

CITY OF PROVIDENCE
RHODE ISLAND



CITY COUNCIL

JOURNAL OF PROCEEDINGS

No. 51 City Council Regular Meeting, Thursday, October 18, 1984, 8:00 P.M. (E.D.T.)

IN CITY COUNCIL
NOV 1 1984

PRESIDING APPROVED: *Robert Mendonca* CLERK

ACTING COUNCIL PRESIDENT

LOUIS R. STRAVATO

ROLL CALL

Present: Acting Council President Stravato and Councilman Annaldo, Councilwoman Brassil, Councilman Dillon, Councilwoman DiRuzzo, Councilman Easton, Councilwoman Fagnoli, Councilmen Glavin, O'Connor, Petrosinelli and Pitts-11.

Absent: Councilmen Cola, Farmer and Griffin-3.

INVOCATION

The Invocation is given by COUNCILMAN DAVID G. DILLON.

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

~~READ~~
~~BY~~
~~COUNCILWOMAN~~

COUNCILWOMAN EVELYN V. FARGNOLI 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. 49 of the Regular Meeting of the City Council held September 20, 1984, and Posted October 5, 1984, and No. 50 of the Regular Meeting of the City Council held October 4, 1984 and Posted October 16, 1984, 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 COUNCILMAN DILLON.

ORDINANCES SECOND READING

The following Ordinances were in City Council October 4, 1984, Read and Passed the First Time and are Returned for Passage the Second Time:

An Ordinance Amending Chapter 544 of 1951, by Changing from an R-4 Multiple Dwelling Zone to a C-1 Limited Commercial Zone, Lot 100, as Set Out and Delineated on City Assessor's Plat 67; Said Lot Being Situated Along 220 Smith Street.

Be it ordained by the City of Providence:

Section 1. The Zoning Map, accompanying and made part of Chapter 544 of the Ordinances of the City of Providence, approved September 21, 1951, entitled: "An Ordinance Zoning the City of Providence and Establishing Use, Height and Area Regulations," as herefore amended, is hereby further amended by changing from an R-4 Multiple Dwelling Zone, to a C-1 Limited Commercial Zone, Lot 100, as set out and delineated on City Assessor's Plat 67, said lot being situated along 220 Smith Street, bounded and described as follows:

Beginning at a point on the southerly line of Smith Street, said point being northeasterly corner of Lot 100 on City of Providence Assessor's Plat 67:

Thence in a generally westerly direction along the easterly lot line of Lot 100 to the southeasterly corner of herein described parcel:

Thence in a generally easterly direction along the southerly lot line of Lot 100 to the southwesterly corner of herein described parcel:

Thence in a generally northerly direction along the westerly lot line of Lot 100 to the northwesterly corner of herein described parcel, said point being on the southerly street line of Smith Street:

Thence generally easterly along the southerly street line of Smith Street to the northeasterly corner of herein described parcel and point and place of beginning.

Sec. 2. This Ordinance shall take effect upon its Passage.

An Ordinance Imposing the Additional Charge for Attorneys' Fees and Court Costs in the Collection of Delinquent Taxes or Fees Due the City.

Be it ordained by the City of Providence:

Section 1. Any person (as defined in section 44-7-1 of Rhode Island General Laws) who is delinquent for more than thirty (30) days in the payment of any tax, fee, or assessment of whatever nature due and payable to the City of Providence, Rhode Island shall be liable for the assessment and payment of reasonable attorneys' fees and court costs incurred by the City in the collection of the said delinquent taxes, fees or assessments.

Sec. 2. The said attorneys' fees and court costs shall be assessed in addition to any other penalty or charge allowed by law, including but not limited to legal interest.

Sec. 3 The provisions of this Ordinance shall be in addition to and not in lieu of or in derogation of any authority or power provided to the City or the City Collector under existing laws or ordinances.

Sec. 4. This Ordinance shall take effect upon its passage.

Dollars (\$17,568.00) from Council Contingencies to Junction Human Service Corporation.

Sec. 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 Seventeen Thousand Five Hundred Sixty-Eight Dollars (\$17,568.00) from Council Contingencies to Junction Human Service Corporation.

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

Be it ordained by the City of Providence:

Ayes: Acting Council President Stravato and Councilman Annaldo, Councilwoman Brassil, Councilman Dillon, Councilwoman DiRuzzo, Councilman Easton, Councilwoman Fargnoli, Councilmen Glavin, O'Connor and Petrosinelli—10.

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," is hereby amended by transferring the sum of Seventeen Thousand Five Hundred Sixty-Eight

Absent: Councilmen Cola, Farmer, Griffin and Pitts—4.

The motion for Passage the Second Time is Sustained.

PRESENTATION OF ORDINANCES

COUNCILMAN DILLON:

GLAVIN, seconded by COUNCILMAN DILLON.

An Ordinance Concerning Notification of Public Hearings by certain Boards and Commissions.

The motion to Refer is Sustained.

An Ordinance Concerning the Number of Liquor Licenses Issued by the City of Providence.

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

Severally Referred to Committee on Ordinances, on motion of COUNCILMAN

An Ordinance Amending the Appropriation Ordinance Chapter 1984-53 Approved July 20, 1984, By Transferring the Sum of Thirteen

Thousand Nine Hundred Dollars (\$13,900.00) From Public Works Bridge Maintenance (1-005-09-266) To Public Works Sewer Construction and Maintenance (1-005-11-269).

GLAVIN, seconded by COUNCILMAN DILLON.

The motion to Refer is Sustained.

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 Street Cleaning (1-005-04-189) Item I to Environmental Control (1-005-06-199) Item I.

Severally Referred to Committee on Finance, on motion of COUNCILMAN

COUNCILMAN PITTS:

An Ordinance relating to tax sales on properties currently receiving exemptions for the Handicapped or for being over age Sixty-Five (65).

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

The motion to Refer is Sustained.

PRESENTATION OF RESOLUTIONS

COUNCILMAN DILLON and COUNCILMAN GLAVIN:

Resolution extending congratulations to Charles F. Beirne upon the occasion of his retirement following thirty-six years of employment with the Internal Revenue Service.

Whereas, Charles F. Beirne is being honored at a testimonial on October 19, 1984 on the occasion of his retirement, and

Whereas, he was educated in the Rhode Island Irish-Catholic tradition, graduating from LaSalle Academy in 1941, and Providence College in 1947, and

Whereas, he has been active in the Alumni Associations of both of these great institutions, as a member of the Board of Directors of LaSalle Alumni Association, founding member of the Christian Brothers Boys' Association, a class agent for Providence College, member of the Board of Directors of the Providence College National Alumni Association, a worker for the Providence College Annual Loyalty Fund, member of the Providence College Athletic Advisors Committee, and as a member and former President of the Mal Brown Club, and

Whereas, in recognition of his many efforts on behalf of Providence College, he was the recipient of the prestigious Mal Brown Award in 1982, and

Whereas, he served his country in the Army Air Corps in Italy and Africa during World War II; with the Internal Revenue Service for more than thirty-six years, and

Whereas, he married the former Ann E. O'Connell; their offspring of whom they are rightfully proud include five children and five grandchildren, and

Whereas, he has been active in the Employees Association for many years and was a pioneer in the labor movement for Federal Government employees, and

Whereas, he has served in various positions in the National Treasury Employees' Union as a member of the Board of Directors, Treasurer and President of the Providence Chapter, District Governor for the New England Region, and on the National level, as a member of the Board of Directors and Second Vice-President, and

Whereas, he has been involved in a variety of community and fraternal organizations, including the Veterans of Foreign Wars and the Rhode Island Association of Public Accountants; he has long been an active member of Assumption Parish, and served on a variety of community organizations in the West End of Providence, and

Whereas, he has been a member and officer of a number of associations dedicated to the promotion of Irish heritage and culture, including the Shamrock Society of North Providence, the Friendly Sons of St. Patrick of South County, and he served as the Historian and Chief Steward of the Sons of Irish Kings, and

Whereas, the Hatch Act prevented Charlie from becoming actively involved in partisan politics, but the fact that two of his children have been elected to the Eighth Ward Democratic Committee, gives the casual observer some indication of his political affiliations;

Now, Therefore, Be It Resolved That the

Members of the City Council join the family and many friends and colleagues of Charles F. Beirne in congratulating him on his many years of service to his country and contributions to the community, and extends best wishes for a long and healthy retirement, and

Be It Further Resolved That the City Clerk is directed to cause a duly engrossed copy of this Resolution to be transmitted to "Cousin" Charles Beirne and his lovely wife, Ann, that they may be made aware of the high esteem in which they are held by the Members of the City Council.

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

The motion for Passage is Sustained.

COUNCILWOMAN DiRUZZO:

Resolution requesting that all unfilled positions with regard to the Heating Plant within the Providence School Department be frozen until such time as the Committee on Finance and interested persons meet with the Members of the School Board and other Officials of the School Department.

Referred to Committee on Finance, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON and COUNCILMAN O'CONNOR.

The motion to Refer is Sustained.

COUNCILWOMAN DiRUZZO (By Request):

Resolution requesting the Traffic Engineer to cause the installation of "Stop" signs on

Whitehall Street, at its intersections with Dora Street.

Resolved, That the Traffic Engineer is requested to cause the installation of "Stop" signs on Whitehall Street, at its intersections with Dora Street.

Resolution requesting the Traffic Engineer to cause that missing street name sign, "Roosevelt Street" to be replaced at its intersection with Laurel Hill Avenue.

Resolved, That the Traffic Engineer is requested to cause that missing street name sign, "Roosevelt Street," to be replaced at its intersection with Laurel Hill Avenue.

COUNCILMAN GLAVIN:

Resolution requesting the City Clerk to mail Dockets of City Council meetings on the Mondays prior to scheduled meetings.

Whereas, many members of the City Council do not receive their dockets until the morning of the scheduled meetings, although they are taken to the Post Office on the Tuesday prior to the meeting date,

Now, Therefore, Be It Resolved, That the City Clerk is requested to set the docket deadline date at Noon on the Friday prior to the City Council meetings, which will give ample time for the Dockets to be mailed on the following Monday.

Severally Read and Collectively Passed

on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON.

The motion for Passage is Sustained.

COUNCILMAN PITTS (By Request):

Resolution Requesting the Chief Electrical Inspector to order the installation of a high pressure sodium vapor light on a pole located along the south side of Cypress Street wherein it continues from Ives Street.

COUNCILMAN PITTS moves to Amend the Resolution by deleting in the third line, the word "south" and insert "east", delete "Cypress" and insert "Ivy", in the fourth line, add the word "southerly" following "continues" and delete "Ivy" and insert in lieu thereof "Cypress".

This motion being seconded by COUNCILMAN GLAVIN, is put to Vote and Passed.

Resolved, That the Chief Electrical Inspector is requested to order the installation of a high pressure sodium vapor light on a pole located along the east side of Ivy Street wherein it continues southerly from Cypress.

COUNCILMAN GLAVIN moves the Resolution be Passed as Amended.

This motion being seconded by COUNCILMAN DILLON, is put to Vote and Passed, as Amended.

The motion for Passage as Amended, 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 the Board of Park Commissioners through His Honor the Mayor, as Chairman, to Execute a Lease to Phillip R. DeSano of a Portion of land It Owns at Abbott Park Place.

Resolved, That pursuant to Section 416(6) of the City Charter, the Board of Park Commissioners, through His Honor the Mayor, as Chairman, is authorized to execute a lease to Mr. Phillip R. DeSano a portion of land it owns at Abbott Park Place in the City of Providence, Rhode Island. Mr. Phillip R. DeSano plans to improve and maintain said space; as per copy of lease submitted herewith.

Read and Passed, on motion of COUN-

CILMAN GLAVIN, seconded by COUNCILMAN DILLON, by the following Roll Call Vote:

Ayes: Acting Council President Stravato and Councilman Annaldo, Councilwoman Brassil, Councilman Dillon, Councilwoman DiRuzzo, Councilman Easton, Councilwoman Fargnoli, Councilmen Glavin, O'Connor, Petrosinelli and Pitts—11.

Absent: Councilmen Cola, Farmer and Griffin—3.

The motion for Passage is Sustained.

COUNCILWOMAN CAROLYN F. BRASSIL, Chairwoman COMMITTEE ON FINANCE

Transmits the following with recommendation the Same be Adopted:

Resolution Approving the Consent Decree entered into by Joseph R. Paolino, Jr., as Mayor, and the Narragansett Bay Water Quality Management District Commission.

COUNCILMAN GLAVIN moves the Resolution be Passed.

This motion is seconded by COUNCILWOMAN FARGNOLI.

COUNCILMAN PITTS moves the Resolution be Continued to the next regular meeting of the City Council.

This motion is seconded by COUNCILMAN DILLON.

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

This motion being seconded by COUNCILMAN PETROSINELLI and having

precedence over the motion for Passage and the motion to Continue, is put to Vote and Passed.

The motion for Referral Back to Committee on Finance is Sustained.

**COUNCILMAN THOMAS F. O'CONNOR, JR., Chairman
COMMITTEE ON URBAN REDEVELOPMENT, RENEWAL
AND PLANNING**

Transmits the following with recommendation the Same be Adopted:

Resolution changing the name of Adie Street to Enterprise Row.

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

The motion to Refer Back to Committee on Urban Redevelopment, Renewal and Planning is Sustained.

COMMUNICATIONS AND REPORTS

Communication from the Providence Redevelopment Agency, in accordance with the provisions of Chapter 1982-16 of the Ordinances of the City of Providence, approved March 26, 1982, as amended, and Title 45, Chapters 31-33 of the General Laws of Rhode Island 1956, hereby reports concerning the proposed sale of real property within the Smith Hill Renewal Project.

The Agency proposes the sale of Parcels 11 and 12 consisting of 5,316 sq. ft. and 20,858 sq. ft. respectfully, of land as delineated on the attached map for the disposition price of \$30,000.00 to Capitol View Associates — c/o 5 Benefit Street, Providence, R.I. for commercial rehabilitation and parking in accordance with plans approved by the Agency.

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

The motion to Refer is Sustained.

Certificates from the City Assessor (33-M and 40-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.

FROM THE BOARD OF CANVASSERS:

Annual Report for the year January 1, 1983 through December 31, 1983.

Received.

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

The motion to Refer is Sustained.

FROM THE CLERK'S DESK

Petitions for Compensation for Injuries and Damages, viz:

Marvel Akers

Amica Mutual Ins. Co. as sub. of Joyce Altomari

Johanna Aubee

Michael Steven Baker

Georgianna J. Braids

Commercial Union Ins. Co. as sub. of Christine Scholes

Jeffrey Cuomo, p.p.a. Doreen Cuomo

James W. Diamond

Leon A. Graham

Luisa Graham

Paul Harnad

The Horace Mann Insurance Co.

Figen Kucukkaya and Zumrut Kucukkaya

Gevriye Kucukkaya

Malcolm A. Najarian

Margaret Provayer, p.p.a. Lynn Provayer

Janet F. Sclama

Mercedes Valdez

Joseph Vessella, Jr.

Severally Referred to 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"

ACTING COUNCIL PRESIDENT STRAVATO and the MEMBERS of the CITY COUNCIL:

Resolution Extending Congratulations to the following:

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

Representative Anthony Carnevale, Jr., Upon his passing the Rhode Island Bar and extending best wishes for a healthy and prosperous future.

Anthony Caprio, Upon his passing the Rhode Island Bar and extending best wishes for a healthy and prosperous future.

John Garrahy, Upon his passing the Rhode Island Bar and extending best wishes for a healthy and prosperous future.

Mr. and Mrs. Frank Corbishley, of the Providence Community Action Program, Upon the birth of their new baby boy "Michael James" who entered this world at 8 pounds 7 ounces.

Mr. and Mrs. Domenico Germani, Upon the celebration of their Fiftieth Wedding Anniversary.

Mr. and Mrs. Nicholas J. Campana, Upon the occasion of their Fiftieth Wedding Anniversary.

Mr. and Mrs. Armando Mancini, Upon the occasion of their Sixtieth Wedding Anniversary.

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"

ACTING COUNCIL PRESIDENT STRAVATO and the MEMBERS of the CITY COUNCIL:

Resolution Extending Sympathy:

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

Edward F. Bowen

Emma Imondi-Conetta

Myles K. Maloney

Ernest Bucci

Gennaro Savastano

Arthur W. Fontaine Sr.

Carlo Esposito

Raymond A. Riccitelli

Edward F. Bowen

Louis A. LaFazia

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

Tomasina Tomaselli

Henry D'Agostino

The motion for Passage is Sustained.

Laura Librandi

Fernando Cardarelli

ADJOURNMENT

There being no further business,
on motion of COUNCILMAN GLAVIN, sec-
onded by COUNCILMAN DILLON, the
City Council adjourns at 9:00 o'clock P.M.
(E.D.T.) to meet again on THURSDAY,
NOVEMBER 1, 1984 at 8:00 o'clock P.M.
(E.D.T.).

Rose M. Mandonea

City Clerk