

**CITY OF PROVIDENCE
RHODE ISLAND**



**CITY COUNCIL
JOURNAL OF PROCEEDINGS**

No. 68 City Council Regular Meeting, Thursday, June 20, 1985, 8:00 P.M. (E.D.T.)

IN CITY COUNCIL

JUL 3 1985

APPROVED:

PRESIDING *Ree M. Mendonca* **CLERK**

COUNCIL PRESIDENT

NICHOLAS W. EASTON

ROLL CALL

Present: Council President Easton and Councilman Annaldo, Councilwoman Brassil, Councilmen Cola, Dillon, Councilwomen DiRuzzo, Fagnoli, Councilmen Farmer, Glavin, Lombardi, O'Connor and Stravato—12.

Absent: Councilmen Griffin, Petrosinelli and Pitts—3.

INVOCATION

The Invocation is given by COUNCILMAN DAVID G. DILLON.

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

COUNCILMAN THOMAS M. GLAVIN
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 Journal of Proceedings No. 67 of the
Regular Meeting of the City Council held
June 6, 1985 and Posted June 14, 1985 on
that Bulletin Board located on the Ground
Floor Level of City Hall, is Approved as
Printed, on motion of COUNCILMAN
GLAVIN, seconded by COUNCILMAN
DILLON.

PRESENTATION OF ORDINANCE

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

An Ordinance Establishing Local Fire Limits for the City of Providence in accordance with the Rhode Island State Building Code, Regulation SBC-1, dated August 1, 1984.

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

The motion to Refer, is Sustained.

PRESENTATION OF RESOLUTIONS

COUNCILMAN ANNALDO (By Request):

Resolution requesting the Chief Electrical Inspector to Order the Installation of a Street Light on Pole No. 11, located along Sandringham Avenue.

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

Resolution requesting the Traffic Engineer to cause that Missing Street Name Sign, "Clarence Street", located at the Corner of Laurel Hill Avenue and Clarence Street, to be Replaced.

Resolved, That the Traffic Engineer is requested to cause that missing street name sign "Clarence Street", located at the corner of Laurel Hill Avenue and Clarence Street, to be Replaced.

COUNCILWOMAN DiRUZZO:

Resolution requesting the Traffic Engineer to cause that Missing Street Name Sign, "Wallace Street", located at the Corner of Laurel Hill Avenue and Wallace Street, to be Replaced.

Resolved, That the Traffic Engineer is requested to cause that missing street name sign "Wallace Street", located at the corner of Laurel Hill Avenue and Wallace Street, to be Replaced.

Resolution requesting the Traffic Engineer to cause the Installation of a "Slow — Curve" Sign on Pole No. 27, located on Laurel Hill Avenue.

Resolved, That the Traffic Engineer is requested to cause the installation of a "Slow — Curve" sign on Pole No. 27, located on Laurel Hill Avenue.

Resolution requesting the Water Supply Board to cause all the Necessary Work to be done on Water Pipes, which Need Repair, along Roosevelt Street, from Laurel Hill Avenue to Webster Avenue.

Resolved, That the Water Supply Board is requested to cause all the necessary work to be done on Water Pipes, which need repair, along Roosevelt Street, from Laurel Hill Avenue to Webster Avenue.

COUNCILMAN FARMER (By Request):

Resolution requesting the Chief Electrical Inspector to Order the Street Lights on Poles Numbered 80, 82, 84, 86 and 90, located along Elmgrove Avenue, to be Upgraded to High Pressure Sodium Vapor Lights.

Resolved, That the Chief Electrical Inspector is requested to order the street lights on Poles numbered 80, 82, 84, 86 and 90, located along Elmgrove Avenue, to be upgraded to high pressure sodium vapor lights.

Resolution requesting the Traffic Engineer to Prohibit Motor Vehicle Traffic along Loring Avenue, between President and Channing Avenues, on Monday, June 24, 1985 from 9:00 o'clock A.M. to 12:00 o'clock Midnight, to Accommodate a Block Party.

Resolved, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Loring Avenue, between President and Channing

Avenues, on Monday, June 24, 1985 from 9:00 o'clock A.M. to 12:00 o'clock Midnight, to accommodate a Block Party.

COUNCILMAN LOMBARDI and COUNCILWOMAN DiRUZZO:

Resolution of the City Council Extending Best Wishes to Joseph Fratus, Jr., for a Complete and Speedy Recovery from His Injuries received as a result of an Accident.

Resolved, That the City Council hereby expresses Best Wishes to Joseph Fratus, Jr., for a complete and speedy recovery from his injuries received as a result of an accident.

COUNCILMAN PETROSINELLI (By Request):

Resolution requesting the Chief Electrical Inspector to Order a High Pressure Sodium Vapor Light on Pole No. 5, located along Touro Street.

Resolved, That the Chief Electrical Inspector is requested to order a High Pressure Sodium Vapor Light on Pole No. 5, located along Touro Street.

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

The motion for Passage, is Sustained.

REPORTS FROM COMMITTEES

COUNCILMAN ANDREW J. ANNALDO, Chairman COMMITTEE ON CITY PROPERTY

The following was Transmitted to the City Council on April 4, 1985, Referred Back to the Committee on City Property, and Is Returned with Recommendation of Adoption:

Resolution Authorizing His Honor, the Mayor, to Enter Into a Lease Agreement with George Mann & Co., Inc., of Additional Land located at Fields Point, containing approximately 44,048 square feet of land, more or less, for a Term Commencing April 1, 1985 and Ending March 31, 1998 at Increased Rentals every Five Years.

Resolved, That His Honor the Mayor be and he is hereby authorized to enter into a lease agreement with George Mann & Co., Inc., for additional land located at Fields Point, containing approximately 44,048 square feet of land, more or less, known as Port Drive, from the southerly line of Harborside Boulevard to the termination of said northerly line of Port Drive, for a term commencing April 1, 1985 and ending March 31, 1998 at an increase in rental for that area, as follows:

| <i>Period</i> | <i>Annual Rent</i> |
|----------------------------------|--------------------|
| April 1, 1985- March 31, 1990 | \$11,452.48 |
| April 1, 1990- March 31, 1995 | \$14,976.32 |

April 1, 1995-

March 31, 1998

\$17,619.20

said lease shall further be subject to such terms and conditions as may be prescribed by His Honor the Mayor and the City Solicitor.

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

Ayes: Council President Easton and Councilman Annaldo, Councilwoman Bras-sil, Councilmen Cola, Dillon, Councilwomen DiRuzzo, Fagnoli, Councilmen Glavin, Lombardi, O'Connor and Stravato—11.

Noes: None.

Not Voting: Councilman Farmer—1.

Absent: Councilmen Griffin, Petrosinelli and Pitts—3.

The motion for Passage, is Sustained.

**COUNCILWOMAN CAROLYN F. BRASSIL, Chairwoman
COMMITTEE ON FINANCE**

Transmits the following with Recommendation the Same be Severally Adopted:

An Ordinance Amending the Appropriation Ordinance Chapter 1984-53, Approved July 20, 1984, by Transferring the Sum of Seven Hundred Three Thousand, Forty-Six Dollars (\$703,046.00) from Retirement Fund to Council Contingencies, Item 1.

1984, by Transferring the Sum of Fifteen Thousand Dollars (\$15,000.00) from Public Property, Motor Fuel (1-018-01-211) to Public Property, Office Equipment and Furniture (1-018-01-501).

An Ordinance Establishing a Revolving Fund for the 350th Anniversary of Providence, in the Amount of Fifty Thousand Dollars (\$50,000.00) within the Mayor's Office.

An Ordinance Providing for the Assessment and Collection of 1985 Taxes in a Sum Not Less than One Hundred Seven Million Five Hundred Thousand Dollars (\$107,500,000) and Not More than One Hundred Nine Million, Five Hundred Thousand Dollars (\$109,500,000) being Based on One Hundred Percent (100%) of the 1985-86 Fiscal Year Tax Collection.

An Ordinance Amending the Appropriation Ordinance Chapter 1984-53, Approved July 20, 1984, by Transferring Various Sums of Money within Various Departments.

Severally Read and Collectively Passed, the First Time, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON, by the following Roll Call Vote:

An Ordinance Amending the Appropriation Ordinance Chapter 1984-53, Approved July 20, 1984, by Transferring the Sum of Twelve Thousand Five Hundred Dollars (\$12,500.00) from Sewer Construction and Maintenance Payroll Account (1-005-11-001) to Sewer Construction and Maintenance, Item 269, Construction and Maintenance Supplies (1-005-11-269).

Ayes: Council President Easton and Councilman Annaldo, Councilwoman Brassil, Councilmen Cola, Dillon, Councilwomen DiRuzzo, Fargnoli, Councilmen Farmer, Glavin, Lombardi, O'Connor and Stravato—12.

Noes: None.

Absent: Councilmen Griffin, Petrosinelli and Pitts—3.

The motion for Passage, is Sustained.

An Ordinance Amending the Appropriation Ordinance Chapter 1984-53, Approved July 20,

**The following Are Transmitted with
Recommendation of Adoption, as
Amended:**

An Ordinance Making an Appropriation of One Hundred Eighty Million, Six Hundred Sixty-Nine Thousand, Three Hundred Ninety-Nine Dollars and Eighty-Eight Cents (\$180,669,399.88), for the Support of the City Government for the Fiscal Year Ending June 30, 1986, as Amended.

An Ordinance Establishing the Classes of Positions, the Maximum Number of Employees and the Number of Employees in Certain Classes in the City Departments, and Repealing Ordinance Chapter 1984-54, Approved July 20, 1984, as Amended.

An Ordinance Establishing a Compensation Plan for the City of Providence, and Repealing

Ordinance Chapter 1984-55, Approved July 20, 1984, as Amended.

Severally Read and Collectively Passed, the First Time, as Amended, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON, by the following Roll Call Vote:

Ayes: Council President Easton and Councilman Annaldo, Councilwoman Brasil, Councilmen Cola, Dillon, Councilwomen DiRuzzo, Fagnoli, Councilmen Farmer, Glavin, Lombardi, O'Connor and Stravato—12.

Noes: None.

Absent: Councilmen Griffin, Petrosinelli and Pitts—3.

The motion for Passage the First Time, as Amended, is Sustained.

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

Transmits the following with Recommendation of Adoption:

An Ordinance in Amendment of Chapter 544 of 1951, as heretofore amended, by Changing the Zoning of Certain Lots as Set Out and Delineated on City Assessor's Plats 57, 58, 59, 53 and 90, Said Lots being Situated within the Area of the Washington Park Revitalization Project, Official Redevelopment Plan, 1982.

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

Ayes: Council President Easton and Councilman Annaldo, Councilwoman Bras-

sil, Councilmen Cola, Dillon, Councilwomen DiRuzzo, Fagnoli, Councilmen Farmer, Glavin, Lombardi, O'Connor and Stravato—12.

Noes: None.

Absent: Councilmen Griffin, Petrosinelli and Pitts—3.

The motion for Passage, the First Time, is Sustained.

An Ordinance Establishing the Procedure for the Declaration of Intent and for the Removal by Recall of Elected Officials; in accordance with Section 208 of the Providence Home Rule Charter of 1980, as Amended.

Read and Passed, the First Time, as Amended, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON, by the following Roll Call Vote:

Ayes: Council President Easton and Councilman Annaldo, Councilwoman Bras-sil, Councilmen Cola, Dillon, Councilwomen DiRuzzo, Fagnoli, Councilmen Farmer, Glavin, Lombardi, O'Connor and Stravato—12.

Noes: None.

Absent: Councilmen Griffin, Petrosinelli and Pitts—3.

The motion for Passage, the First Time, as Amended, is Sustained.

An Ordinance in Amendment of Chapter 544 of 1951, as heretofore Amended, by Changing from a C-4 Heavy Commercial Zone to an M-1 General Industrial Zone, Lots 19 and 21 as Set Out and Delineated on City Assessor's Plat 126; Said Lots being Situated along 345-361 Reservoir Avenue.

Read and Passed the First Time, as Amended, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON, by the following Roll Call Vote:

Ayes: Council President Easton and Councilman Annaldo, Councilwoman Bras-sil, Councilmen Cola, Dillon, Councilwomen DiRuzzo, Fagnoli, Councilmen Farmer, Glavin, Lombardi, O'Connor and Stravato—12.

Noes: None.

Absent: Councilmen Griffin, Petrosinelli and Pitts—3.

The motion for Passage the First Time, as Amended, is Sustained.

COUNCILMAN JAMES A. PETROSINELLI, Chairman
COMMITTEE ON PUBLIC WORKS

Transmits the following with Recommendation the Same be Severally Adopted:

Resolution Ordering the Abandonment of Rosemont Street.

Resolved, Decreed and Ordered, That the following named street shown as cross-hatched area on the accompanying plan entitled "Providence, Rhode Island, Department of Public Works — Engineering Office, Street Line Section Plan No. 064309, dated November 29, 1984", viz:

Rosemont Street, shown as cross-hatched area on accompanying plan and designated by the letters (A-B-C-D-A) having ceased to be useful to the public and is proposed to be abandoned as a Public Highway, an easement of the right-of-way from Rosemont Street to Lot 68 would be granted to the owner of Lot 68 on Assessor's Plat 80 by the petitioner; and the damage to the abutters is appraised at nothing and so awarded, and it is further

Ordered, That the Director of Public Works be and he 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.

Resolution Ordering the Abandonment of Port Drive.

Resolved, Decreed and Ordered, That the following named street shown as cross-hatched area on the accompanying plan entitled "Providence, Rhode Island, Department of Public Works — Engineering Office, Street Line Section Plan No. 064320, dated April 15, 1985", viz:

Port Drive shown as cross-hatched area on the accompanying plan and designated by the letters (A-B-C-D-E-F-A), having ceased to be useful to the public and the same is proposed to be abandoned as a Public Highway; and the damage to the abutters is appraised at nothing and so awarded, and it is further

Ordered, That the Director of Public Works be and he 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.

Resolution Granting Permission to Chrysoula and Panagiotis Ioannidis d/b/a Pete's Corner, located at the corner of 248 Dexter Street and

100 Sprague Street, to Permanently Occupy 6" of the Sidewalk.

Resolved, That permission is hereby granted to Chrysoula and Panagiotis Ioannidis, d/b/a Pete's Corner, located at the corner of 248 Dexter Street and 100 Sprague Street, to permanently occupy 6" of the sidewalk such that a Brick Facing may be placed on the building located at the aforementioned location.

Resolved, That the Biltmore Plaza is hereby granted permission to construct a new compactor/container enclosure along Eddy Street to be located approximately 45 feet from the corner of Washington Street, to be set on a one inch concrete base, nine feet, six inches wide, thirty feet long, with a brick wall enclosure which will measure seven feet four inches high.

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

The motion for Passage, is Sustained.

Resolution Granting Permission to the Biltmore Plaza to Construct an Enclosure for a New Compactor.

COMMUNICATION

Communication from Paul J. Marandola, Jr., informing the City Council He is Employed by the Department of Planning and Development and has an Interest in Purchasing Property from the Providence Redevelopment Agency, located at 341-343 Smith Street.

Received.

FROM THE CLERK'S DESK

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

Amica Mutual Insurance Co. as subrogee of
Susan C. Jordan

Manuel Andrews, Jr.

Carol Helen Bliss

Estate of Donna J. Kearns

Liberty Mutual Insurance Co. as subrogee of
Joseph and Melia Couto

Beverly A. Lincourt

Edith Matusow

Edward J. McManus, et al

Benjamin V. Petrone

**Severally Referred to the Committee on
Claims and Pending Suits, on motion
COUNCILMAN GLAVIN, seconded by
COUNCILMAN DILLON.**

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
Members of the City Council are hereby extended
to the following:

Mr. and Mrs. Phillip Fazio

Mary L. Giblin

Mr. and Mrs. James Brien

Mr. and Mrs. Gerald P. Letourneau

Mr. and Mrs. Alejandro Perez

**Severally Read and Collectively Passed,
on motion of COUNCILMAN GLAVIN,
seconded by COUNCILMAN DILLON.**

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 is hereby expressed to the families of the following:

Assunta Patriarca

Nellie S. Blackledge

A. Lincoln Clark

Mary Gigli

Anna M. Capaldi

Anna Falcone

Giuseppina Narducci

Anna Gallo

Frank A. Pascatore

William J. Civittolo

Gennaro Procaccini

Irene A. Hickey

Michael J. Patenaude

Gregorio Minicucci

George Pina

William Joseph

Adeline D'Antuono

Dimas Barboza

Joseph Lentini

Mary C. DiMauro

Teresa Ciancio

Joseph Fusco

Guiseppa Santonastaso

Francis Cooney

Rita E. Schofield

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

The motion for Passage, is Sustained.

On motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON, it is Voted to Suspend Rule 2 of the Rules of the City Council in Order to Allow the City Council to Meet on a Day Other than Provided in Said Rule 2.

ADJOURNMENT

There being no further business, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON, the City Council Adjourns at 8:30 o'clock P.M. (E.D.T.) to meet again on WEDNESDAY, JULY 3, 1985 at 8:00 o'clock P.M. (E.D.T.).

Rose M. Mendonca

City Clerk

June 20]

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June 20]

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