

CITY OF PROVIDENCE
RHODE ISLAND



CITY COUNCIL

JOURNAL OF PROCEEDINGS

No. 62 City Council Regular Meeting, April 4, 1985 8:00 P.M. (E.S.T.)

IN CITY COUNCIL
APR 18 1985

PRESIDING

APPROVED:

Elizabeth Mandauer CLERK

COUNCIL PRESIDENT
NICHOLAS W. EASTON

ROLL CALL

Present: Council President Easton and Councilman Annaldo, Councilwoman Bras-sil, Councilman Dillon, Councilwomen Di-Ruzzo, Fagnoli, Councilmen Farmer, Glavin, Griffin, O'Connor, Petrosinelli, Pitts and Stravato—13.

Absent: Councilmen Cola and Lombardi—2.

INVOCATION

The Invocation is given by COUNCILMAN DAVID G. DILLON.

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

COUNCILWOMAN CAROLYN F. BRASSIL 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. 61 of the Regular Meeting of the City Council held March 21, 1985 and Posted March 29, 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.

APPOINTMENTS BY HIS HONOR THE MAYOR

Communication dated March 28, 1985, Informing the Honorable City Council that Pursuant to Section 203 of the Providence Home Rule Charter of 1980, he is this day nominating Mark J. Lomazzo of 345 Blackstone Boulevard, Providence, RI, a Member of the Board of Canvassers for a Term to Expire on the First Monday in March, 1991, and Respectfully Submits the Same for Your Approval.

March 28, 1985

The Honorable Members
The City Council of the
City of Providence
City Hall
Providence, Rhode Island 02903

Dear Honorable Members:

Pursuant to Section 203 of the Providence Home Rule Charter of 1980, I am this day nominating Mark J. Lomazzo of 345 Blackstone Boulevard, Providence, Rhode Island, a member of the Board of Canvassers for a term to expire on the first Monday in March, 1991, and respectfully submits the same for your approval.

Sincerely yours,

JOSEPH R. PAOLINO, JR.
Mayor of Providence

Communication dated March 21, 1985, Informing the Honorable City Council that Pursuant to Section 302(b) of the Providence Home Rule Charter of 1980, He is this day reappointing Mr. Nicholas Lucarelli of 22 Marshall Street, Providence, a Member of the Providence Human Relations Commission for a Term to Expire in

January, 1988, and Respectfully Submits the Same for Your Approval.

March 21, 1985

The Honorable Members
The City Council of the
City of Providence
City Hall
Providence, Rhode Island 02903

Dear Honorable Members:

Pursuant to Section 302(b) of the Providence Home Rule Charter of 1980, I am this day reappointing Mr. Nicholas Lucarelli of 22 Marshall Street, Providence, Rhode Island, a member of the Providence Human Relations Commission for a term to expire in January, 1988, and respectfully submit the same for your approval.

Sincerely yours,

JOSEPH R. PAOLINO, JR.
Mayor of Providence

Communication dated March 21, 1985, Informing the Honorable City Council that Pursuant to Sections 302(b) and 1013 of the Providence Home Rule Charter of 1980, He is this day reappointing Ms. Jane B. Sherman of 254 Irving Avenue, Providence, a Member of the City Plan Commission, for a Term to Expire in January, 1990, and Respectfully Submits the Same for Your Approval.

March 21, 1985

The Honorable Members
The City Council of the
City of Providence

City Hall
Providence, Rhode Island 02903

has expired, and respectfully submit the same for your approval.

Dear Honorable Members:

Sincerely yours,

Pursuant to Sections 302(b) and 1013 of the Providence Home Rule Charter of 1980, I am this day reappointing Ms. Jane B. Sherman of 254 Irving Avenue, Providence, a member of the City Plan Commission, for a term to expire in January, 1990, and respectfully submit the same for your approval.

JOSEPH R. PAOLINO, JR.
Mayor of Providence

Communications Severally Received and Appointments Approved, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.

Respectfully submitted,

The motion for Approval, is Sustained.

JOSEPH R. PAOLINO, JR.
Mayor of Providence

Communication dated March 28, 1985, Informing the Honorable City Council that Pursuant to Sections 302(b) and 1013 of the Providence Home Rule Charter of 1980, He is this day appointing Mr. Sammy C. Vaughan of 306 Dudley Street, Providence, a Member of the City Plan Commission, for a Term to Expire in January, 1990, Replacing Mr. James L. Fletcher, whose Term has Expired, and Respectfully Submits the Same for Your Approval.

Communication dated March 28, 1985, Informing the Honorable City Council that Pursuant to Sections 302(b) and 1013 of the Providence Home Rule Charter of 1980, He is this day appointing Mr. Vincent Pallozzi of 630 Mt. Pleasant Avenue, Providence, as His Designee to the City Plan Commission.

March 28, 1985

March 28, 1985

The Honorable Members
The City Council of the
City of Providence
City Hall
Providence, Rhode Island 02903

The Honorable Members
The City Council of the
City of Providence
City Hall
Providence, Rhode Island 02903

Dear Honorable Members:

Dear Honorable Members:

Pursuant to Sections 302(b) and 1013 of the Providence Home Rule Charter of 1980, I am this day appointing Mr. Sammy C. Vaughan of 306 Dudley Street, Providence, a member of the City Plan Commission for a term to expire in January, 1990, replacing Mr. James L. Fletcher whose term

Pursuant to Sections 302(b) and 1013 of the Providence Home Rule Charter of 1980, I am this day appointing Mr. Vincent Pallozzi of 630 Mt. Pleasant Avenue, Providence, as My Designee to the City Plan Commission.

Respectfully submitted,

JOSEPH R. PAOLINO, JR.
Mayor of Providence

Received.

Communication dated March 28, 1985, Informing the Honorable City Council that Pursuant to Section 302(b) of the Providence Home Rule Charter of 1980, He is this day appointing Mr. Joseph Murphy of 189 Regent Avenue, Providence, to a Vacant Position on the Recreation Advisory Board, for a Term to Expire on the First Monday in January, 1988.

March 28, 1985

The Honorable Members
The City Council of the
City of Providence
City Hall
Providence, Rhode Island 02903

Dear Honorable Members:

Pursuant to Section 302(b) of the Providence Home Rule Charter of 1980, I am this day appointing Mr. Joseph Murphy of 189 Regent Avenue, Providence, to a vacant position on the Recreation Advisory Board for a term to expire on the first Monday in January, 1988.

Sincerely yours,

JOSEPH R. PAOLINO, JR.
Mayor of Providence

Received.

Communication dated March 28, 1985, Informing the Honorable City Council that Pursuant to Section 302(b) of the Providence Home Rule Charter of 1980, He is this day appointing Mr. Tom Ciccone of 1271 North Main Street, Providence, to the Providence Local Development Corporation, Replacing Mr. William Formicola, for a Term Expiring in June, 1987.

March 28, 1985

The Honorable Members
The City Council of the
City of Providence
City Hall
Providence, Rhode Island 02903

Dear Honorable Members:

Pursuant to Section 302(b) of the Providence Home Rule Charter of 1980, I am this day appointing Mr. Tom Ciccone of 1271 North Main Street, Providence, to the Providence Local Development Corporation, replacing Mr. William Formicola, for a term expiring in June, 1987.

Sincerely yours,

JOSEPH R. PAOLINO, JR.
Mayor of Providence

Received.

Communication dated March 28, 1985, Informing the Honorable City Council that Pursuant to Section 302(b) of the Providence Home Rule Charter of 1980, He is this day appointing Ms. Cheryl Silva of 60 Broadway, Providence, to the Providence Local Development Corporation, Replacing Mr. Peter Postoian, for a Term Expiring in June, 1987.

March 28, 1985

The Honorable Members
The City Council of the
City of Providence
City Hall
Providence, Rhode Island 02903

Dear Honorable Members:

Pursuant to Section 302(b) of the Providence Home Rule Charter of 1980, I am this day appointing Ms. Cheryl Silva, Providence, to the Providence Local Development Corporation, re-

placing Mr. Peter Postioan, for a term expiring in June, 1987.

JOSEPH R. PAOLINO, JR.
Mayor of Providence

Sincerely yours,

Received.

JOSEPH R. PAOLINO, JR.
Mayor of Providence

Received.

Communication dated March 28, 1985, Informing the Honorable City Council that Pursuant to Section 302(b) of the Providence Home Rule Charter of 1980, He is this day appointing Mr. Frank R. Bennell, Jr. of 137 Dean Street, Providence, to the Providence Local Development Corporation, a Vacancy which presently exists, for a Term Expiring in June, 1987.

Communication dated March 28, 1985, Informing the Honorable City Council that Pursuant to Section 302(b) of the Providence Home Rule Charter of 1980, He is this day appointing Mr. Vincent Iglizozzi of 25 Legion Memorial Drive, Providence, to the Providence Local Development Corporation, Replacing Mr. Lombard J. Gasbarro, for a Term Expiring in June, 1987.

March 28, 1985

March 28, 1985

The Honorable Members
The City Council of the
City of Providence
City Hall
Providence, Rhode Island 02903

The Honorable Members
The City Council of the
City of Providence
City Hall
Providence, Rhode Island 02903

Dear Honorable Members:

Dear Honorable Members:

Pursuant to Section 302(b) of the Providence Home Rule Charter of 1980, I am this day appointing Mr. Frank R. Bennell, Jr. of 137 Dean Street, Providence, to the Providence Local Development Corporation, a vacancy which presently exists, for a term expiring in June, 1987.

Pursuant to Section 302(b) of the Providence Home Rule Charter of 1980, I am this day appointing Mr. Vincent Iglizozzi of 25 Legion Memorial Drive, Providence, to the Providence Local Development Corporation, replacing Mr. Lombard J. Gasbarro, for a term expiring in June, 1987.

Sincerely yours,

JOSEPH R. PAOLINO, JR.
Mayor of Providence

Sincerely yours,

Received.

ORDINANCES SECOND READING

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

An Ordinance in Amendment of Section 47 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 in the City Departments", Relative to Department of Grounds Maintenance Services.

Be it ordained by the City of Providence:

Section 1. Section 47 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:

Delete

- 1 Laborer

Add

- 1 Supervisor, General Maintenance

Section 2. This Ordinance shall take effect retroactive 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 Supervisor, General Maintenance.

Be it ordained by the City of Providence:

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

Add:

<i>Position</i>	<i>Grade</i>
Supervisor, General Maintenance	29

Section 2. This Ordinance shall take effect retroactive 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 Finance Office, as Amended.

Be it ordained by the City of Providence:

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

<i>Position</i>	<i>From</i>	<i>To</i>
Personnel Technician	\$25,591.00 yr.	\$27,036.36 yr.

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

An Ordinance in Amendment of Chapter 1985-25, Approved January 21, 1985, entitled: "An Ordinance Establishing a Compensation Plan

for the City of Providence, Relative to Secretary to Administrative Assistant to the City Council."

Be it ordained by the City of Providence:

Whereas, Section 2 of Chapter 1985-25, of the Ordinances of the City of Providence, as Approved January 21, 1985, required the effective date to take effect upon its passage.

Section 1. Section 2 of said Ordinance is hereby deleted in its entirety and in lieu thereof the following inserted:

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

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 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).

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 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).

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

An Ordinance in Amendment of and in Addition to Chapter 1575 of the Ordinances of the City of Providence, Approved October 18, 1963, and entitled: "An Ordinance Approving the Official Redevelopment Plan for the Weybosset Hill Project No. R.I. R-7" on Parcel Controls for Parcel No. 4.

Be it ordained by the City of Providence:

Section 1. That Chapter 1575 of the Ordinance of the City of Providence approved October 18, 1963, and entitled, "An Ordinance Approving and Adopting the Official Redevelopment Plan for the Weybosset Hill Project No. R.I. R-7" as heretofore amended as follows:

A. The parcel controls for Parcel No. 4 within Section C2.b. (2) entitled "Requirements for Specific Reuse Parcels" as contained in and set forth in Page 12 of that certain booklet entitled "Weybosset Hill Project, Official Redevelopment Plan" which is a part of the aforementioned ordinance as amended to date and the same is hereby deleted and the following substituted therefore:

Parcel 4

Permitted Uses

(a) Principal Use: All uses permitted in the C-3 Downtown Commercial Zone.

(b) Other Accessory Uses: Customarily incidental to the above principal use, provided such uses do not include the open-air storage of materials, equipment or merchandise.

Building Controls

(a) Building height, building setbacks, on-site parking, and off-street loading shall be governed by the applicable provisions of the Zoning Ordinance, as amended.

(b) Vehicle access must be provided only from Sabin or Fountain Streets.

Planning and Design Objectives

The building shall be set back from LaSalle Square so as to allow a large open space, which shall be landscaped and maintained by the owner. Said open space shall not be used for parking and must be open for public access. The building design shall be in harmony with existing architecture in the area, particularly the Civic Center and the John E. Fogarty Memorial Building.

Section 2. That said Chapter 1575 of the Ordinances of the City of Providence as adopted and as heretofore amended, be and the same is hereby ratified and affirmed in all other respects.

Section 3. That this Ordinance shall take effect on its passage and shall be filed with the City Clerk who is hereby authorized and directed to forward a certified copy thereof to the Providence Redevelopment Agency.

Severally Read and Collectively Passed, the second 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, Councilman Dillon, Councilwoman Fagnoli, Councilmen Farmer, Glavin, Grif-fin, O'Connor, Petrosinelli and Stravato-11.

Noes: None.

Absent: Councilmen Cola, Councilwoman DiRuzzo, Councilmen Lombardi and Pitts-4.

The motion for Passage the Second Time, is Sustained.

PRESENTATION OF ORDINANCE

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

An Ordinance Establishing a Real Estate Nonutilization Tax in the City of Providence.

Referred to the Committee on Finance, on motion of COUNCILMAN GLAVIN, sec-onded by COUNCILMAN DILLON.

The motion to Refer, is Sustained.

PRESENTATION OF RESOLUTIONS

COUNCIL PRESIDENT EASTON:

Resolution requesting the City to Establish an Official City Sister Relationship between Providence and Niquinohomo.

Whereas, The Members of the City Council of Providence, Rhode Island desire to establish a City Sister Relationship between their city and Niquinohomo, and

Whereas, Niquinohomo is a town of 13,000 in an agricultural region, south of the capitol city of Managua, a very pretty — but poor town, and

Whereas, They have recently begun paving the main streets, have developed health services and started a high school and night school in town, they are a leader in immunization campaigns to eliminate infectious diseases, infant mortality and have begun prenatal care programs, and

Whereas, A City Sister Relationship will promote understanding between the people of two countries and facilitate fund-raising efforts, for humanitarian aid to the town, such as school and medical supplies.

Now, therefore, be it Resolved, That His Honor the Mayor, and the Members of the City Council of Providence, Rhode Island, hereby Declare and Establish an Official City Sister Relationship between their City of Niquinohomo.

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

The motion for Passage, is Sustained.

COUNCILMAN DILLON (By Request):

Resolution requesting the Director of the Department of Inspection and Standards to Waive the Demolition Lien on that Property located along 74-76 Superior Street, in the Amount of \$1,850.00, as requested by the Ebenezer Baptist Church.

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

The motion to Refer, is Sustained.

COUNCILWOMAN FARGNOLI and COUNCILMAN GLAVIN:

Resolution requesting the Secretary to the Zoning Board of Review to Notify Property Owners, within a Two Hundred Foot Radius, when a Public Hearing is Scheduled for a Zoning Variance.

Whereas, It is the practice of the Zoning Board of Review to inform abutting property owners within a one hundred foot radius when hearings are held for a petition requesting a zoning variance, and

Whereas, As property owners beyond that one hundred foot radius are effected by a zoning variance and most often are unaware of the scheduled hearing, it has been brought to the attention of many members of the City Council, by their constituents,

Now, therefore, be it Resolved, That the Members of the City Council hereby request the Secretary of the Zoning Board of Review to notify property owners within a two hundred foot radius

of all scheduled hearings on petitions requesting a zoning variance when scheduled by the Zoning Board of Review.

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

The motion for Passage, is Sustained.

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

Resolution requesting the City Solicitor cause to be Introduced and Urge Passage before the 1985 Session of the General Assembly of "An Act relating to the Appointment by the Mayor of Designees," (Draft of Act Appended).

Resolution requesting the City Solicitor cause to be Introduced and Urge Passage before the 1985 Session of the General Assembly of "An Act creating the Providence Housing and Mortgage Finance Corporation," (Draft of Act Appended).

Resolution requesting the City Solicitor cause to be Introduced and Urge Passage before the 1985 Session of the General Assembly of "An Act relating to State Aid to Roger Williams Park," (Draft of Act Appended).

Resolution requesting the City Solicitor cause to be Introduced and Urge Passage before the

1985 Session of the General Assembly of "An Act relating to State Aid to the Providence Public Library," (Draft of Act Appended).

Resolution requesting the City Solicitor cause to be Introduced and Urge Passage before the 1985 Session of the General Assembly of "An Act authorizing the City of Providence to Issue Bonds for Physical Development Purposes," (Draft of Act Appended).

Resolution requesting the City Solicitor cause to be Introduced and Urge Passage before the 1985 Session of the General Assembly of "An Act relating to the Incorporation of the Providence Off-Street Parking Corporation," (Draft of Act Appended).

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

The motion to Refer, is Sustained.

COUNCILMAN GLAVIN (By Request):

Resolution requesting the Traffic Engineer to Prohibit Motor Vehicle Traffic along Benefit Street, between College Street and Waterman Street, on Saturday, April 20, 1985 from 11:00 o'clock A.M. to 5:00 o'clock P.M., to Accommodate the Rhode Island School of Design's "Take a Break" Weekend.

Resolved, That the Traffic Engineer is requested to Prohibit Motor Vehicle Traffic along Benefit Street, between College Street and Waterman Street, on Saturday, April 20, 1985

from 11:00 o'clock A.M. to 5:00 o'clock P.M., to Accommodate the Rhode Island School of Design's "Take a Break" Weekend.

Resolution requesting the Traffic Engineer to Prohibit Motor Vehicle Traffic along Benefit Street, between College Street and Waterman Street, on Friday, May 31, 1985 from 7:00 o'clock A.M. through Saturday, June 1, 1985 until 5:00 o'clock P.M., to Accommodate the Rhode Island School of Design's "Commencement Weekend".

Resolved, That the Traffic Engineer is requested to Prohibit Motor Vehicle Traffic along Benefit Street, between College Street and Waterman Street, on Friday, May 31, 1985 from 7:00 o'clock A.M. through Saturday, June 1, 1985, until 5:00 o'clock P.M., to Accommodate the Rhode Island School of Design's "Commencement Weekend".

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

The motion for Passage, is Sustained.

COUNCILMAN LOMBARDI:

Resolution Dedicating and Designating the Fountain on DePasquale Plaza in Honor of the late Representative Aldo Freda.

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

The motion to Refer, is Sustained.

COUNCILMAN LOMBARDI (By Request):

Resolution requesting the Director of Public Works to cause that Sidewalk along 114 Penn Street to be Repaired.

Resolved, That the Director of Public Works is requested to cause that sidewalk along 114 Penn Street to be repaired the same having been damaged by the removal of a tree.

Resolution requesting the Director of Public Works to cause the Roadway along 1510 Westminster Street, to be Repaved.

Whereas, Repairs have been made along the road in front of 1510 Westminster Street due to a sewer problem, and

Whereas, A one inch elevation in said road causes a disturbance in homes when buses or trucks drive along the area,

Now, therefore, be it Resolved, That the Director of Public Works is hereby requested to cause the necessary repairs to the roadway along 1510 Westminster Street by repaving the area.

COUNCILMAN PETROSINELLI:

Resolution Extending the Best Wishes of the Members of the City Council to Alfred Volpe, for a Complete and Speedy Recovery from His Illness.

Resolved, That the Best Wishes of the Members of the City Council are expressed to Alfred Volpe, for a Complete and speedy recovery from his illness.

COUNCILMAN PETROSINELLI (By Request):

Resolution requesting the Traffic Engineer to cause the "No Parking" Signs on Woodward Road, along Metcalf Park to be Replaced.

Resolved, That the Traffic Engineer is requested to cause the "No Parking" Signs on Woodward Road, along Metcalf Park, to be Replaced.

Works to cause that Sidewalk located along 36 Longmont Street, to be Repaired.

Resolved, That the Director of Public Works is requested to cause that sidewalk located along 36 Longmont Street, to be repaired.

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

The motion for Passage, is Sustained.

Resolution requesting the Director of Public Works to cause that Asphalt Sidewalk along 27 Job Street, to be Repaired.

Resolved, That the Director of Public Works is requested to cause that asphalt sidewalk along 27 Job Street, to be repaired.

COUNCILMAN PITTS (By Request):

Resolution of the City Council Endorsing and Urging Passage by the General Assembly of House Bill 85-H 5396, Relating to the Mt. Hope Neighborhood Association.

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

The motion to Refer, is Sustained.

Resolution requesting the Director of Public

REPORTS FROM COMMITTEES

COUNCILMAN ANDREW, J. ANNALDO, Chairman COMMITTEE ON CITY PROPERTY

Transmits the following with Recommendation the Same be Severally Adopted:

Resolution Authorizing His Honor the Mayor, to Execute a Deed of Conveyance to the State of Rhode Island for the Property Known as Camp Cronin, Situated in the Town of Narragansett,

R.I., Containing Approximately 27.73 Acres of Land, More or Less, for the Total Sum of \$775,000.00.

Resolved, That His Honor the Mayor is hereby authorized to execute any or all necessary documents in order to transfer to the State of Rhode Island, by and through its Department of Environmental Management, and its State Properties Committee, that realty located on Narragansett Assessor's Recorded Plat "M", Lots 160, 165, 169, 171, 172, 173 and 173-A, and comprising approximately twenty-seven and 73/100 (27.73) acres, more or less, and as shown on the accompanying map, which is incorporated hereto and made a part hereof.

Be it further Resolved, That it is expressly agreed that the City of Providence shall retain approximately two and 5/10 (2.5) acres, more or less, on Ocean Road in the northeast quadrant, as shown in the shaded area on the accompanying map.

The City Council of the City of Providence has declared that said land and properties have become unsuitable and have ceased to be used for any public or municipal purposes, and may be conveyed for the sum of Seven Hundred Seventy-Five Thousand Dollars (\$775,000.00).

This conveyance is to be further made under such terms and conditions as may be provided for by His Honor the Mayor and the City Solicitor.

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 and Eighty Square Feet of Office Space for the Sum of Sixteen Dollars and Sixty-Seven Cents (\$16.67) Per Square Foot.

Resolved, That His Honor the Mayor is hereby authorized to enter into a lease agreement with Sea-Ed Marine, Inc., 39 Foster Street, New Bedford, Massachusetts 02740 for an area of one hundred eighty square feet of office space in the Marine Terminal Building, located at the Port of

Providence, for the sum of Sixteen Dollars and Sixty-Seven Cents (\$16.67) per square foot, for a two-year period, with an option to renew for an additional two-year period, under such terms and conditions as the Committee on City Property require.

Severally Read and Collectively 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, Councilman Dillon, Councilwomen Di-Ruzzo, Fagnoli, Councilmen Farmer, Glavin, Griffin, O'Connor, Petrosinelli, Pitts and Stravato—13.

Noes: None.

Absent: Councilmen Cola and Lombardi—2.

The motion for Passage, is Sustained.

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.

Referred Back to the Committee on City Property, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.

COUNCILMAN FARMER wishes to be recorded as "Not Voting".

The motion to Refer Back to the Committee on City Property, is Sustained.

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

Transmits the following with Recommendation the Same be Severally Adopted:

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.

Absent: Councilmen Cola and Lombardi—2.

The motion for Passage the First Time, and Referral Back to the Committee on Finance, is Sustained.

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.

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 Communications Department.

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 Parks to the Recorder of Deeds.

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

Severally Read and Collectively 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 Brassil, Councilman Dillon, Councilwomen Diruzzo, Fargnoli, Councilmen Farmer, Glavin, Griffin, O'Connor, Petrosinelli and Stravato—12.

Ayes: Council President Easton and Councilman Annaldo, Councilwoman Brassil, Councilman Dillon, Councilwomen Diruzzo, Fargnoli, Councilmen Farmer, Glavin, Griffin, O'Connor, Petrosinelli, Pitts and Stravato—13.

Noes: Councilman Pitts—1.

Noes: None.

Absent: Councilmen Cola and Lombardi—2.

COUNCILWOMAN DiRUZZO wishes to be Recorded as Voting “No” on the following:

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).

Recapitulation of Vote:

Ayes: 12.

Noes: 1.

Absent: 2.

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

Resolution of the City Council Endorsing and Urging Passage by the General Assembly of Senate Act 85-S 845, Relating to Layoff Procedures of Teachers for Budgetary Reasons.

Whereas, Senate Bill 85-S 845 relates to layoff procedures of teachers for budgetary reasons, and

Whereas, Said Act establishes a new time table and procedures for the layoff of teachers for budgetary reasons, and

Whereas, On or before April 1 the chief executive of a city or town will inform the superintendent of schools and the bargaining agent of the teachers of the amount of money that will be recommended to the city or town council for the school department, and

Whereas, On or before May 15 the superin-

tendent will inform the bargaining agent of the teachers of names of teachers, if any, who may be recommended for layoff in the next fiscal year for budgetary reasons only and provide an opportunity for an administrative hearing as to the basis for those recommendations, and

Whereas, On or before July 1 the chairperson of the school committee shall notify any teacher who shall be dismissed for budgeting reasons and allow such teacher those rights to a hearing and appeal as otherwise set forth in section 16-13-4 of the General Laws of the State of Rhode Island, and

Whereas, Any contract increasing the cost of education must be approved by the Council and the Chief Executive in order to be valid and enforceable,

Now, therefore, be it Resolved, That the Members of the Providence City Council hereby endorse and urge passage of Senate Bill 85-S 845, presently pending before the Senate Committee on Labor.

Resolution of the City Council Endorsing and Urging Passage by the General Assembly of Senate Act 85-S 768, Relating to Ordinance Penalties.

Whereas, Senate Bill 85-S 768 relates to Ordinance Penalties, and

Whereas, Said Act increases from One Hundred and Five Hundred Dollars the amount of fines that may be imposed for the violation of an Ordinance, and further allows restitution and community service as alternative punishments to fines and incarceration,

Now, therefore, be it Resolved, That the Members of the Providence City Council hereby endorse and urge passage of Senate Bill 85-S 768

presently pending before the Senate Committee on Corporations.

Now, therefore, be it Resolved, That the Members of the Providence City Council hereby endorse and urge passage of Senate Bill 85-S 714, presently pending before the Senate Committee on Corporations.

Resolution of the City Council Endorsing and Urging Passage by the General Assembly of Senate Act 85-S 766, Relating to Payment of Attorney's Fees in C.A. 82-0358P; C.A. 82-0368P, and C.A. 82-0383P Involving the Unconstitutionality of P.L. 82, Chapter 405.

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

The motion for Passage, is Sustained.

Whereas, Senate Bill 85-S 766 relates to payment of Attorney's fees, involving the unconstitutionality of P.L. 82, Chapter 405, and

Whereas, Said Act provides for the payment of Attorneys' fees ordered by the U.S. District Court in a case involving the declaration of unconstitutionality of P.L. 82, Chapter 405,

Now, therefore, be it Resolved, That the Members of the Providence City Council hereby endorse and urge passage of Senate Bill 85-S 766, presently pending before the Joint Committee on Accounts and Claims.

Resolution of the City Council Endorsing and Urging Passage by the General Assembly of House Bill 85-H 6321, Relating to the Valuation of Taxable Real Estate.

Whereas, House Bill 85-H 6321 relates to the valuation of taxable real estate, and

Whereas, Said Act extends the date of re-evaluation in the City of Providence one year to December 31, 1987,

Now, therefore, be it Resolved, That the Members of the Providence City Council hereby endorse and urge passage of House Bill 85-H 6321, presently pending before House Committee on Corporations.

Resolution of the City Council Endorsing and Urging Passage by the General Assembly of Senate Act 85-S 714, Relating to Clarifying Providence's Residency Law

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

Whereas, Senate Bill 85-S 714 clarifies the City of Providence's Residency Law, and

COUNCILMEN PITTS and FARMER desire to be Recorded as Voting "No".

Whereas, Said Act clarifies the conflict between the Special Act establishing Section 1210 of the City Charter of Providence, previously ratified by the General Assembly, and Section 45-2-15 of the General Laws and make clear the intent of the General Assembly to permit the City of Providence to have a residency requirement for Fire and Police personnel,

COUNCILMAN ANNALDO wishes to be Recorded as "Not Voting".

The motion for Passage, is Sustained.

Resolution of the City Council Endorsing and Urging Passage by the General Assembly of House Bill 85-H 6299, Relating to Attorney's Fees and the Recovery of Misappropriated Services and Materials.

Referred Back to the Committee on Finance, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DIL- LON.

The motion to Refer, is Sustained.

Resolution of the City Council Endorsing and Urging Passage by the General Assembly of House Bill 85-H 6240, Relating to the Municipal Share of Administrative Adjudication Division Traffic Fines.

Whereas, House Bill 85-H 6240 relates to the Municipal Share of Administrative Adjudication Division Traffic Fines, and

Whereas, Said Act increases the share of traffic fines to a municipality from Five Dollars (\$5.00) to Ten Dollars (\$10.00),

Now, therefore, be it Resolved, That the Members of the Providence City Council hereby endorse and urge passage of House Bill 85-H 6240, presently pending before the House Committee on Finance.

Resolution of the City Council Endorsing and Urging Passage by the General Assembly of House Bill 85-H 6136, Relating to Declaration of State Highways in the City of Providence.

Whereas, House Bill 85-H 6136 relates to the declaration of State Highways in the City of Providence, and

Whereas, Said Act provides that federal and state highways passing through the City of Providence shall be maintained as State highways,

Now, therefore, be it Resolved, That the Members of the Providence City Council hereby endorse and urge passage of House Bill 85-H 6136, presently pending before the House Committee on Finance.

Resolution of the City Council Endorsing and Urging Passage by the General Assembly of House Bill 85-H 6122, Relating to a Rhode Island Municipal Roads Trust Fund.

Whereas, House Bill 85-H 6122 relates to a Rhode Island Municipal Roads Trust Fund, and

Whereas, Said Act creates a Rhode Island Municipal Roads Trust Fund funded by one and one-half cents per gallon of the existing gasoline tax, the funds to be distributed to each City and Town in proportion to their number of registered motor vehicles and miles of town roads,

Now, therefore, be it Resolved, That the Members of the Providence City Council hereby endorse and urge passage of House Bill 85-H 6122, presently pending before the House Committee on Finance.

Resolution of the City Council Opposing Senate Bill 85-S 550, entitled: "An Act relating to the Providence Retirement System".

Resolved, That the Members of the City Council hereby oppose Senate Bill 85-S 550, entitled "An Act relating to the Providence Retirement System".

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

The motion for Passage, is Sustained.

The following are Transmitted with Rec-
ommendation of Adoption, as Amended:

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

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, Councilman Dillon, Councilwomen Di-Ruzzo, Fagnoli, Councilmen Farmer, Glavin, Griffin, O'Connor, Petrosinelli, Pitts and Stravato—13.

Noes: None.

Absent: Councilmen Cola and Lombardi—2.

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

Resolution of the City Council Endorsing and Urging Passage by the General Assembly of Senate Act 85-S 724, Relating to Statewide Water Supply System.

Whereas, Senate Bill 85-S 724, relates to a Statewide Water Supply System, and

Whereas, Said Act establishes a nine-member Commission for the purpose of making recommendations to the Governor and the General Assembly for the establishment and creation of a single Statewide Water Supply System, and

Whereas, The Commission shall review and make recommendations regarding the relationship between the State and Providence Water Supply System and other related matters,

Now, therefore, be it Resolved, That the Members of the Providence City Council hereby endorse and urge passage of Senate Bill 85-S 724, presently pending before the Senate Corporations Committee, and

Be it further Resolved, That His Honor the Mayor is hereby requested to allow one of the five Members of said Commission that he appoints, to be elected by the Members of the City Council.

Read and Passed as Amended, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.

The motion for Passage, as Amended, is Sustained.

The following is Transmitted without Recommendation:

Resolution of the City Council Endorsing and Urging Passage by the General Assembly of Senate Act 85-S 767, Relating to Tax Exempt Property in the City of Providence.

Whereas, Senate Bill 85-S 767 relates to tax-exempt property in the City of Providence, and

Whereas, Said Act allows the City of Providence the option of imposing a service fee on otherwise tax-exempted colleges and hospitals, taxing income-producing properties and freezing the growth of tax-exempted properties,

Now, therefore, be it Resolved, That the Members of the Providence City Council hereby endorse and urge passage of Senate Bill 85-S 767, presently pending before the Senate Committee on Corporations.

Read and Passed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN

PETROSINELLI and COUNCILWOMAN BRASSIL.

COUNCIL PRESIDENT EASTON relinquishes the Chair.

COUNCIL PRESIDENT PRO TEMPORE STRAVATO in the Chair.

COUNCILMEN FARMER, PITTS and GRIFFIN desire to be recorded as Voting "No".

COUNCILMAN DILLON desires to be recorded as "Not Voting".

COUNCIL PRESIDENT EASTON in the Chair.

The motion for Passage, is Sustained.

REPORTS

FROM THE BOARD OF CANVASSERS:

Annual Report from January 1, 1984 to December 31, 1984.

Received.

FROM THE PORT DIRECTOR:

Monthly Report for February, 1985.

Received.

FROM THE CLERK'S DESK

Petition of George Mann & Company, Inc., by Its Attorney James DiPrete, Esq. requesting Port Drive, from the Southerly Line of Harborside Boulevard to the Termination of said Northerly Line of Port Drive, be Abandoned.

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

COUNCILMAN FARMER desires to be recorded as "Not Voting".

The motion to Refer, is Sustained.

Petition of William Kevin Murphy and Olivia B. McCullough requesting Taxes to be Abated on Property located at 125 Adelaide Avenue, in the Amount of Seven Thousand Three Hundred Fifty-Seven Dollars and Seventeen Cents (\$7,357.17).

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

The motion to Refer, is Sustained.

Petitions for Compensation for Injuries and Damages, viz:

David S. Buckler

Linda Either

Phillip Fazio

Joseph L. Fordham

Charles N. Graves

John S. Mercurio

Gary D. Griffiths

Maureen Mulligan

Larry Otero

Charles Pasqualetti

Alberto Penalber

Diana Rolle

Phillip W. Rossi

Nancy Sansone

Harold Shapcott

Catherine M. Steele-Farragher

Marilyn Wilkinson

Severally Referred to the Committee on Claims and Pending Suits, on motion of 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:

Matthew J. and Shelia T. Catania

Resolution Extending Congratulations.

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

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

The motion for Passage, is Sustained.

Mt. Pleasant High School Basketball Team

PRESENTATION OF RESOLUTIONS

"In Memoriam"

COUNCIL PRESIDENT EASTON and the MEMBERS of the CITY COUNCIL:

Vincenza Pagliaro

Resolution Extending Sympathy.

Anna Lonardo

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

Ellen R. Flannagan

Anna Baccari

Serafino Antuono

Domenic Pespane

Assunta Simeone

Maria T. Pitocco

Julia V. McFadden

Eugenio DeClemente

Enrichetta Richard

Antonio DiBonaventura

Christine M. Santaniello

Frank P. Almeida

Nancy Mainelli

Louis Procaccini

Helen M. Campbell

Joseph S. Comprone, Sr.

Helen M. Campbell

Bernardino Mecurio

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

Gertrude J. Pasquale

Theresa M. Delicarpine

The motion for Passage, is Sustained.

Elizabeth M. Martin

MATTERS NOT APPEARING ON THE PRINTED DOCKET

On motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON, it is Voted to Suspend Rule 16 of the Rules of the City Council in Order to Allow the Introduction of the following Matters Not Appearing on the Printed Docket.

PRESENTATION OF RESOLUTIONS

COUNCILWOMAN BRASSIL (By Request):

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

Resolution requesting the Director of Public Works to cause that Curbing along Ashcroft Street, to be Replaced.

The motion for Passage, is Sustained.

Resolved, That the Director of Public Works is requested to cause that curbing along Ashcroft Street, to be replaced.

COUNCILWOMAN DiRUZZO:

Resolution requesting the Members of the School Board and the Superintendent of the School Department to Re-Hire the Elementary Guidance Counselors.

COUNCILMAN FARMER moves the Resolution be Read and Passed.

This motion is seconded by **COUNCILMAN PITTS**.

COUNCILMAN GLAVIN moves the Resolution be Referred to the Committee on Finance.

This motion being seconded by **COUNCILWOMAN BRASSIL**, and having precedence over the Main Motion of Passage, is put to Vote and Passed.

The motion to Refer, is Sustained.

ADJOURNMENT

There being no further business, on motion of **COUNCILMAN GLAVIN**, seconded by **COUNCILMAN DILLON**, the City Council Adjourns at 9:40 o'clock P.M. (E.S.T.) to meet again on **THURSDAY, APRIL 18, 1985** at 8:00 o'clock P.M. (E.S.T.).

Rose M. Mandonca

City Clerk