

# CITY OF PROVIDENCE RHODE ISLAND



## CITY COUNCIL JOURNAL OF PROCEEDINGS

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No. 1 City Council Regular Meeting, Monday, January 5, 2006, 7:30 o'clock P.M. (E.S.T)

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**PRESIDING**

**COUNCIL PRESIDENT**

**JOHN J. LOMBARDI**

**ROLL CALL**

**Present: COUNCIL PRESIDENT LOMBARDI, COUNCILMEN APONTE, BUTLER, DeLUCA, COUNCILWOMAN DiRUZZO, COUNCILMEN HASSETT, IGLIOZZI, JACKSON, LUNA, MANCINI, COUNCILWOMEN WILLIAMS and YOUNG- 12.**

**Absent: COUNCILMAN ALLEN, COUNCILWOMAN ROMANO and COUNCILMAN SEGAL - 3.**

**Also Present: Adrienne G. Southgate, Deputy City Solicitor, Claire E. Bestwick, First Deputy City Clerk, Anna M. Stetson, Second Deputy City Clerk, Sheri A. Petronio, Assistant Clerk and Vincent J. Berardiucci, City Sergeant.**

**IN CITY COUNCIL**

**JUN 15 2006**

READ  
WHEREUPON IT IS ORDERED THAT  
THE SAME BE RECEIVED  
*Anna M. Stetson* CLERK

## INVOCATION

The Invocation is given by COUNCILWOMAN  
JOSEPHINE DiRUZZO.

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

COUNCILMAN JOHN J. IGLIOZZI Leads  
the Members of the City Council and the  
Assemblage in the Pledge of Allegiance to  
the Flag of the United States of America.

## APPOINTMENTS BY HIS HONOR THE MAYOR

Communication dated December 14, 2005, Informing the Honorable Members of the City Council of the following three individuals who shall serve as Mayoral appointments to the Energy Task Force pursuant to City of Providence Ordinance No. 355, Chapter 2005-42, "An Ordinance Relating to Clean Renewable Energy Resources:"

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Gary Calvino: 229 Morris Avenue, Providence, Rhode Island 02906 Alan Sepe: Acting Director of Public Property, City of Providence Joseph Spemulli: Director of Support Services, Providence Water Supply Board

Communication dated December 22, 2005, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1101 of the Providence Home Rule Charter of 1980, as amended, he is this day re-appointing Mr. Andrew K. Moffit of 525 Elmgrove Avenue, Providence, Rhode Island 02906, as a member of the Water Supply Board for a term to expire in January, 2010.

**COUNCILMAN APONTE** moves to dispense with the reading of the foregoing matters.

**COUNCIL PRESIDENT LOMBARDI** Receives the Several Communications.

Communication dated December 8, 2005, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1011 of the Providence Home Rule Charter of 1980, as amended, he is this day re-appointing Mr. Bruce D. Bartel, P.E. of 114 Jastram Street, Providence, Rhode Island 02908, as a member of the Building Board of Review for a term to expire in January 2008, and respectfully submits the same for your approval.

Communication dated December 8, 2005, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 814 of the Providence Home Rule Charter of 1980, as amended, he is this day re-appointing Mr. James Hackett of 70 Elmgrove Avenue, Providence, Rhode Island 02906, as a member of the Board of Tax Assessment Review for a term to expire in January 2008, and respectfully submits the same for your approval.

Communication dated December 28, 2005, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1102 of the Providence Home Rule Charter of 1980, as amended, he is this day appointing Gordon D. Fox, of 11 Gorton

Street, Providence, Rhode Island 02906 as a member of the Board of Licenses for a term to expire in January, 2009 and respectfully submits the same for your approval. (Mr. Fox will replace Ms. Arline Feldman, whose term has expired)

Communication dated December 28, 2005, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1102 of the Providence Home Rule Charter of 1980, as amended, he is this day appointing Allene R. Maynard of 41 Moore Street, Providence, Rhode Island 02907, as a member of the Board of Licenses for a term to expire in January 2009, and respectfully submits the same for your approval. (Ms. Maynard will replace Ms. Joan Badway, whose term has expired)

**COUNCILMAN APONTE Moves to Dispense with the Reading of the foregoing matters.**

**COUNCIL PRESIDENT LOMBARDI Receives and Refers the Several Communications to the Committee on Finance.**

## PRESENTATION OF ORDINANCES

**COUNCILMAN HASSETT and COUNCILMAN IGLIOZZI:**

An Ordinance Relative to the appointment of all members of Boards and Commissions.

**COUNCILMAN HASSETT:**

An Ordinance Repealing Chapter 2003-79, No. 820, Approved December 22, 2003, Entitled: "An Ordinance Authorizing the Creation of a Class "N" Retail Liquor License.

**COUNCILMAN APONTE Moves to Dispense with the Reading of the foregoing matters.**

**COUNCIL PRESIDENT LOMBARDI Refers the Several Ordinances to the Committee on Ordinances.**

An Ordinance in Amendment of Chapter 2005-35, No. 343, Entitled: "An Ordinance in Amendment of Chapter 2004-33, No. 340, Approved July 30, 2004, of the Ordinances of the City of Providence making an Appropriation of Five Hundred Eighty Three Million Nine Thousand Ninety Two (\$583,009,092) Dollars, for the Fiscal Year

ending June 30, 2006, As Amended. (Civic Center)

**COUNCIL PRESIDENT LOMBARDI Refers the Ordinance to the Committee on Finance.**

**COUNCILMAN SEGAL, COUNCIL PRESIDENT LOMBARDI, COUNCILMEN APONTE, DeLUCA, IGLIOZZI, LUNA and COUNCILWOMAN WILLIAMS:**

An Ordinance Relating to Predatory Lending.

**COUNCILMAN SEGAL and COUNCILMAN LUNA:**

An Ordinance Relating to Sweatfree Procurement.

**COUNCILMAN APONTE Moves to Dispense with the Reading of the foregoing matters.**

**COUNCIL PRESIDENT LOMBARDI Refers the Several Ordinances to the Committee on Ordinances.**

# PRESENTATION OF RESOLUTIONS

**COUNCILMAN ALLEN:**

Resolution Requesting the Tax Collector only be allowed to collect three (3) years back taxes on automobiles.

**COUNCIL PRESIDENT LOMBARDI Refers the Resolution to the Committee on Finance.**

**COUNCILWOMAN DIRUZZO (By Request):**

Resolution Requesting the Traffic Engineer to cause the installation of Handicap parking in front of 217 Sterling Avenue.

Resolution Requesting the Traffic Engineer to cause the installation of Handicap parking in front of 213-215 Putnam Street.

**COUNCILMAN APONTE Moves to Dispense with the Reading of the foregoing matters.**

**COUNCIL PRESIDENT LOMBARDI Refers the Several Resolutions to the Committee on Public Works.**

**COUNCILMAN HASSETT and COUNCILMAN IGLIOZZI:**

Resolution respectfully requesting that a Committee of Government Oversight be established by the Rules Committee of the City Council.

**COUNCIL PRESIDENT LOMBARDI Refers the Resolution to the Rules Committee and Ordinance Committee, Jointly.**

**COUNCILMAN SEGAL (By Request):**

Resolution Requesting the Traffic Engineer to study feasibility of instituting traffic calming on Gano Street, between Williams Street and Power Street.

Resolution Requesting the Traffic Engineer to switch the "Tow Zone" Signs at either side of the driveway at 276 Wickenden Street to "No Parking" Signs, and to move them closer to said driveway.

**COUNCILMAN SEGAL:**

Resolution Requesting the Traffic Engineer to allow "3 Hour Parking" in a zone currently marked "No Parking" on the southerly side of Medway Street to the east of Wayland Avenue.

**COUNCILMAN APONTE Moves to Dispense with the Reading of the foregoing matters.**

**COUNCIL PRESIDENT LOMBARDI Refers the Several Resolutions to the Committee on Public Works.**

Resolution Requesting the Traffic Engineer to fix or replace the faded Parking Sign on Medway Street to the east of Wayland Avenue.

*Resolved,* That the Traffic Engineer is requested to fix or replace the faded Parking Sign on Medway Street to the east of Wayland Avenue.

**Read and Passed, on Motion of COUNCILMAN APONTE, seconded by COUNCILWOMAN WILLIAMS.**

**The Motion for Passage is Sustained.**

# REPORTS FROM COMMITTEE

## COMMITTEE ON ORDINANCES

### COUNCILWOMAN RITA M. WILLIAMS, Chairwoman

**Transmit the following with Recommendation  
the Same be Severally Adopted, as Amended:**

An Ordinance Granting to the Thayer Street Management District Authorization to Operate as a "Business Improvement District", as Amended.

**Moves Passage of the Several Ordinances the First Time, seconded by COUNCILWOMAN WILLIAMS, by the Following Roll Call Vote:**

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An Ordinance in Amendment of Chapter 27 of the Code of Ordinances of the City of Providence Entitled "The City of Providence Zoning Ordinance" Approved June 27, 1994, as Amended. (Live Work Space)

**AYES: COUNCIL PRESIDENT LOMBARDI, COUNCILMEN APONTE, BUTLER, DeLUCA, COUNCILWOMAN DiRUZZO, COUNCILMEN HASSETT, IGLIOZZI, JACKSON, LUNA, MANCINI, COUNCILWOMEN WILLIAMS and YOUNG- 12.**

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An Ordinance in Amendment of Chapter 27 of the Code of Ordinances of the City of Providence Entitled "The City of Providence Zoning Ordinance" Approved June 27, 1994, as Amended.

**NAYES: NONE.**

**ABSENT: COUNCILMAN ALLEN, COUNCILWOMAN ROMANO and COUNCILMAN SEGAL - 3.**

**COUNCILMAN APONTE Moves to Dispense with the Reading of the foregoing matters and**

**The Motion for Passage of the Several Ordinances the First Time is Sustained.**

## COMMUNICATION

Communication from Kazem Farhoumand, P.E., Deputy Chief Engineer, Rhode Island Department of Transportation, Engineering Division, dated December 6, 2005, submitting the Comprehensive Bridge

Improvement Program Statewide - Group 11, Replacement of Industrial Drive Bridge No. 882, R.I.F.A.P. No. BRM-BCDR (001), R.I.C. No. 2001-EB-001 Construction and Maintenance Agreement.

## FROM THE CLERK'S DESK

Petition from Michael F. Ryan, Executive Vice-President, Narragansett Electric Company, P.O. Box 1438, Providence, Rhode Island 02901-1438, requesting a permanent easement for an underground distribution line on Elmwood Avenue.

**COUNCIL PRESIDENT LOMBARDI Refers the Communication and Petition to the Committee on Public Works.**

**COUNCIL PRESIDENT LOMBARDI RELINQUISHES THE CHAIR**

**COUNCIL PRESIDENT PRO TEMPORE YOUNG IN THE CHAIR**

**COUNCIL PRESIDENT LOMBARDI RETURNS TO THE CHAIR**

Certificates from City Assessor (5K and 6K), 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, As Amended.

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

Robert H. Rothman

Carol Ann Viveiros

Linda A. Dionne

National Grange Mutual Insurance  
a/s/o Linda Calabro

Lean Garvin

Providence Mutual Fire Insurance Company  
a/s/o Frederick Rosen

Harold Elliott and Donna Renault  
(Michael T. Faraci, Esquire)

Darlene A. Champagne

Raymond C. McGuire

Frances Y. Bloe

Elaine Rollins

Quincy Mutual Fire Insurance Company  
a/s/o Robert W. Campbell  
(Lisa A. Pinsonneault, Esquire)

William DeLomba and Kenneth Deshong  
(Dino A. Brosco, Esquire)

Dr. Mark W. Enander

Tonietta Wise  
(Edward A. Shapira, Esquire)

Jeffrey R. Szyrkarski

Nationwide Insurance a/s/o William Monroe

Thomas Keron

Janet M. Bedrosian

**COUNCILMAN APONTE Moves to Dispense with the Reading of the foregoing matters.**

**COUNCIL PRESIDENT LOMBARDI Refers the Several Certificates and Petitions to the Committee on Claims and Pending Suits.**

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## **PRESENTATION OF RESOLUTIONS**

**"In Congratulations"**

**COUNCIL PRESIDENT LOMBARDI and the MEMBERS OF THE CITY COUNCIL:**

Resolution Extending Congratulations.

*Resolved*, That the Members of the City Council hereby Extend their Sincere Congratulations to the following:

Patrolman Gregorio Vanderhorst, in recognition of his promotion to the rank of Sergeant in the Providence Police Department.

Patrolman David Edes, in recognition of his promotion to the rank of Sergeant in the Providence Police Department.

Detective Sandra Kittell, in recognition of her promotion to the rank of Sergeant in the Providence Police Department.

Patrolman John Kennedy, in recognition of his promotion to the rank of Sergeant in the Providence Police Department.

Patrolman William Dwyer, in recognition of his promotion to the rank of Sergeant in the Providence Police Department.

Patrolwoman Elizabeth Romano, in recognition of her promotion to the rank of Sergeant in the Providence Police Department.

Patrolman Andrew Scanlon, in recognition of his promotion to the rank of Sergeant in the Providence Police Department.

Patrolman Scott Partridge, in recognition of his promotion to the rank of Sergeant in the Providence Police Department.

Detective Bernard Gannon, in recognition of his promotion to the rank of Sergeant in the Providence Police Department.

Patrolman Steven Courville, in recognition of his promotion to the rank of Sergeant in the Providence Police Department.

Gina Mullen, in recognition of her dedicated service to the Providence Center, Long Term Care in Pascoag, and future success at the Providence Center, Short Term Care in Providence.

Detective Lieutenant Hugh T. Clements, Jr., in recognition of his promotion to the rank of Captain in the Providence Police Department.

Firefighter Alan G. Tripp, in recognition of his retirement from the Providence Fire Department, February 10, 1990 through December 22, 2005.

Mr. and Mrs. Jeffrey P. Laroque, in recognition of the family addition of Marygrace on September 25, 2005.

Eugene E. Wigginton, in recognition of his retirement from state government after thirty-two years of service to the people of the State of Rhode Island.

**Severally Read and Collectively Passed,  
on Motion of COUNCILMAN APONTE,  
seconded by COUNCILWOMAN WILLIAMS.**

**The Motion for Passage is Sustained.**

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## PRESENTATION OF RESOLUTIONS

### "In Memoriam"

**COUNCIL PRESIDENT LOMBARDI and  
the MEMBERS OF THE CITY COUNCIL:**

Resolution Extending Sympathy.

*Resolved*, That the Members of the City Council hereby extend their sincere sympathy to the families of the following.

Marie A. Crugnale

Josephine A. Gaffney

Lawrence R. LaFlamme

Joseph DeVito

Salvatore "Sal" Vinci

Marykay W. Schnare

Owen B. "Buddy" Taylor, III

Robert E. Petit

Clara Wilkinson

Maria Pisaturo

Josephine Cafaro

Gladys Curran

Albert E. DiSarro

Tamara B. Temkin

Olga C. Giandolfi

Joan E. Pono

Barbara A. Ronci

Jerry Ferrazzano

Ronald F. Brown

Alfred V. Morro

Anthony M. Rainone

Rita H. Begin

Ronald R. DiRaimo

Amelia A. DiCicco

Josephine M. Neri

Lorenzo "Larry" Mangiacapuro

William J. Landi

Domenic Gazzero

Agostino "Gus" Della Ventura

Joseph Civito

Mary C. Pellegrini

**Severally Read and Collectively  
Passed, by a Unanimous Rising Vote, on  
Motion of COUNCILMAN APONTE,  
seconded by COUNCILWOMAN WILLIAMS.**

**The Motion for Passage is Sustained.**

## ADJOURNMENT

There being no further business, on Motion of COUNCILMAN APONTE, seconded by COUNCIL WOMAN WILLIAMS, it is voted to adjourn at 7:55 o'clock P.M. (E.S.T.), to meet again on THURSDAY, JANUARY 19, 2006 at 7:30 o'clock P.M. (E.S.T.).

*Michael R. Clement*

MICHAEL R. CLEMENT  
CITY CLERK



