Approved July 20, 1984, entitled: "An

Ordinance Establishing a Compensation Plan for the City of Providence", Relative to the Fire Department.

Be it ordained by the City of Providence:

Section 1. Chapter 1984-55 of the Ordinances of the City of Providence, as approved July 20, 1984, is hereby amended to read as follows:

Position	From	To
Fire Chief	38,500.00 yr. 9%	41,965.04 yr.
Assistant Fire Chief	34,879.52 yr. 9%	38,018.76 yr.
Deputy Assistant Fire Chief	31,282.68 yr. 9%	34,250.84 yr.
Fire Battalion Chief	29,538.60 yr. 9%	32,196.84 yr.
Fire Marshal	31,262.38 yr. 9%	34,250.84 yr.
Fire Chief Dispatcher	25,232.84 yr.	26,872.56 yr.
Fire Prevention Captain	25,232.48 yr.	26,872.56 yr.
Fire Captain	25,232.48 yr.	26,872.56 yr.
Fire Prevention Lieutenant	23,130.64 yr.	24,633.96 yr.
Fire Lieutenant	23,130.64 yr.	24,633.96 yr.
Rescue Captain	25,232.48 yr.	26,872.56 yr.
Rescue Lieutenant	23,130.64 yr.	24,633.96 yr.
Fire Rescue Technicians	22,056.84 yr.	23,490.48 yr.
Fire Medics	22,056.80 yr.	23,490.48 yr.
Fire Equipment Suptd. I	29,538.60 yr. 9%	32,196.84 yr.
Fire Equipment Suptd. II	33,789.60 yr. 9%	36,830.56 yr.
Man in Charge — Bureau of Oper. Control	23,130.64 yr.	24,633.96 yr.

<i>Position</i>	<i>From:</i>	<i>To:</i>	<i>in the City Departments", Relative to Department of Communications.</i>
Man in Charge —			
Carp. Shop	25,232.84 yr.	26,872.56 yr.	<i>Be it ordained by the City of Providence:</i>
Firefighter			
(Grade 1)	18,802.68 yr.	20,024.68 yr.	<i>Section 1. Section 19 of Chapter 1984-54 of the Ordinances of the City of Providence, as approved July 20, 1984, as amended, is hereby further amended as follows:</i>
(Grade 2)	20,371.00 yr.	21,694.92 yr.	
(Grade 3)	21,001.76 yr.	22,366.76 yr.	

Section 2. This Ordinance shall take effect retroactively to July 1, 1984.

Delete

1 Switchboard Operator I

Add

1 Switchboard Operator II

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

Section 2. This Ordinance shall take effect retroactively to July 1, 1984.

Be it ordained by the City of Providence:

Section 1. Chapter 1984-53 of the Ordinances of the City of Providence, as approved July 20, 1984, entitled: "An Ordinance making an Appropriation of One Hundred Seventy-One Million, Fifty-Six Thousand, One Hundred Seventy-Seven Dollars and Fifty-Seven Cents (\$171,056,177.57) for the fiscal year ending June 30, 1985, as amended", is hereby further amended by transferring the sum of Forty-Three Thousand Five Hundred Dollars (\$43,500.00) from Bridge Maintenance (1-005-09-266) to Sewer Construction and Maintenance (1-005-11-269).

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

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

Be it ordained by the City of Providence:

Section 1. Chapter 1984-53 of the Ordinances of the City of Providence, as approved July 20, 1984, entitled: "An Ordinance making an Appropriation of One Hundred Seventy-One Million, Fifty-Six Thousand, One Hundred Seventy-Seven Dollars and Fifty-Seven Cents (\$171,056,177.57) for the fiscal year ending June 30, 1985, as amended", is hereby further amended by transferring the sum of Five Thousand Dollars (\$5,000.00) from Grounds Maintenance (1-007-02-199) to Grounds Maintenance (1-007-02-571).

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

An Ordinance in Amendment of Section 19 of Chapter 1984-54, as Approved July 20, 1984, entitled: "An Ordinance Establishing the Classes of Positions, the Maximum Number of Employees and the Number of Employees in Certain Classes

Severally Read and Collectively Passed the Second Time, on motion of COUNCIL-

MAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI, by the following Roll Call Vote:

Ayes: Council President Easton, Councilmen Annaldo, Cola, Dillon, Councilwomen DiRuzzo, Fagnoli, Councilmen Farmer, Glavin, Griffin, O'Connor and Petrosinelli—11.

Noes: None.

Absent: Councilwoman Brassil, Councilmen Lombardi, Pitts and Stravato—4.

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

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

Recapitulation of Vote:

Ayes: 10.

Noes: 1.

Absent: 4.

The motion for Passage the Second Time, is Sustained.

PRESENTATION OF ORDINANCES

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

An Ordinance Amending the Appropriation Ordinance Chapter 1984-53, Approved July 20, 1984, by Transferring the Sum of Fifteen Thousand Dollars (\$15,000.00) from Public Works Street Cleaning Division (1-005-04-189) to Recreation Department, Camp Cronin Division (1-006-04-199).

An Ordinance Amending the Appropriation Ordinance Chapter 1984-53, Approved July 20, 1984, by Transferring the Sum of Eight Thousand Dollars (\$8,000.00) from Public Works Street Cleaning (1-005-04-189) to Sewer Construction and Maintenance (1-005-11-151).

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

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

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

The motion to Refer, is Sustained.

PRESENTATION OF RESOLUTIONS

COUNCIL PRESIDENT EASTON:

Resolution Endorsing that Act Introduced to the General Assembly by Senator Richard R. Patterson, Amending that Act Relating to the Retirement of Employees of the City of Providence.

COUNCIL PRESIDENT PRO TEMPORE STRAVATO (By Request):

Resolution Authorizing a Tax Exemption to Excell Manufacturing Company, as Lessees of that Certain Recent Construction located at 200 Chestnut Street.

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

The motion to Refer, is Sustained.

COUNCILWOMAN BRASSIL (By Request):

Resolution requesting the Traffic Engineer to Order the Replacement of that Traffic Signal Light at the Intersection of Brook and Wickenden Streets.

Resolved, That the Traffic Engineer is hereby requested to order the replacement of that Traffic Signal Light at the intersection of Brook and Wickenden Streets.

COUNCILWOMAN DiRUZZO:

Resolution requesting the Providence School Board not take any Action on the Recent Proposal Submitted by the Superintendent of Schools with Regard to the School Heating Systems.

Resolved, That the Providence School Board is hereby requested not to take any action on the recent proposal submitted by the Superintendent of Schools with regard to the school heating systems.

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

The motion for Passage, is Sustained.

Resolution Endorsing House Bill 85-H 6014, Relating to Restricting School Committees' Freedom in Negotiating Contracts.

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

The motion to Refer, is Sustained.

COUNCILMAN GLAVIN, COUNCILMAN DILLON and COUNCILWOMAN FARG- NOLI (By Request):

Resolution Pursuant to Sec. 8.10 of the Providence Home Rule Charter Transferring the Sum of Fifteen Thousand Dollars (\$15,000.00)

from Police Department Budget, Item 1 (1-003-02-214) to Police Department Budget, Item 2 (1-003-02-214).

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

The motion to Refer, is Sustained.

Resolution Extending the Best Wishes of the City Council to Maria "Mamie" Pennine for a Complete and Speedy Recovery from Her Recent Illness.

Resolved, That the Best Wishes of the City Council are extended to Maria "Mamie" Pennine for a complete and speedy recovery from her recent illness.

COUNCILMAN LOMBARDI (By Request):

Resolution requesting the Director of Public Works to cause that Sidewalk along 3 Ames Street, to be Repaired.

Resolved, That the Director of Public Works is requested to cause that sidewalk along 3 Ames Street to be repaired.

Resolution requesting the City Forester to cause that Tree located in Front of 3 Pallas Street, to be Removed.

Resolved, That the City Forester is requested to cause that tree located in front of 3 Pallas Street to be removed.

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

The motion for Passage, is Sustained.

COUNCILMAN LOMBARDI and COUNCILMAN O'CONNOR:

Resolution Changing the Name of Canonicus Square to Hoyle Square.

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

The motion to Refer, is Sustained.

COUNCILMAN O'CONNOR (By Request):

Resolution Authorizing His Honor the Mayor to Enter into a Lease Agreement with Sea-Ed Marine, Inc., for an Area in the Marine Terminal Building, Consisting of One Hundred Eighty Square Feet of Office Space for the Sum of Sixteen Dollars and Sixty-Seven Cents (\$16.67) Per Square Foot.

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

The motion to Refer, is Sustained.

REPORTS FROM COMMITTEES

COUNCILMAN ANDREW J. ANNALDO, Chairman COMMITTEE ON CITY PROPERTY

Transmits the following with Recommendation the Same be Adopted:

Resolution Authorizing His Honor the Mayor to Execute a Lease with Peter R. Germani and Mark Messier, d/b/a Comfort Station, Ltd., of that Land and Building located along Weybosset Street, Known as the former Weybosset Street Comfort Station, and Rescinding Resolution No. 56, Approved January 1, 1985.

Resolved, That His Honor the Mayor be and he is hereby authorized to execute a lease with Peter R. Germani and Mark Messier, d/b/a Comfort Station, Ltd., of 83 Chaplin Street, Pawtucket, RI 02861, of that land and building located along Weybosset Street, known as the former Weybosset Street Comfort Station, designated at Lot 171, on City Assessor's Plat 20 containing approximately Eleven Hundred and Thirty square feet; more or less, including existing building and below ground area of Lot 171 on City Assessor's Plat 20, for a period of twenty (20) years, at a rental of Ten Dollars (\$10.00) per month from the date of execution until June 30, 1985; Two Hundred Eighty-Five Dollars (\$285.00) per month from July 1, 1985 through September 30, 1985; Five Hundred Seventy-Five Dollars (\$575.00) per month from October 1, 1985 through September 30, 1988; and for the remainder of the first ten (10) year period, the rental shall be Five Hundred Seventy-Five Dollars (\$575.00) per month plus the National Cost of Living Increase as reported on an annual calendar year basis, provided, however, that in each of the remaining years of the first Ten (10) Year period, the rental

will reflect the prior years National Cost of Living Increase as reported on an annual calendar year basis; provided further however, that Three (3) Months prior to the expiration of the first Ten (10) Year Period, the lessee and the City of Providence shall negotiate the rental price and conditions for the next Five (5) Year period; provided further that Three (3) Months prior to the expiration of the aforementioned Five (5) Year Period, the lessee and the City of Providence shall negotiate the rental and conditions for the last Five (5) Year Period of the lease, and

Be it further Resolved, That Resolution No. 56, approved January 1, 1985, is hereby rescinded.

Read and Passed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI, by the following Roll Call Vote:

Ayes: Council President Easton, Councilmen Annaldo, Cola, Dillon, Councilwomen DiRuzzo, Fagnoli, Councilmen Glavin, and Petrosinelli—8.

Not Voting: Councilmen Farmer, Griffin and O'Connor—3.

Absent: Councilwoman Brassil, Councilmen Lombardi, Pitts and Stravato—4.

The motion for Passage, is Sustained.

**COUNCILMAN THOMAS M. GLAVIN, Chairman
COMMITTEE ON ORDINANCES**

Transmits the following with Recommendation of Adoption:

Resolution requesting the State Legislature to Pass Legislation Establishing a Citizens Utility Board including that Portion of the Legislation Relative to Funding of the Board as Established in the State of Wisconsin and Various Other States.

Whereas, There is presently pending before the State Legislature, an Act Creating a Citizens' Utility Board, Inc., consisting of Rhode Island residential consumers who will, in essence, be a watchdog to protect the interest of all consumers at the proceedings of utility regulatory authorities,

Now, therefore, be it Resolved, That the

Members of the Providence City Council hereby endorse that Act creating a non-business corporation to be called the Citizens' Utility Board, Inc.

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

COUNCILMAN O'CONNOR desires to be recorded as "Not Voting".

The motion for Passage, is Sustained.

The following is Transmitted with Recommendation of Adoption, as Amended:

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

Whereas, There is presently pending before the State Legislature, an Act Increasing the Maximum Penalties for Ordinance Violations from thirty (30) days' imprisonment or One Hundred Dollars (\$100.00) fine, to one (1) year imprisonment or Twenty-Five Hundred Dollars (\$2,500.00) fine,

Now, therefore, be it Resolved, That the Members of the Providence City Council hereby endorse the Act Increasing the Penalties for Ordinance Violations, in the above manner or as they shall deem fit.

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

The motion for Passage, is Sustained.

**COUNCILMAN LOUIS R. STRAVATO, Chairman
COMMITTEE ON CLAIMS AND PENDING SUITS**

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

Certificates from the City Assessor (37-M, 42-M, 46-M, 52-M, 53-M and 54-M), Recommending the Same be Severally Cancelled, Pursuant to the Provisions of Sections 14 and 15 of Title 44, Chapter 7, of the General Laws of Rhode Island, 1956, as Amended.

Severally Approved for Cancellation, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI, by the following Roll Call Vote:

Ayes: Council President Easton, Council-

men Annaldo, Cola, Dillon, Councilwomen DiRuzzo, Fargnoli, Councilmen Farmer, Glavin, Griffin, O'Connor and Petrosinelli—11.

Noes: None.

Absent: Councilwoman Brassil, Councilmen Lombardi, Pitts and Stravato—4.

The motion to Approve for Cancellation, is Sustained.

COMMUNICATIONS AND REPORTS

Certificate from the City Assessor (56-M), Recommending the Same be Cancelled Pursuant to the Provisions of Sections 14 and 15 of Title 44, Chapter 7, of the General Laws of Rhode Island, 1956, as Amended.

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

The motion to Refer, is Sustained.

FROM THE CITY CLERK:

Reports for the Fiscal Quarters Ended March 1, June 30, September 30, and December 31, 1984 and the Fiscal Year Ended June 30, 1984.

Severally Received.

FROM THE PORT DIRECTOR:

Report for the Month of January, 1985.

Received.

FROM THE CLERK'S DESK

Petition of Alexander B. Daunis to Change the Zoning on Lots 19, 21 and 414 on City Assessor's Plat 126, located at 345-361 Reservoir Avenue, from a C-2 General Commercial Zone to an M-1 General Industrial Zone.

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

The motion to Refer, is Sustained.

Petitions for Compensation for Injuries and Damages, viz:

Antonia L. Baum

Nancy, Susan and Georgia T. Braids

Albert L. Brown, Jr.

Agnes Fitzgerald

Peter Florio, et al

Mrs. John Gallogly

Genice Hannon

Facundo, Aida, Miriam and Walter Hidalgo and Maria Torres

Vincent J. O'Connell, Jr.

Maryilyn A. Pistocco

Edward N. Rotondo

Rumford Property & Liability Ins. Co. as subrogee of Joni Auto Rentals, Inc.

Thomas Sadowski

Stephen C. Toli

David Russell Varone, and

Alfred J. Zannini

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

The motion to Refer, is Sustained.

PRESENTATION OF RESOLUTIONS

"In Congratulations"

COUNCIL PRESIDENT EASTON and the MEMBERS of the CITY COUNCIL:

Resolution Extending Congratulations.

Resolved, That the Congratulations of the City Council are hereby extended to the following:

Mr. and Mrs. Espidto Parente

Mr. and Mrs. Anthony Caduto

Catherine DuFault, RSM

Mary Evangelista

Claude Chamalian

Alfred S. Belluche

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

The motion for Passage, is Sustained.

PRESENTATION OF RESOLUTIONS

"In Memoriam"

COUNCIL PRESIDENT EASTON and the MEMBERS of the CITY COUNCIL:

Resolution Extending Sympathy.

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

Rose Sbardello

William J. Quattropiani

Theresa Buonfiglio

Antonetta Caputo

Biagio Cusimano

Anthony P. Carbone

Frances Succi

Joseph A. Torregrossa

Frank A. D'Antuono

Andrew Prete

Giustina Gerardi

Agnes E. Martino

Josephine M. Barone

Anthony Gambardelli

Mary A. McGuirl

Luiza C. Moitoso

Regina M. Appleton

Eva Romano

Edward H. Fagan

Domenic Fasciano

Catherine Grieco

Howard D. Boyaj

Angelina Zinno

Alphonse Apice

Lillian M. Waters

Vito J. DelDeo

Angelo DelGrande

Louise M. Caprara

Conrad Perrotti

Rose Gentile

Justina S. Delgardo

Antonio N. Froncillo

Anthony Ciancio

John DelSanto

William J. Collins

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

The motion for Passage, is Sustained.

ADJOURNMENT

There being no further business, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI, the City Council adjourns at 8:50 o'clock P.M. (E.S.T.) to meet again on THURSDAY, MARCH 21, 1985 at 8:00 o'clock P.M. (E.S.T.).

Rose M. Mendonca

City Clerk

March 7]

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