

RESOLUTION OF THE CITY COUNCIL

No. 404

Approved September 11, 1992

WHEREAS, in order to clarify certain provisions of the Providence Home Rule Charter of 1980 and in order to more efficaciously administer the City, the following amendment to the Providence Home Rule Charter of 1980 shall be incorporated into said document; and

WHEREAS, the City Council seeks to modify certain restrictions on the transfer of city property; and

WHEREAS, the City Council seeks to exempt the Providence Redevelopment Agency and the Providence Plan Housing Corporation from the bidding requirements of Section 416(3) of the Providence Home Rule Charter of 1980,

NOW, THEREFORE, BE IT RESOLVED:

That the following amendments be made to Section 416 of the Providence Home Rule Charter of 1980.

"Section 416. ACQUISITION AND DISPOSAL OF PROPERTY.

...

- (3) Sale of City property may be made only to the ~~highest bidder~~ highest qualified bidder in compliance with the restrictions noted in Subsection (1) upon sealed bids to the City Council. Any and all bids may be rejected and the property readvertised or removed from the market. No sale of any City property shall be made for less than ninety (90) per cent of the appraised value thereof.

...

- (8) Sale of City property to the Providence Redevelopment Agency or the Providence Plan Housing Corporation shall not be subject to the restrictions set forth in Subsections (1), (2), (3), (4) and (7) of this section."

That the question of the proposed amendment be submitted to the electors of the City of Providence at the next general election to be called on November 3, 1992 in substantially the following form:

"Shall the Charter be amended to require the sale of City property to the "highest qualified bidder" rather than the "highest bidder" and to exempt from the competitive bid process and the minimum purchase price requirement the sale of City property to the Providence Redevelopment Agency and the Providence Plan Housing Corporation?"

That the City Clerk forward certified copies of this resolution to the Secretary of State, with a notice that the above question be placed on the ballot and be submitted to said electors at the November 3, 1992 general election, pursuant to the provisions of Sec. 8 of Article XIII of the Constitution of the State of Rhode Island. The City Clerk shall

**THE COMMITTEE ON
ORDINANCES**

**Approves Passage of
The Within Resolution**

~~Chairman~~

8/19/92

also forward a certified copy of this resolution to the board of canvassers of the City of Providence and to the board of elections of the State of Rhode Island.

Subject to the approval of this proposed amendment by the electors of the City of Providence at the aforesaid election, the effective date of such amendment shall be January 1, 1993.

IN CITY COUNCIL
SEP 3 1992
READ AND PASSED
James H. Smith
PRES.
Michael R. Clement
CLERK

APPROVED
SEP 11 1992
Vincent A. Cianci
MAYOR

Michael R. Clement
City Clerk

Clerk of Council



Jean M. Angelone
First Deputy

Barbara A. Poirier
Second Deputy

**DEPARTMENT OF CITY CLERK
CITY HALL**

September 14, 1992

Laurence K. Flynn, Executive Secretary
Board of Canvassers
City Hall
Providence, Rhode Island 02903

Received of Jean M. Angelone, First Deputy City Clerk of Providence, Rhode Island, duly certified copies of the following Resolutions of the City Council, approved September 11, 1992 with questions to be submitted to the electors of the City of Providence at the next general election to be called on November 3, 1992 as follows:

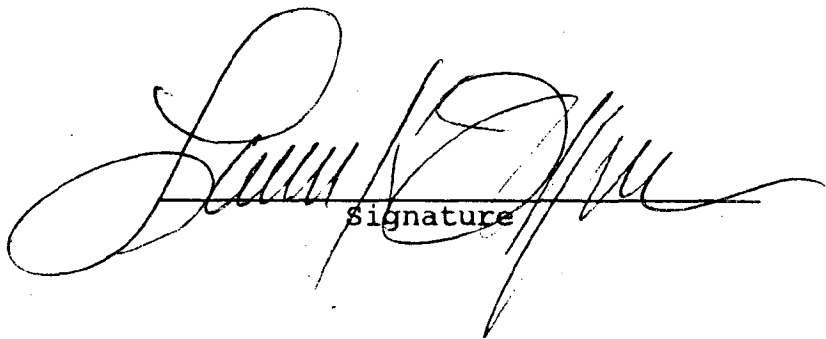
No. 402 "SHALL THE CHARTER BE AMENDED TO REQUIRE THAT ALL NEW CITY EMPLOYEES RESIDE IN THE CITY OF PROVIDENCE?"

No. 403 "SHALL THE CHARTER BE AMENDED SO AS TO:

- (1) REQUIRE THAT THE POWER AND DUTIES OF THE RETIREMENT BOARD BE ESTABLISHED BY CITY ORDINANCE AND THAT RETIREMENT FUNDS BE INVESTED IN 'MARKETABLE' SECURITIES UNLESS AUTHORIZED BY A TWO-THIRDS (2/3) VOTE OF THE CITY COUNCIL;
- (2) ADD AS RETIREMENT BOARD MEMBERS THE CITY TREASURER AND ANOTHER MEMBER ELECTED BY THE CITY COUNCIL, IN ADDITION TO THE CURRENT MEMBERS WHICH INCLUDE THE MAYOR; THE CHAIRPERSON OF THE CITY COUNCIL COMMITTEE ON BUDGETARY MATTERS; THE CITY CONTROLLER; TWO (2) MEMBERS ELECTED BY THE CITY COUNCIL, WHO SHALL NOT BE OFFICERS OR EMPLOYEES OF THE CITY; FOUR (4) MEMBERS REPRESENTING ACTIVE CITY EMPLOYEES AND TWO (2) MEMBERS REPRESENTING RETIRED EMPLOYEES.

(3) DESIGNATE THE MAYOR AS THE CHAIRPERSON OF THE RETIREMENT BOARD?"

NO. 404 "SHALL THE CHARTER BE AMENDED TO REQUIRE THE SALE OF CITY PROPERTY TO THE "HIGHEST QUALIFIED BIDDER" RATHER THAN THE "HIGHEST BIDDER" AND TO EXEMPT FROM THE COMPETITIVE BID PROCESS AND THE MINIMUM PURCHASE PRICE REQUIREMENT THE SALE OF CITY PROPERTY TO THE PROVIDENCE REDEVELOPMENT AGENCY AND THE PROVIDENCE PLAN HOUSING CORPORATION?"


signature

Michael R. Clement
City Clerk

Clerk of Council



Jean M. Angelone
First Deputy

Barbara A. Poirier
Second Deputy

**DEPARTMENT OF CITY CLERK
CITY HALL**

September 14, 1992

Mr. Joseph R. DiStefano, Chairman
Rhode Island State Board of Elections
50 Branch Avenue
Providence, Rhode Island 02904

Received of Jean M. Angelone, First Deputy City Clerk of Providence, Rhode Island, duly certified copies of the following Resolutions of the City Council, approved September 11, 1992 with questions to be submitted to the electors of the City of Providence at the next general election to be called on November 3, 1992 as follows:

No. 402 "SHALL THE CHARTER BE AMENDED TO REQUIRE THAT ALL NEW CITY EMPLOYEES RESIDE IN THE CITY OF PROVIDENCE?"

No. 403 "SHALL THE CHARTER BE AMENDED SO AS TO:

- (1) REQUIRE THAT THE POWER AND DUTIES OF THE RETIREMENT BOARD BE ESTABLISHED BY CITY ORDINANCE AND THAT RETIREMENT FUNDS BE INVESTED IN 'MARKETABLE' SECURITIES UNLESS AUTHORIZED BY A TWO-THIRDS (2/3) VOTE OF THE CITY COUNCIL;
- (2) ADD AS RETIREMENT BOARD MEMBERS THE CITY TREASURER AND ANOTHER MEMBER ELECTED BY THE CITY COUNCIL, IN ADDITION TO THE CURRENT MEMBERS WHICH INCLUDE THE MAYOR; THE CHAIRPERSON OF THE CITY COUNCIL COMMITTEE ON BUDGETARY MATTERS; THE CITY CONTROLLER; TWO (2) MEMBERS ELECTED BY THE CITY COUNCIL, WHO SHALL NOT BE OFFICERS OR EMPLOYEES OF THE CITY; FOUR (4) MEMBERS REPRESENTING ACTIVE CITY EMPLOYEES AND TWO (2) MEMBERS REPRESENTING RETIRED EMPLOYEES.

- (3) DESIGNATE THE MAYOR AS THE CHAIRPERSON OF THE RETIREMENT BOARD?"

NO. 404 "SHALL THE CHARTER BE AMENDED TO REQUIRE THE SALE OF CITY PROPERTY TO THE "HIGHEST QUALIFIED BIDDER" RATHER THAN THE "HIGHEST BIDDER" AND TO EXEMPT FROM THE COMPETITIVE BID PROCESS AND THE MINIMUM PURCHASE PRICE REQUIREMENT THE SALE OF CITY PROPERTY TO THE PROVIDENCE REDEVELOPMENT AGENCY AND THE PROVIDENCE PLAN HOUSING CORPORATION?"


Signature

Michael R. Clement
City Clerk

Clerk of Council



Jean M. Angelone
First Deputy

Barbara A. Poirier
Second Deputy

DEPARTMENT OF CITY CLERK
CITY HALL

September 14, 1992

Honorable Kathleen S. Connell
Secretary of State
219 State House
Providence, Rhode Island 02903

Received of Jean M. Angelone, First Deputy City Clerk of Providence, Rhode Island, duly certified copies of the following Resolutions of the City Council, approved September 11, 1992 with questions to be submitted to the electors of the City of Providence at the next general election to be called on November 3, 1992 as follows:

No. 402 "SHALL THE CHARTER BE AMENDED TO REQUIRE THAT ALL NEW CITY EMPLOYEES RESIDE IN THE CITY OF PROVIDENCE?"

No. 403 "SHALL THE CHARTER BE AMENDED SO AS TO:

- (1) REQUIRE THAT THE POWER AND DUTIES OF THE RETIREMENT BOARD BE ESTABLISHED BY CITY ORDINANCE AND THAT RETIREMENT FUNDS BE INVESTED IN 'MARKETABLE' SECURITIES UNLESS AUTHORIZED BY A TWO-THIRDS (2/3) VOTE OF THE CITY COUNCIL;
- (2) ADD AS RETIREMENT BOARD MEMBERS THE CITY TREASURER AND ANOTHER MEMBER ELECTED BY THE CITY COUNCIL, IN ADDITION TO THE CURRENT MEMBERS WHICH INCLUDE THE MAYOR; THE CHAIRPERSON OF THE CITY COUNCIL COMMITTEE ON BUDGETARY MATTERS; THE CITY CONTROLLER; TWO (2) MEMBERS ELECTED BY THE CITY COUNCIL, WHO SHALL NOT BE OFFICERS OR EMPLOYEES OF THE CITY; FOUR (4) MEMBERS REPRESENTING ACTIVE CITY EMPLOYEES AND TWO (2) MEMBERS REPRESENTING RETIRED EMPLOYEES.

- (3) DESIGNATE THE MAYOR AS THE CHAIRPERSON OF THE RETIREMENT BOARD?"

NO. 404 "SHALL THE CHARTER BE AMENDED TO REQUIRE THE SALE OF CITY PROPERTY TO THE "HIGHEST QUALIFIED BIDDER" RATHER THAN THE "HIGHEST BIDDER" AND TO EXEMPT FROM THE COMPETITIVE BID PROCESS AND THE MINIMUM PURCHASE PRICE REQUIREMENT THE SALE OF CITY PROPERTY TO THE PROVIDENCE REDEVELOPMENT AGENCY AND THE PROVIDENCE PLAN HOUSING CORPORATION?"


Signature