

CITY OF PROVIDENCE  
RHODE ISLAND



CITY COUNCIL

JOURNAL OF PROCEEDINGS

No. 32 City Council Regular Meeting, Thursday, March 20, 1980, 8:00 P.M.

PRESIDING

COUNCIL PRESIDENT

RALPH FARGNOLI

IN CITY COUNCIL

APR 2 1980

APPROVED:

ROLL CALL

*Rose M. Henderson* CLERK

Present: Council President Fagnoli and Councilmen Addison, Almagno, Cirelli, Dillon, Easton, Flynn, Griffin, Johnson, Lynch, Mansolillo, O'Connor, Paolino, Pearlman, Pennine, Petrosinelli, Salvatore, Snowden, and Xavier—19.

Absent: Councilman Boyle, Councilwoman Brassil, Councilmen Cola, Farmer, Glavin, Moise and Stravato—7.

## INVOCATION

The Invocation is given by COUNCILMAN CHARLES R. MANSOLILLO.

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

COUNCILMAN HARRY A. JOHNSON leads the Members of the City Council and the Assemblage in the Pledge of Allegiance to the Flag of the United States of America.

## ORDINANCE SECOND READING

1981 S 87A The Following Ordinance was in City Council March 6, 1980, Read and Passed the First Time and is Returned for Passage the Second Time:

An Ordinance in Amendment of and in Addition to Chapter 21 of the Code of Ordinances of the City of Providence, Entitled: "Revenues and Finance" by Adding Section 21-16.

*Be It Ordained by the City of Providence:*

*Section 1.* Chapter 16 of the Code of Ordinances of the City of Providence is hereby amended and added to, by adding Section 21-16 to be entitled: "Projection of Revenues", as follows:

*Section 21-16 Projection of Revenues.*

The Finance Director, Mayor, or Member of the City Council submitting Appropriation Ordinances and/or Amendments thereof to the City Council of the City of Providence shall be null and void unless it is in compliance with the hereinafter prescribed formula:

a. *Property and excise taxes in lieu of Machinery equipment and inventory tax, Water*

*Fund, Sewer Rentals.* The estimated receipts of such taxes or levies shall be based on a projected collection rate to be no higher than one percent (1%) more of collection than that which was actual collection for the last full year for which final receipts are available.

b. *Business and Non-Business Licenses,* shall be estimated at no more than the amount received in the last full year for which final receipts are available, excepting therefrom any new category of licenses, said new categories shall be listed separately in the first year of collection only.

c. *General Departments and Fines,* estimated receipts from General Departments and Fines shall be no higher than the amount received in the last full year for which final receipts are available excepting therefrom, any new category or receipts, which shall be listed separately in the first year of collection only.

d. *State and Federal Revenue Sharing, State and Federal Grants and Aid to Education* shall be estimated at a rate no more than the amounts actually committed to the City under existing federal and state formulas.

e. *Rents and Interest,* rents shall be estimated no higher than those amounts currently being collected from leases in effect, provided, however, any escalation in rents called for pursuant to existing leases or new leases which have been approved by the Committee on City Property shall be listed separate in the first year of collection only. Interest shall be estimated at a rate no higher than that collected.

f. *Collection of Delinquent Taxes, Rents, Sales of City Owned Real Estate, Escheats and*

*Forfeitures,* shall not be included in any estimated collection of revenues unless said amounts have been collected or a written agreement evidencing the intent to pay said delinquent amounts or sums certain have been signed by the person or persons owing said delinquent amount or sums certain.

g. *Collection of prior years taxes* shall be estimated to be no higher than the actual collections for the last full year for which figures are available.

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

**Read and Passed, the Second Time, on motion of COUNCILMAN ADDISON, seconded by COUNCILMAN FLYNN, by the following Roll Call Vote:**

**Ayes: Councilmen Addison, Dillon, Easton, Flynn, Griffin, Johnson, O'Connor, Paolino, Pearlman, Pennine, Petrosinelli, Salvatore, Snowden, and Xavier—14.**

**Noes: Council President Fagnoli and Councilmen Almagno, Cirelli, Lynch and Mansolillo—5.**

**Absent: Councilman Boyle, Councilwoman Brassil, Councilmen Cola, Farmer, Glavin, Moise and Stravato—7.**

**The motion for Passage the Second Time, is Sustained.**

## PRESENTATION OF ORDINANCES

### COUNCILWOMAN BRASSIL (By Request):

An Ordinance in Amendment of Section 47, Chapter 1979-32, approved June 22, 1979, 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," as Amended relative to Director of Public Lands and Parks—Zoo Division.

An Ordinance in Amendment of Chapter 1980-6 approved March 14, 1980, entitled, "An Ordinance Establishing a Compensation Plan for the City of Providence" as amended, relative to Department of Public Lands and Parks—Zoo Division.

An Ordinance in Amendment of the Appropriation Ordinance Chapter 1979-30 approved June 22, 1979 as Amended, by Appropriating the Sum of Five Thousand, Six Hundred Dollars (\$5,600.00) to Item O, Department of Public Lands and Parks—Zoo Division.

**Severally Referred to Committee on Finance, on motion of COUNCILMAN ADDISON, seconded by COUNCILMAN FLYNN.**

**The motion to Refer is Sustained.**

### COUNCILMAN PEARLMAN AND COUNCILMAN FARMER (By Request):

An Ordinance in Amendment of Chapter 1979-

31, approved June 22, 1979, entitled: "An Ordinance Establishing a Compensation Plan for the City of Providence and Repealing Ordinance Chapter 1978-20, approved July 28, 1978, as amended," relative to Department of Planning and Urban Development.

An Ordinance in Amendment of Chapter 1980-6, approved March 14, 1980 Amending the Compensation Plan for the City of Providence, relative to Department of Planning and Urban Development.

An Ordinance Amending the Appropriation Ordinance Chapter 1979-30, approved June 22, 1979 by Transferring Certain Sums of Money within the Department of Public Schools.

An Ordinance Amending the Appropriation Ordinance Chapter 1979-30, approved June 22, 1979, by Transferring Certain Sums of Money within the Department of Public Welfare.

**Severally Referred to Committee on Finance, on motion of COUNCILMAN ADDISON, seconded by COUNCILMAN FLYNN.**

**The motion to Refer is Sustained.**

An Ordinance in Amendment of Article I and Article IX, Chapter 13 of the Code of Ordinances of the City of Providence, by Amending Section 13-1 entitled, "Definitions" and Adding Section 13-190 entitled "Lead Based Substances" Prohibiting the Use of Lead Based Substances Under Certain Conditions, as Amended.

**Referred to Committee on Ordinances, on motion of COUNCILMAN ADDISON, seconded by COUNCILMAN FLYNN.**

**The motion to Refer is Sustained.**

## PRESENTATION OF RESOLUTIONS

### COUNCIL PRESIDENT FARGNOLI:

Resolution Endorsing House Bill 80-H 7733 Relative to Municipal Courts.

**Referred to Committee on Ordinances, on motion of COUNCILMAN FLYNN, seconded by COUNCILMAN MANSOLILLIO.**

**The motion to Refer is Sustained.**

*Resolved, That a Special Committee of the City Council consisting of five (5) members to be appointed by the President thereof, is hereby created for the purpose of planning and conducting a proper observance of Chanukkah, 1980.*

**Severally Read and Collectively Passed, on motion of COUNCILMAN ADDISON, seconded by COUNCILMAN FLYNN.**

**The motion for Passage is Sustained.**

Resolution Creating a Special Committee of the City Council for an Appropriate Observance of St. Patrick's Day, 1981.

*Resolved, That a Special Committee of the City Council to be Appointed by the President thereof, is hereby created for the Purpose of Planning and Conducting an Appropriate Observance of St. Patrick's Day, 1981.*

### COUNCIL PRESIDENT FARGNOLI (By Request):

Resolution Creating a Special Legislative Commission to study the System of Real Estate Taxation of the City of Providence.

**Referred to Committee on Finance, on motion of COUNCILMAN ADDISON, seconded by COUNCILMAN FLYNN.**

**The motion to Refer is Sustained.**

Resolution creating a Special Committee of the City Council for an Appropriate Observance of Chanukkah, 1980.

**COUNCIL PRESIDENT PRO TEMPORE STRAVATO (By Request):**

Resolution Requesting the Director of Public Works to cause Verdic Avenue to be Paved.

*Resolved*, That the Director of Public Works is requested to Cause Verdic Avenue to be Paved.

**COUNCILMAN EASTON, COUNCILMAN DILLON and COUNCILMAN FLYNN:**

Resolution Opposing Senate Bill 80-S 2292 Now Pending before the Senate Committee on Judiciary relative to certain changes in the Wetlands Act.

**Referred to Committee on Public Works, on motion of COUNCILMAN FLYNN, seconded by COUNCILMEN ADDISON and MANSOLILLO.**

**COUNCILMAN CIRELLI and COUNCILMAN GLAVIN (By Request):**

Resolution Requesting the Acting Public Service Engineer to order the installation of a High Pressure Sodium Vapor Light on that Pole located in from of 12 Buell Court.

*Resolved*, That the Acting Public Service Engineer is requested to order the installation of a High Pressure Sodium Vapor Light on that Pole located in front of 12 Buell Court.

**The motion to Refer is Sustained.**

**COUNCILMAN FARMER and COUNCILMAN PEARLMAN:**

Resolution Requesting the Acting Public Service Engineer to Order the Replacement of Street Lights along, Bowen, Brown, Brook, Thayer, Angell, Meeting, Cabot, Power, Charlesfield, George, Magee, Manning and Cushing Streets.

*Resolved*, That the Acting Public Service Engineer is requested to order the replacement of Street Lights on the following streets: Bowen, Brown, Brook, Thayer, Angell, Meeting, Cabot, Power, Charlesfield, George, Magee, Manning and Cushing Streets, in accordance with the attached schedule which is, by this reference, fully incorporated herein.

**COUNCILMAN EASTON and COUNCILMAN JOHNSON:**

Resolution Requesting the Rhode Island Public Transit Authority to restrict all Bus Traffic along Roger Williams Avenue, except Buses operating on a Route along said Avenue.

*Resolved*, That the Rhode Island Public Transit Authority is requested to restrict all Bus Traffic along Roger Williams Avenue with the exception of Buses which are operating on a Route along said Avenue.

**COUNCILMAN FARMER and COUNCILMAN PEARLMAN (By Request):**

Resolution Requesting the Acting Public Service Engineer to Order the Installation of a Street Light on Pole Number 9, Opposite 110 Lincoln Avenue, at the Dead End Portion of Said Avenue.

**Severally Read and Collective Passed, on motion of COUNCILMAN ADDISON, seconded by COUNCILMAN FLYNN.**

**The motion for Passage is Sustained.**

*Resolved,* That the Acting Public Service Engineer is requested to order the installation of a Street Light of a Type and Capacity selected by him as Appropriate, Opposite 110 Lincoln Avenue, Providence, Rhode Island on Pole Number 9 at the Dead End of said Avenue.

**Severally Read and Collectively Passed, on motion of COUNCILMAN ADDISON, seconded by COUNCILMEN FLYNN and MANSOLILLO.**

**The motion for Passage is Sustained.**

**COUNCILMAN MOISE:**

Resolution Endorsing Senate Bill 80-SA 2745 relative to Establishing a Providence Harbor and Port Authority and set out its Rules and Regulations.

**Referred to Committee on City Property, on motion of COUNCILMAN ADDISON, seconded by COUNCILMAN FLYNN.**

**The motion to Refer is Sustained.**

Resolution Endorsing Senate Bill 80-SA 2839, Relative to Authorizing the Providence Redevelopment Authority to issue low interest Loans and provide Grants to encourage the Revitalization of commercial areas and neighborhoods.

**Referred to Committee on Urban Redevelopment, Renewal and Planning, on motion of COUNCILMAN ADDISON, seconded by COUNCILMAN FLYNN.**

**The motion to Refer is Sustained.**

Resolution Endorsing Senate Bill 80-SA 2853 relative to the creation of the legislative commission to study Providence Real Estate Taxation Procedures.

**Referred to Committee on Finance, on motion of COUNCILMAN ADDISON, seconded by COUNCILMAN FLYNN.**

**The motion to Refer is Sustained.**

Resolution Endorsing Senate Bill 80-S 2901 Relative to Allowing Local Police to have Authority on Property Under the Jurisdiction of the Department of Environmental Management.

**Referred to Committee on Public Welfare, on motion of COUNCILMAN ADDISON, seconded by COUNCILMAN FLYNN.**

**The motion to Refer is Sustained.**

**COUNCILMAN MOISE, COUNCILMAN DILLON and COUNCILMAN PENNINE:**

Resolution Endorsing Senate Bill 80-S 2918, Relative to Appropriating One Hundred Thousand Dollars (\$100,000.00) for the Repair of the Cranston Street Armory.

*Resolved,* That the City Council of the City of Providence hereby endorses Senate Bill 80-S 2918, presently pending before the Senate Committee on Finance, which would appropriate One Hundred Thousand Dollars (\$100,000.00) for the repair of the Cranston Street Armory.

**Read and Passed, on motion of COUNCILMAN ADDISON, seconded by COUNCILMAN O'CONNOR.**

**COUNCILMEN ALMAGNO, CIRELLI, FLYNN and LYNCH** desire to be recorded as "Not Voting".

**COUNCILMAN MANSOLILLO** desires to be recorded as voting "No".

**The motion for Passage is Sustained.**

**Severally Read and Collectively Passed, on motion of COUNCILMAN ADDISON, seconded by COUNCILMAN O'CONNOR.**

**COUNCILMEN CIRELLI, FLYNN and LYNCH** desire to be recorded as "Not Voting".

**The motion for Passage is Sustained.**

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Resolution Endorsing Senate Bill 80-S 2923 Relative to Asking the Members of Congress from Rhode Island to Ask the U.S. Army Corps of Engineers to Study the Possibility of Improving Sewer Systems Around Narragansett Bay.

*Resolved*, That the City Council of the City of Providence hereby endorses Senate Bill 80-S 2923, presently pending before the Senate Committee on Corporations, asking the members of Congress from Rhode Island to ask the U.S. Army Corps of Engineers to study the possibility of improving sewer systems around Narragansett Bay.

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Resolution Endorsing Senate Bill 80-S 2925, Relative to Asking the Department of Environmental Management to Ask the U.S. Army Corps of Engineers to Study the Possibility of Improving Sewer Systems around Narragansett Bay.

*Resolved*, That the City Council of the City of Providence hereby endorses Senate Bill 80-S 2925, presently pending before the Senate Committee on Corporations, asking the Department of Environmental Management to ask the U.S. Army Corps of Engineers to study the possibility of improving sewer systems around Narragansett Bay.

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Resolution Endorsing Senate Bill 80-S 2937 relative to requiring that Chairmen of Zoning Boards be lawyers and that other members should be a firefighter, a person with construction experience, a real estate broker and a layperson.

**Referred to Committee on Ordinances, on motion of COUNCILMAN ADDISON, seconded by COUNCILMAN FLYNN.**

**The motion to Refer is Sustained.**

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Resolution Endorsing Senate Bill 80-S 2955 relative to requiring that any Community Mental Health Clinic in Providence be built in a particular, but unnamed census tract.

**Referred to Committee on Public Welfare, on motion of COUNCILMAN ADDISON, seconded by COUNCILMAN FLYNN.**

**The motion to Refer is Sustained.**

**COUNCILMAN MOISE, COUNCIL PRESIDENT FARGNOLI, COUNCILMAN ADDISON, COUNCILMAN ALMAGNO, COUNCILMAN CIRELLI, COUNCILMAN DILLON, COUNCILMAN EASTON, COUNCILMAN FLYNN, COUNCILMAN JOHNSON, COUNCILMAN LYNCH, COUNCILMAN PAOLINO, COUNCILMAN PEARLMAN, COUNCILMAN PENNINE, COUNCILMAN PETROSINELLI, COUNCILMAN SALVATORE, COUNCILMAN SNOWDEN and COUNCILMAN XAVIER:**

Resolution Opposing Senate Bill 80-S 2724 Relative to Limiting the Terms of Office of Mayor's and Councilmen to Two (2) Years.

*Resolved*, That the City Council of the City of Providence, hereby oppose Senate Bill 80- 2724, presently pending before the Senate Committee on Judiciary, which would limit the terms of Mayors and Councilmen to two years.

**Read and Passed, on motion of COUNCILMAN ADDISON, seconded by COUNCILMEN FLYNN and CIRELLI.**

The motion to Refer is Sustained.

**COUNCILMAN MOISE and COUNCILMAN PAOLINO:**

Resolution Endorsing Passage of House Bill 80-H 7175 Relating to Beverage Containers.

Referred to Committee on Public Welfare, on motion of COUNCILMAN ADDISON, seconded by COUNCILMAN FLYNN.

The motion to Refer is Sustained.

**COUNCILMAN O'CONNOR (By Request):**

Resolution Requesting the Supervisor of Environmental Control to cause those vacant lots located along 715-717 and 719-721 Broad Street to be cleaned of all Debris.

*Resolved*, That the Supervisor of Environmental Control is Requested to Cause those vacant Lots located along 715-717 and 719-721 Broad Street, to be cleaned of all debris.

Resolution Requesting the Supervisor of Environmental Control to cause those vacant Lots located along 267 and 273 Blackstone Street to be Cleaned of all Debris.

*Resolved*, That the Supervisor of Environmental Control is Requested to Cause those vacant Lots located along 267 and 273 Blackstone Street, to be cleaned of all debris.

**COUNCILMAN PAOLINO and COUNCILMAN PENNINE (By Request):**

Resolution Establishing Spruce Street, from Messenger Street to Acorn Street in a Westerly Direction as a One-Way Street and to Provide Angle Parking for Approximately Fifty (50) Vehicles.

*Whereas*, Traffic congestion on Spruce Street, from Acorn to Messenger Street, has become so acute; and

*Whereas*, Area residents have a difficult time finding parking during business hours; and

*Whereas*, The Federal Hill Businessmen's Association has requested that Spruce Street,

from Messenger to Acorn be established as a One-Way Street; be it

*Resolved*, That Spruce Street, from Messenger Street to Acorn be established as a One-Way Street, in a westerly direction, and be it further

*Resolved*, That diagonal parking spaces for an additional fifty motor vehicles be painted, or so designated on Spruce Street.

**Severally Read and Collectively Passed, on motion of COUNCILMAN ADDISON, seconded by COUNCILMAN FLYNN.**

**The motion for Passage is Sustained.**

**COUNCILMAN PEARLMAN, COUNCILMAN DILLON and COUNCILMAN FLYNN:**

Resolution Supporting and Commending the Bill that Would require Reimbursement to Non-Public Schools for Cost Incurred in Performing Various Services Mandated by the State in Order to Comply with State Law.

*Whereas*, Senator Matthew J. Smith and Representative William P. McKenna have introduced in the General Assembly a bill that would require reimbursement to non-public schools for costs incurred in performing various services mandated by the State in order to comply with State Law, and

*Whereas*, The United States Supreme Court in the case of Committee for Public Education and Religious Liberty, et al, vs. Edward V. Regan, et al, decided on February 20, 1980 (on an appeal from a decision issued by the United States District Court for the Southern District of New York) that it was constitutional for such schools to be reimbursed by the State out of State Funds for the costs of providing such services, and

*Whereas*, Non-public schools are teaching the meaning of moral, ethical and religious values, the teaching of which encourages our youth to develop a high standard of values and self discipline in order to enable them to become good, law-abiding citizens, and

*Whereas*, Because of the high standards observed by non-public schools in teaching both scholastic matters and ethical values to our youth, upon whom the future of your Community and Nation depends, are a great asset to our Community,

*Now, Therefore, be it Resolved*, That the Providence City Council make known its support and commendation for and hereby urges the approval of, the said Bill being sponsored in the General Assembly by Senator Smith and Representative McKenna, and

*Be it Further Resolved*, That copies of this Resolution be sent to Governor Garrahy, Senator Smith, Representative McKenna and such other Federal, State and Municipal Officials as may be deemed appropriate.

**Read and Passed, on motion of COUNCILMAN ADDISON, seconded by COUNCILMAN FLYNN.**

**COUNCILMEN EASTON, LYNCH and O'CONNOR desire to be recorded as "Not Voting".**

**The motion for Passage is Sustained.**

Resolution Urging that Future Messages as Prepared by the United States Department of Health, Education and Welfare, Pertaining to Birth Control, Address the Moral Issue in Order to Clearly Point Out to the Younger Generation that Moral and Ethical Standards Continue to have Propriety in our Society.

*Whereas*, The United States Department of Health, Education and Welfare has prepared messages which are transmitted via radio broadcasts to the people of these United States, and

*Whereas*, Encouragement of the use of contraceptives is the purpose of the broadcasts, but by the wording thereof pre-marital sex appears to be condoned, and

*Whereas*, To limit these messages to birth control, without addressing the moral issue, leads teenagers into believing that moral and ethical values no longer exist in our society,

*Now, Therefore, be it Resolved*, That the Members of the City Council of the City of Providence, Rhode Island, do hereby urge that future messages as prepared by the United States Department of Health, Education and Welfare pertaining to birth control, address the moral issue in order to clearly point out to the younger generation that moral and ethical standards continue to have propriety in our society.

**Read and Passed, on motion of COUNCILMAN ADDISON, seconded by COUNCILMAN FLYNN.**

**COUNCILMEN EASTON, O'CONNOR and PAOLINO desire to be recorded as "Not Voting".**

**The motion for Passage is Sustained.**

**COUNCILMAN PETROSINELLI and COUNCILMAN SALVATORE (By Request):**

Resolution Requesting the Director of Public Works to Cause a Feasibility Study to be made of Extending Magenta Street from its present termination to its original dead end.

**Referred to Committee on Public Works,**

**on motion of COUNCILMAN ADDISON, seconded by COUNCILMAN FLYNN.**

**The motion to Refer is Sustained.**

**COUNCILMAN XAVIER (By Request):**

Resolution Requesting the Chief of the Providence Police Department to implement a Marking System of Automobiles at Parking Meters in violation of overtime parking, thereby Restricting use of automobile spaces by other vehicles.

*Whereas*, Numerous Violations occur along the parking meters in the City of Providence by automobiles being parked at said meters most of the day thereby restricting the use of space by other vehicles.

*Now, Therefore, be it Resolved*, That the Chief of the Providence Police Department is requested to implement a marking system to penalize the automobiles in violation and to insure that parking violators are issued tickets allowing use of those parking spaces to other motorists.

Resolution Requesting the Traffic Engineer to cause Crosswalks and Traffic Lines to be Repainted along a portion of Gano Street and to Replace Parking Restriction Signs on the Side Streets approaching said Gano Street.

*Resolved*, That the Traffic Engineer is Requested to Cause Crosswalks and Traffic Lines to be Repainted along Gano Street, from Pitman Street to India Street, and

*Be it Further Resolved*, That Parking restriction Signs be Replaced on all side streets approaching said portion of Gano Street.

**Severally Read and Collectively Passed,  
on motion of COUNCILMAN ADDISON,  
seconded by COUNCILMAN FLYNN.**

**The motion for Passage is Sustained.**

## **REPORTS FROM COMMITTEES**

### **COUNCILMAN LAURENCE K. FLYNN, Chairman COMMITTEE ON PUBLIC WORKS**

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

**Resolution Requesting the Director of Public Works to Cause the Construction of Two Ten Foot Sections of Concrete Jersey Barrier along 36-38 Carter Street.**

*Whereas*, Resolution No. 766, approved December 9, 1977 and Resolution No. 495, approved August 10, 1978 have requested the Director of Public Works to cause a Cement Barrier to be constructed along 36-38 Carter Street, and

*Whereas*, That home has been struck by motor vehicles thirteen times in the past three years, and

*Whereas*, Pedestrians walking along that area of our City have great concern due to the

numerous collisions by motor vehicles along said roadway,

*Now, Therefore, be it Resolved*, That the Director of Public Works be and he hereby is requested to cause Two Ten Foot Sections of Concrete Jersey Barrier to be constructed along the curblineline of 36-38 Carter Street.

**Read and Passed, on motion of COUNCILMAN ADDISON, seconded by COUNCILMAN FLYNN.**

**The motion for Passage is Sustained.**

**The Following is Transmitted with Recommendation the Same be Denied:**

Resolution Requesting the Traffic Engineer to Establish Iona Street as a One-Way Street.

**ADDISON, seconded by COUNCILMAN FLYNN.**

**Denied on motion of COUNCILMAN**

**The motion to Deny is Sustained.**

**The Following Is Transmitted with Recommendation the Same be Adopted:**

Resolution Rescinding or Alternatively Canceling and Amending Resolutions of the City Council of the City of Providence No. 302, Dated August 12, 1970, and No. 294, Dated July 17, 1972.

a condition of said conveyance being that the grantee shall not sell said land or any buildings or improvements thereon to any tax exempt person, corporation or organization without the permission of the grantor and upon failure to abide by said restriction, the land shall revert to the grantor.

*Whereas*, Some confusion has arisen regarding the conveyance of 111 Plain Street by the City,

**Read and Passed, on motion of COUNCILMAN ADDISON, seconded by COUNCILMAN FLYNN, by the following Roll Call Vote:**

*Be it Resolved*, That Resolutions No. 302, dated August 12, 1970 and No. 294, dated July 17, 1972 are hereby rescinded, and in their place substituted the following, or if such rescission is untenable, that those respective resolutions are hereby corrected and amended to read as follows:

**Ayes: Council President Fagnoli and Councilmen Addison, Almagno, Cirelli, Dillon, Easton, Flynn, Griffin, Johnson, Lynch, Mansolillo, O'Connor, Paolino, Pearlman, Pennine, Petrosinelli, Salvatore, Snowden and Xavier—19.**

*Resolved*, That His Honor, the Mayor, is hereby authorized to execute a deed of conveyance to Marie DeLuca and 111 Plain Street Medical Building, Inc., as nominees of John P. Bourcier of Johnston, Rhode Island, of that certain lot or parcel of land, comprising an area of 12,000 square feet, with all buildings and improvements thereon located at 111 Plain Street; being also Lot 518 on City Assessor's Plat 23 in accordance with accompanying plan entitled "*Providence, R. I. P. W. Dept. Engineering Office of City Property Section Plan No. 063277, dated May 13, 1969*" for the sum of *Twelve Thousand Dollars (\$12,000.00)*;

**Absent: Councilman Boyle, Councilwoman Brassil, Councilmen Cola, Farmer, Glavin, Moise and Stravato—7.**

**The motion for Passage is Sustained.**

**COUNCILMAN HARRY A. JOHNSON, Chairman  
COMMITTEE ON CITY PROPERTY**

**Transmits the following with Recommendation the Same be Severally Adopted:**

Resolution Authorizing His Honor the Mayor to Enter into a Lease Agreement with Harborside Park for Land located at Fields Point, Lot 288 on City Assessor's Plat 56, subject to such

terms and condition to be negotiated by the City Solicitor and Harborside Park with a Price subject to approval of the City Property Committee.

**COUNCIL PRESIDENT FARGNOLI declares the Council Stand at Ease at 9:35 o'clock P.M. (E.S.T.) Until the Call of the Chair.**

**RECONVENTION**

**COUNCIL PRESIDENT FARGNOLI Re-opens the Council at 9:40 o'clock P.M. (E.S.T.) and Directs the Clerk to Call the Roll to Ascertain if there is a Quorum Present:**

**Present: Council President Fagnoli and Councilmen Addison, Almagno, Cirelli, Dil-**

**lon, Easton, Flynn, Griffin, Johnson, Lynch, Mansolillo, O'Connor, Paolino, Pearlman, Pennine, Petrosinelli, Salvatore, Snowden, and Xavier—19.**

**Absent: Councilman Boyle, Councilwoman, Brassil, Councilmen Cola, Farmer, Glavin, Moise and Stravato—7.**

**COUNCILMAN JOHNSON** moves the Resolution be amended by inserting in the fifth line following the words, "City Solicitor," the following "the City Property Committee," and in the same line following the word "with" add "terms and conditions subject to approval of the City Council" and the words "a price subject to approval of the City Property Committee" be deleted.

This motion being seconded by **COUNCILMAN FLYNN** is Put to Vote and Passed.

*Resolved*, That His Honor the Mayor is hereby authorized to enter into a Lease Agreement with Harborside Park for Land located at Fields Point, Lot 288, on City Assessor's Plat 56 subject to such terms and conditions to be negotiated by the City Solicitor, the City Property Committee and Harborside Park with terms and conditions subject to approval of the City Council.

The Resolution is thereupon Read and

Passed as Amended, on motion of **COUNCILMAN JOHNSON**, seconded by **COUNCILMEN MANSOLILLO** and **ALMAGNO** by the following Roll Call Vote:

**Ayes:** Council President Fagnoli and Councilmen Addison, Almagno, Cirelli, Dillon, Easton, Flynn, Griffin, Johnson, Lynch, Mansolillo, O'Connor, Paolino, Pearlman, Pennine, Petrosinelli, Salvatore, Snowden and Xavier—19.

**Absent:** Councilman Boyle, Councilwoman Brassil, Councilmen Cola, Farmer, Glavin, Moise and Stravato—7.

The motion for Passage as Amended is Sustained.

## REPORTS

### FROM THE DEPARTMENT OF PLANNING AND URBAN DEVELOPMENT:

Annual Report for the Period Ended June 30, 1979.

Received.

### FROM THE DEPUTY PORT DIRECTOR:

Report for the Month of January, 1980.

Received.

## FROM THE CLERK'S DESK

**Petitions for Compensation for Injuries and damages; viz:**

Aldrich Williams and Earl Jones

Canton Realty Company, Inc.

Henry Coakley

Salvatore Fazio, Jr.

Rose Frechette

General Accident Insurance Co., as subrogee of  
Raymond Doyle

Liberty Mutual Insurance Co., as subrogee of  
Adam L. Spellman

Arthur E. Patton, Jr.

**Severally Referred to Committee on Claims and Pending Suits, on motion of COUNCILMAN ADDISON, seconded by COUNCILMAN FLYNN.**

**The motion to Refer is Sustained.**

## PRESENTATION OF RESOLUTIONS

### "In Congratulations"

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

Resolutions Extending Congratulations to the Following:

Save the Bay, Inc., Upon the Celebration of their Tenth Anniversary.

Robert L. Clark, in recognition for an "Act of Valor" in his pursuit of a Hit and Run Driver and His Aiding in the Apprehension of Same.

Eva Belle Carter, Upon the Celebration of Her Ninety-Second Birthday on March 23, 1980.

Mt. Pleasant High School, upon Winning the Rhode Island Schoolboy Basketball Championship.

Martin T. Byrne, President of the Providence Central Federated Council of the A.F.L.-C.I.O. Upon being Named Labor Consultant to the U.S. Secretary of Transportation.

The Special Committee on St. Patrick's Day, 1980, in recognition of their Fine Achievement in Making the Celebration and Parade Held Saturday, March 15, 1980 a Success.

Senator John O. Pastore, Upon the Celebration of his Seventy-Third Birthday on Monday, March 17, 1980.

William M. Newsom, Upon the Celebration of His Eightieth Birthday.

Al "Tootsie" Thompson, Upon being Inducted into the New York Amateur Softball Association's Hall of Fame on March 28, 1980

Peter H. McDowell, Upon his Appointment as a Sergeant in the Providence County Sheriff's Department.

on motion of COUNCILMAN ADDISON, seconded by COUNCILMAN FLYNN.

Severally Read and Collectively Passed,

The motion for Passage is Sustained.

## PRESENTATION OF RESOLUTIONS

### "In Memoriam"

COUNCIL PRESIDENT FARGNOLI and the MEMBERS OF THE CITY COUNCIL:

Resolutions Extending the Sympathy of the Members of the City Council to the Families of the following Decedents:

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

Leela Gainsburg

Kathleen Laboissonniere

Stephen M. Beck

Dr. Herbert H. Myers

Edith Ann Conca

Rose M. Jenkins

Gertrude Feldman

Anna S. Koret

Etta Brier

Harold S. Greenfeld

Dawn E. Robillard

Louis Piscione

Adeline Ginolfi

Helen Allen

David Dillon

Theresa Petrarca

Lawrence J. Hardy

Maria DelSanto

Samuel Jacobs

Agnes E. McNamara

Bernard I. Fain

Pasquale DeTora

Carmine A. Colaluca

Robert N. Ruthaford

Bernard E. Patton

William F. Healey

John S. Degaitas

John M. Scanlan

Antonio Avarista

Severally Read and Collectively Passed,  
by a Unanimous Rising Vote, on motion of

COUNCILMAN ADDISON, seconded by  
COUNCILMAN FLYNN.

The motion for Passage is Sustained.

On motion of COUNCILMAN ADDISON,  
seconded by COUNCILMAN FLYNN it is  
voted to suspend Rule 2 of the Rules of the  
City Council in order to Allow the Council  
to meet on a Day Other than Provided in  
Said Rule 2.

## ADJOURNMENT

There being no further business, on  
motion of COUNCILMAN ADDISON, sec-  
onded by COUNCILMAN FLYNN, the City  
Council adjourns at 9:50 o'clock P.M.  
(E.S.T.) to meet again on WEDNESDAY,  
APRIL 2, 1980, at 8:00 o'clock P.M. (E.S.T.).

*Rose M. Mendonca*  
City Clerk



March 20]

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[1980

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