

RESOLUTION OF THE CITY COUNCIL

No. 563

Approved October 4, 2002

WHEREAS, The Housing Authority of the City of Providence, Rhode Island has determined that it has a need for a new Facilities Management Building, a new Community Center and additional recreational facilities to improve housing and living conditions at its Hartford Park Development, and

WHEREAS, The Housing Authority of the City of Providence, Rhode Island lacks sufficient land within said Development in which to build a new Facilities Management Building, a new Community Center and additional recreational facilities, and

WHEREAS, The City of Providence owns land known as Lot 393 on Assessor's Plat Map No. 107 adjacent to said Development which is in part vacant and in part used as a playground, and

WHEREAS, The City is authorized pursuant to R.I.G.L. §45-25-24 to cooperate in projects of the Housing Authority and to exercise various special powers for that purpose notwithstanding any other laws to the contrary, and

WHEREAS, Said land shall be useful and beneficial to the City and Housing Authority's efforts to modernize and improve public housing developments in the City of Providence and will result in additional recreational facilities for residents.

NOW, THEREFORE, BE IT RESOLVED, That His Honor the Mayor convey by Quitclaim Deed Lot 393 on Assessor's Plat Map No. 107 to The Housing Authority of the City of Providence, Rhode Island for the purpose of constructing a new Facilities Management Building, a new Community Center and additional recreational facilities, more specifically, a new water park and playground to be designed by the City of Providence Department of Public Parks, and all costs paid by the Providence Housing Authority, which will improve the housing and living conditions at its Hartford Park Development. The City Councilman of the 7th Ward will have the right to name the water park and playground.

AND BE IT FURTHER RESOLVED, That the Housing Authority of the City of Providence must begin construction of the new Facilities Management Building, a new Community Center and additional recreational facilities, more specifically, a new water park and playground within One (1) Year of the transfer of land. If the Housing Authority of the City of Providence fails to begin construction of the above within One (1) Year of transfer, the transferred property will automatically revert back to the City of Providence. All the above will be added to the Quitclaim Deed.

IN CITY COUNCIL
OCT 3 2002
READ AND PASSED

Barbara A. Young
PRES. ACTING

Michael R. Clement
CLERK

APPROVED

John J. Lombardi
OCT 04 2002

MAYOR

IN CITY COUNCIL
[JUL] FIRST READING
REFERRED TO COMMITTEE ON
CITY PROPERTY
Michael R. Clement

THE COMMITTEE ON
CITY PROPERTY
Approves Passage of
The Within Resolution
Michael R. Clement

9-17-02

Councilman Iglizzi (By Request)

APPROVED
[Signature]
MAYOR

Division(s): Council

Project(s): ALL PROJECTS

Sorted by: Division, Project, CAR #

CLOSED CARs Included; CAR #5717

CA List for Project: CAR

Division: Council

CA# 5717 Information

Description: Councilman called and asked me to call Mark from Providence Housing Authority. He wasn't sure what he need but had a message from him.

Assigned to: Ingram, Felicia D.

Phone: (401) 521-7477 Ext.:

Priority: Standard

Status: Work in Progress

Originator: Ingram, Felicia D.

Constituen

Phone:

Ext.:

Date Opened: 05/22/2002

Est Date: 05/29/2002

FAX:

Date Closed:

Address:

Last Activity: 05/29/2002

Est Time:

Total Time:

Remaining Time:

Category: Council Member

Reason Opened: Information Request

Severity: 07

Activity: Perform Other Work

Scheduled:

Performed: 05/29/2002

Responsible Person: Felicia D. Ingram

Participant(s):

Activity Summary: I gave this to Rita to ask Councilman if this should go over to city clerks.

Activity: Perform Other Work

Scheduled:

Performed: 05/29/2002

Responsible Person: Felicia D. Ingram

Participant(s):

Activity Summary: I emailed Councilman yesterday with the info about Mark

Activity: Perform Other Work

Scheduled:

Performed: 05/29/2002

Responsible Person: Felicia D. Ingram

Participant(s):

Activity Summary: Mark came by the office yesterday and dropped of the letter regarding the Resolutions and also samples of the letters on disk. Wanted to know if it could be done before Friday because this is the last day to put in for the next meeting.

Activity: Perform Other Work

Scheduled:

Performed: 05/23/2002

Responsible Person: Felicia D. Ingram

Participant(s):

Activity Summary: Mark called back yesterday and said that he was going to call Charles Mansolillo in the Law Dept. to ask him what needed to be done and was also going to put something in writing to Councilman about this.

Activity: Perform Other Work

Scheduled:

Performed: 05/22/2002

Responsible Person: Felicia D. Ingram

Participant(s):

Activity Summary: I left Councilman a message on his phone.

Division(s): **Council**Project(s): **ALL PROJECTS**Sorted by: **Division, Project, CAR #****CLOSED CARs Included; CAR #5717**

Activity: Perform Other Work	Scheduled:	Performed: 05/22/2002
Responsible Person: Felicia D. Ingram	Participant(s):	
Activity Summary: Mark called back and said that Councilman wrote a letter to the Board of Park Commissioner's requesting that they transfer the land at 34 Laurel Hill Avenue over to Providence Housing Authority so they can build a multi-purpose bldg. there. He said that they need a resolution put thru for this to actually happen		
Activity: Perform Other Work	Scheduled:	Performed: 05/22/2002
Responsible Person: Felicia D. Ingram	Participant(s):	
Activity Summary: Mark called me back and said that he was stepping away from his desk. Call him back at 10:30		
Activity: Initiate Work	Scheduled:	Performed: 05/22/2002
Responsible Person: Felicia D. Ingram	Participant(s):	
Activity Summary: I called Providence Housing Authority (751-6400) and was transferred to ext. 1141. Mark wasn't available so I left him a message to call me.		
Project: CAR		Total number of items per project: 1



PROVIDENCE HOUSING AUTHORITY

100 BROAD STREET

PROVIDENCE, R.I. 02903-4129

THOMAS J. ANTON
CHAIRMAN

STEPHEN J. O'ROURKE
EXECUTIVE DIRECTOR

DOMENIC V. SCHIANO
DEPUTY DIRECTOR

May 27, 2002

Honorable John Igliozi
Providence City Council
25 Dorrance Street
Providence, RI 02903

Subject: Introduction of City Council Resolutions

Dear Councilman Igliozi:

Thank you for your letter to the Board of Park Commissioners relative to the transfer of the City's Laurel Hill Avenue Park, located on the corner of Laurel Hill Avenue and Syracuse Street, to the Housing Authority for development of a new Facilities Management Building and a new Community Center. It is my understanding that the Board recently approved your request at one of its meetings. In order for the transfer to actually occur however, the City Council must pass a resolution to effectuate the transfer of lot (A.P. 107, Lot 393) and also a resolution to abandon a portion of Syracuse Street to the Authority. Therefore, on behalf of the Authority, I respectfully request that you introduce to the City Council and support the enclosed two resolutions prepared by our General Counsel.

Please take note that plans for the site and the new facilities have progressed rapidly and construction can be expected to begin immediately following the Authority's acquisition of the additional land needed for this project. Thus, in order to expedite the process of transferring Lot 393 to the Authority, our legal counsel has suggested that rather than regard the transfer of the land as a sale subject to the provision of the City Charter (i.e. subject to public bidding or to be transferred to the Providence Redevelopment Authority) it should be regarded as a donation of land from the City to the Authority. This suggestion is based on the fact that the Charter does not specifically prohibit such dispositions and, more importantly, it is based on the fact that R.I.G.L. §45-25-24 (copy attached) specifically authorizes state public bodies to cooperate in projects and to exercise various special powers for that purpose notwithstanding any other laws to the contrary. Included in the powers enumerated in the Statute are the powers to convey land, with or without consideration, appraisal, public notice, advertisement or public bidding.

Honorable John Iglizio

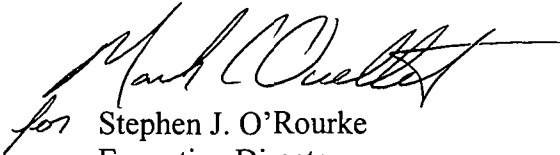
May 27, 2002

Page 2

Also, it has come to my attention that most of Syracuse Street was actually acquired by the Housing Authority in 1950 by eminent domain but that the City did not formally abandon it when it abandoned the other streets included in the project (CC Res. No. 545). Thus, in order to rectify this expeditiously, rather than following the usual process for abandonment of streets, please exercise the powers authorized by our Cooperative Agreement with the City dated July 31, 1981 (copy also attached) and said Statute. Both provide for the City to 'vacate such streets, roads ... and convey without charge to the Local Authority such interest as the Municipality may have in such vacated area...'. Accordingly, your support and assistance in obtaining the Council's approval of both of these Resolutions will greatly facilitate the timely construction of the planned improvements.

Thank you in advance for your assistance and consideration in this matter.

Sincerely,


for Stephen J. O'Rourke
Executive Director

SJO/MCO/mo
Enclosures

CC: Hon. Robert Clarkin, Hon. Balbina Young, Charles Mansolillo, Esq.

No. 545. Resolution Ordering That Portions of City View Parkway, Root Street, Laurel Hill Avenue, Privet Street, Mangrove Street, Seneca Street, Dewey Street, Dixwell Street, Cleveland Street, Be Abandoned as Public Highways.

(Approved July 9, 1951.)

RESOLVED, DECREED AND ORDERED, That those portions of City View parkway from the range of the easterly line of Flower street to Hartford avenue; Root street from Hartford avenue to City View parkway; Laurel Hill avenue from Hartford avenue to City View parkway; Privet street from Hartford avenue to City View parkway; Mangrove street from the southerly portion of City View parkway to the northerly portion of City View parkway; Seneca street from Hartford avenue to Cleveland street; Dewey street from Hartford avenue to a point one hundred (100) feet southerly from Cleveland street; Dixwell street from Hartford avenue to Cleveland street; Cleveland street from Etna street to the angle about one hundred twenty (120) feet westerly from Seneca street, all shown as shaded areas on the accompanying plans entitled "Providence, R. I., P. W. Dept.—Engineering Office, City Property Section, Plan Nos. 060310 and 060311, Dated February 26, 1951, Sheets 1 and 2", have ceased to be useful to the public and the same are abandoned as highways and the damage to the abutters is appraised at nothing and so awarded and it is further

ORDERED, That the Superintendent of Street Signs and Numbers be and he is hereby directed to cause a sign to be placed at each end of City View parkway, Root street, Laurel Hill avenue, Privet street, Mangrove street, Seneca street, Dewey street, Dixwell street and Cleveland street abandoned as aforesaid, having thereon the words "Not a Public Highway" and it is further

ORDERED, That after the entry of this order or decree the City Clerk shall cause a notice thereof to be published in a newspaper, published in the County of Providence, at least once each

order or decree the published in a news-
ce, at least once each
urther and personal
t upon every owner
pinwall court which
ide within this State.

a Portion of Oak
esterly Termina-
ghway.

the portion of Oak
mination, shown as
-C-D on the accom-
W. Dept.—Engi-
No. 060353, Dated
the public and the
age to the abutters
it is further

et Signs and Num-
sign to be placed
s aforesaid having
and it is further

der or decree the
blished in a news-
at least once each
her and personal
upon every owner
street which has
n this State.

COOPERATION AGREEMENT

This Agreement entered into this 31st day of July, 1981, by and between THE HOUSING AUTHORITY OF THE CITY OF PROVIDENCE, RHODE ISLAND (herein called the "Local Authority") and the City of Providence, Rhode Island (herein called the "Municipality"), witnesseth:

In consideration of the mutual covenants hereinafter set forth, the parties hereto do agree as follows:

* The terms "Public Housing Administration" and "PHA" shall also mean the United States of America, Department of Housing and Urban Development, Housing Assistance Administration, and "HUD".

* 1. Whenever used in this Agreement:

(a) The term "Project" shall mean any low-rent housing hereafter developed as an entity by the Local Authority with financial assistance of the Public Housing Administration (herein called the "PHA"): excluding, however, any low-rent housing project covered by a contract for loans and annual contributions entered into between the Local Authority and the PHA, or its predecessor agencies, prior to the date of this Agreement.

(b) The term "Taxing Body" shall mean the State or any Political subdivision or taxing unit thereof in which a Project is situated and which would have authority to assess or levy real or personal property taxes or to certify such taxes to a taxing body or public officer to be levied for its use and benefit with respect to a Project if it were not exempt from taxation.

(c) The term "Shelter Rent" shall mean the total of all charges to all tenants of a Project for dwelling rents and nondwelling rents (excluding all other income of such Project), less the cost to the Local Authority of all dwelling and nondwelling utilities.

(d) The term "Slum" shall mean any area where dwellings predominate which, by reason of dilapidation, overcrowding, faulty arrangement or design, lack of ventilation, light or sanitation facilities, or any combination of these factors, are detrimental to safety, health, or morals.

2. The Local Authority shall endeavor (a) to secure a contract or contracts with the PHA for loans and annual contributions covering one or more Projects comprising approximately 3,000 units of low-rent housing and (b) to develop and administer such Project or Projects, each of which shall be located within the corporate limits of the Municipality. The obligations of the parties hereto shall apply to each such Project.

3. (a) Under the constitution and statutes of the State of Rhode Island, all Projects are exempt from all real and personal property taxes levied or imposed by any Taxing Body, with respect to any Project, so long as either (i) such Project is owned by a public body or governmental agency and is used for low-rent housing purposes, or (ii) if any contract between the

Local Authority and the PHA for loans or annual contributions, or both, in connection with such Project remains in force and effect, or (iii) any bonds issued in connection with such Project or any monies due to the PHA in connection with such Project remain unpaid, whichever period is the longest, the Municipality agrees that it will not levy or impose any real or personal property taxes or special assessments upon such Project or upon the Local Authority with respect thereto. During such period, the Local Authority shall make annual payments (herein called "Payments in Lieu of Taxes") in lieu of such taxes and special assessments and in payment for the public services and facilities furnished from time to time without other cost or charge for or with respect to such Project.

(b) Each such annual Payment in Lieu of Taxes shall be made after the end of the fiscal year established for such Project, and shall be in an amount equal to either (i) five percent (5%) of the Shelter Rent charged by the Local Authority in respect to such Project during such fiscal year, or (ii) the amount permitted to be paid by applicable State law in effect on the date such payment is made, whichever amount is the lower.

(c) The Municipality shall distribute the Payments in Lieu of Taxes among the Taxing Bodies in the proportion which the real property taxes which would have been paid to each Taxing Body for such year if the Project were not exempt from taxation bears to the total real property taxes which would have been paid to all of the Taxing Bodies for such year if the Project were not exempt from taxation; Provided, however, that no payment for any year shall be made to any Taxing Body in excess of the amount of the real property taxes which would have been paid to such Taxing Body for such year if the Project were not exempt from taxation.

(d) Upon failure of the Local Authority to make any Payment in Lieu of Taxes, no lien against any Project or assets of the Local Authority shall attach, nor shall any interest or penalties accrue or attach on account thereof.

4. The Municipality agrees that, subsequent to the date of initiation (as defined in the United States Housing Act of 1937, as amended) of each Project and within five years after the completion thereof, or such further period as may be approved by the PHA, there has been or will be elimination (as approved by the PHA) by demolition, condemnation, effective closing, or compulsory repair or improvement, of unsafe or insanitary dwelling units situated in the locality or metropolitan area in which such Project is located, substantially equal in number to the number of newly constructed dwelling units provided by such Project; Provided, That, where more than one family is living in an unsafe or insanitary dwelling unit, the elimination of such unit shall count as the elimination of units equal to the number of units equal to the number of families accommodated therein; and Provided, further, That this paragraph 4 shall not apply in the case of (i) any Project developed on the site of a Slum cleared subsequent to July 15, 1949, and that the dwelling units eliminated by the clearance of the site of such Project shall not be counted as elimination for any other Project or any other low-rent housing project, or (ii) any Project located in a rural nonfarm area.

5. During the period commencing with the date of the acquisition of any part of the site or sites of any Project and continuing so long as either (i) such Project is owned by a public body or governmental agency and is used for low-rent housing purposes, or (ii) any contract between the Local Authority and the PHA for loans or annual contributions, or both, in connection with such Project remains in force and effect, or (iii) any bonds issued in connection with such Project or any monies due to the PHA in connection with such Project remain unpaid, whichever period is the longest, the Municipality without cost or charge to the Local Authority or the tenants of such Project (other than the Payments in Lieu of Taxes) shall:

(a) Furnish or cause to be furnished to the Local Authority and the tenants of such Project public services and facilities of the same character and to the same extent as are furnished from time to time without cost or charge to other dwellings and inhabitants in the Municipality;

(b) Vacate such streets, roads, and alleys within the area of such Project as may be necessary in the development thereof, and convey without charge to the Local Authority such interest as the Municipality may have in such vacated area; and, insofar as it is lawfully able to do so without cost or expense to the Local Authority or to the Municipality may have in such vacated areas; and, insofar as it is lawfully able to do so without cost or expense to the Local Authority or to the Municipality, cause to be removed from such vacated areas, insofar as it may be necessary, all public or private utility lines and equipment;

(c) Insofar as the Municipality may lawfully do so, (i) grant such deviations from the building code of the Municipality as are reasonable and necessary to promote economy and efficiency in the development and administration of such Project, and at the same time safeguard health and surrounding territory of such Project as are reasonable and necessary for the development and protection of such Project and the surrounding territory;

(d) Accept grants of easements necessary for the development of such Project; and

(e) Cooperate with the Local Authority by such other lawful action or ways as the Municipality and the Local Authority may find necessary in connection with the development and administration of such Project.

6. In respect to any Project the Municipality further agrees that within a reasonable time after receipt of a written request therefor from the Local Authority

(a) It will accept the dedication of all interior streets, roads, alleys, and adjacent sidewalks within the area of such Project, together with all storm and sanitary sewer mains in such dedicated areas, after the Local Authority, at its own expense, has completed the grading, improvement, paving, and installation thereof in accordance with specifications acceptable to the Municipality;

(b) It will accept necessary dedications of land for, and will grade, improve, pave, and provide sidewalks for all streets bounding such Project or necessary to provide adequate access thereto (in consideration whereof the Local Authority shall pay to the Municipality

pality such amount as would be assessed against the Project site for such work if such site were privately owned); and

(c) It will provide, or cause to be provided, water mains, and storm and sanitary sewer mains, leading to such Project and serving the bounding streets thereof (in consideration whereof the Local Authority shall pay to the Municipality such amount as would be assessed against the Project site for such work if such site were privately owned).

7. If by reason of the Municipality's failure or refusal to furnish or cause to be furnished any public services or facilities which it has agreed hereunder to furnish or to cause to be furnished to the Local Authority or to the tenants of any Project, the Local Authority incurs any expense to obtain such services or facilities then the Local Authority may deduct the amount of such expense from any Payments in Lieu of Taxes due or to become due to the Municipality in respect to any Project or any other low-rent housing projects owned or operated by the Local Authority.
8. No Cooperation Agreement heretofore entered into between the Municipality and the Local Authority shall be construed to apply to any Project covered by this Agreement.
9. So long as any contract between the Local Authority and the PHA for loans (including preliminary loans) or annual contributions, or both, in connection with any Project remains in force and effect, or so long as any connection with any Project remain unpaid, this Agreement shall not be abrogated, changed, or modified without the consent of the PHA. The privileges and obligations of the Municipality hereunder shall remain in full force and effect with respect to each Project so long as the beneficial title to such Project is held by the Local Authority or by any other public body or governmental agency, including the PHA, authorized by law to engage in the development or administration of low-rent housing projects. If at any time the beneficial title to, or possession of, any Project is held by such other public body or governmental agency, including the PHA, the provisions hereof shall inure to the agency, including the PHA.

IN WITNESS WHEREOF the Municipality and the Local Authority have respectfully signed this Agreement and caused their seals to be affixed and attested as of the day and year first above written.

(SEAL)

(Corporate Name of Municipality)

By Vincent A. Cunniff
MAYOR (Title)

Attest:

Margaret M. McLachlan
(Title) Notary Public
(SEAL)

THE HOUSING AUTHORITY OF THE CITY
OF PROVIDENCE, RHODE ISLAND

(Corporate Name of Local Authority)

By Roscoe Samways
Chairman

Attest:

Ronald M. Samways
(Title) Notary Public

week for three successive weeks and a further and personal notice shall be served by the City Sergeant upon every owner of land abutting upon those parts of City View parkway, Root street, Laurel Hill avenue, Privet street, Mangrove street, Seneca street, Dewey street, Dixwell street and Cleveland street which have been abandoned, who is known to reside within this State.

No. 546. Resolution Ordering That, That Certain Triangular Parcel of Land Situated at the Corner of East Street and Tockwotton Street, Be Declared a Public Highway.

(Approved July 9, 1951.)

RESOLVED, DECREED AND ORDERED, That, that certain triangular parcel of land situated at the northeasterly corner of East street and Tockwotton street (Washington Bridge approach) shown as shaded area and designated by the letters A-B-C on the accompanying plan entitled "Providence, R. I., P. W. Dept.—Engineering Office, City Property Section, Plan No. 060338, Dated April 9, 1951," is hereby declared a public highway, the same having been quietly, peaceably and actually used and improved and considered as a public highway for a space of twenty years.

No. 547. Resolution Ordering That, That Certain Triangular Parcel of Land Situated at the Corner of Hope and Olney Streets, Be Declared a Public Highway.

(Approved July 9, 1951.)

RESOLVED, DECREED AND ORDERED, That, that certain triangular parcel of land situated at the northeasterly corner of Hope and Olney streets, shown as shaded area and designated



PROVIDENCE HOUSING AUTHORITY

100 BROAD STREET
PROVIDENCE, R.I. 02903-4129

THOMAS J. ANTON
CHAIRMAN

STEPHEN J. O'ROURKE
EXECUTIVE DIRECTOR

DOMENIC V. SCHIANO
DEPUTY DIRECTOR

May 23, 2002

Honorable John Igliozi
C/o City Clerk
Providence City Hall
25 Dorrance Street
Providence, RI 02903

Subject: Quit-Claim Deed for Land Transfer

Dear Councilman Igliozi:

In accordance with the instructions of the City Property Committee, enclosed for your consideration and approval is a draft of the Quit-Claim Deed to be used to transfer the Laurel Hill Avenue Park land to the Housing Authority. Note that the transfer is subject to the terms and conditions of the final resolution approved by the Council. We are in the process of finalizing the anticipated budget and construction schedule for the water-park and new community center and will advise you of same prior to the Council meeting on October 3, 2002.

Thank you in advance for your assistance and consideration in this matter.

Sincerely,

Mark C. Ouellet
General Counsel

MCO/mo
Enclosure

CC: Hon. Balbina Young, City Clerk

QUIT-CLAIM DEED

KNOW ALL MEN BY THESE PRESENTS that the Acting-Mayor, John J. Lombardi, of the CITY OF PROVIDENCE, a municipal corporation created by the General Assembly of the State of Rhode Island, of the County of Providence, State of Rhode Island, for consideration paid, does hereby grant to THE HOUSING AUTHORITY OF THE CITY OF PROVIDENCE, RHODE ISLAND, a public body, a body corporate and a body politic, of 100 Broad Street, City of Providence, State of Rhode Island, with

QUIT-CLAIM COVENANTS:

That certain lot or parcel of land with all the buildings and improvements thereon, situated on Laurel Hill Avenue in the City of Providence, County of Providence, State of Rhode Island and as more fully described in Exhibit A attached hereto and incorporated by reference.

Consideration is such that no revenue stamps, withholding and smoke detector/carbon monoxide certification is required.

Said conveyance is authorized by and is subject to the terms of the resolution of the City Council of the City of Providence, State of Rhode Island, approved on October ____, 2002 (#____).

John J. Lombardi, Acting-Mayor

STATE OF RHODE ISLAND
PROVIDENCE, SC.

In Providence, in said County on the ____ day of October, 2002 before me personally appeared the above named John J. Lombardi, Acting-Mayor of the City of Providence, Rhode Island, known and known to me to be the person executing the foregoing instrument, and he acknowledged said instrument by him executed to be his free act and deed individually and in said capacity and the free act and deed of the City of Providence, Rhode Island.

NOTARY PUBLIC/
My commission expires:

RETURN TO:

Providence Housing Authority
100 Broad Street
Providence, RI 02903

Mr. Michael Clement
City Clerk
Providence City Hall
Twenty Five Dorrance Street
Providence, RI 02903

RE: Donation of Land to Providence Housing Authority

Dear Mr. Clement:

Please be advised that I am requesting that two Resolutions be presented to the Providence City Council regarding the following:

1) That the Providence City Council give authorization to His Honor the Mayor to donate and transfer the City's interest in certain land bordering Providence Housing Authority's Hartford Park Development, to the Housing Authority. The land is known as Laurel Hill Avenue Park, located on the corner of Laurel Hill Avenue and Syracuse Street, and is to be used by the Housing Authority to develop a new Facilities Management Building and a new Community Center.

2) That the Providence City Council abandon and close a portion of Syracuse Street previously acquired in 1950 by the Housing Authority in order to allow the Authority to develop a new Facilities Management Building and a new Community Center at its Hartford Park Development.

Thank you for your consideration, and if there are any questions concerning these matters, please contact me.

Sincerely,

John Igliozi
Councilman

Jl/MCO/mo
Enclosures

cc: Councilman Robert M. Clarkin, Councilwoman Balbina Young, PHA

Mr. Michael Clement
City Clerk
Providence City Hall
Twenty Five Dorrance Street
Providence, RI 02903

RE: Donation of Land to Providence Housing Authority

Dear Mr. Clement:

Please be advised that I am requesting that two Resolutions be presented to the Providence City Council regarding the following:

1) That the Providence City Council give authorization to His Honor the Mayor to donate and transfer the City's interest in certain land bordering Providence Housing Authority's Hartford Park Development, to the Housing Authority. The land is known as Laurel Hill Avenue Park, located on the corner of Laurel Hill Avenue and Syracuse Street, and is to be used by the Housing Authority to develop a new Facilities Management Building and a new Community Center.

2) That the Providence City Council abandon and close a portion of Syracuse Street previously acquired in 1950 by the Housing Authority in order to allow the Authority to develop a new Facilities Management Building and a new Community Center at its Hartford Park Development.

Thank you for your consideration, and if there are any questions concerning these matters, please contact me.

Sincerely,

John Igliozi
Councilman

Jl/MCO/mo
Enclosures

cc: Councilman Robert M. Clarkin, Councilwoman Balbina Young, PHA

WHEREAS, The Housing Authority of the City of Providence, Rhode Island has determined that it has a need for a new Facilities Management Building, a new Community Center and additional recreational facilities to improve housing and living conditions at its Hartford Park Development; and,

WHEREAS, The Housing Authority of the City of Providence, Rhode Island lacks sufficient land within said Development in which to build a new Facilities Management Building, a new Community Center and additional recreational facilities; and,

WHEREAS, the City of Providence owns land known as Lot 393 on Assessor's Plat Map No. 107 adjacent to said Development which is in part vacant and in part used as a playground; and,

WHEREAS, the City is authorized pursuant to R.I.G.L. §45-25-24 to cooperate in projects of the Housing Authority and to exercise various special powers for that purpose notwithstanding any other laws to the contrary; and,

WHEREAS, said land shall be useful and beneficial to the City and Housing Authority's efforts to modernize and improve public housing developments in the City of Providence and will result in additional recreational facilities for residents,

IT IS HEREBY:

RESOLVED, That His Honor the Mayor convey by Quitclaim Deed Lot 393 on Assessor's Plat Map No. 107 to The Housing Authority of the City of Providence, Rhode Island for the purpose of constructing a new Facilities Management Building, a new Community Center and additional recreational facilities to improve housing and living conditions at its Hartford Park Development.

45-25-24. Power of state public bodies to cooperate in projects.

For the purpose of aiding and cooperating in the planning, undertaking, construction, or operation of housing projects located within the area in which it is authorized to act, any state public body may upon such terms, with or without consideration, as it may determine:

- (a) Dedicate, release, sell, convey or lease any of its interest in any property, or grant easements, licenses, or any other rights or privileges therein to a housing authority or the federal government;
- (b) Cause parks, playgrounds, recreational, community, educational, water, sewer or drainage facilities, or any other works which it is otherwise empowered to undertake, to be furnished adjacent to or in connection with housing projects;
- (c) Furnish, dedicate, close, pave, install, grade, regrade, plan or replan streets, roads, roadways, alleys, sidewalks, or other places which it is otherwise empowered to undertake;
- (d) Plan or replan, zone or rezone any part of the state public body; make exceptions from building regulations and ordinances; any city also may change its map;
- (e) Cause services to be furnished to the housing authority of the character which the state public body is otherwise empowered to furnish;
- (f) Enter into agreements with respect to the exercise by the state public body of its powers relating to the repair, elimination or closing of unsafe, unsanitary, or unfit dwellings;
- (g) Employ (notwithstanding the provisions of any other law) any funds belonging to or within the control of the state public body, including funds derived from the sale or furnishing of property or facilities to a housing authority, in the purchase of the bonds or other obligations of a housing authority; and exercise all the rights of any holder of those bonds or other obligations;
- (h) Appropriate money for the use of a local housing authority;
- (i) Do any and all things, necessary or convenient to aid and cooperate in the planning, undertaking, construction, or operation of housing projects;
- (j) Incur the entire expense of any public improvements made by the state public body in exercising the powers granted in this chapter; and
- (k) Enter into agreements (which may extend over any period, notwithstanding any provision or rule of law to the contrary), with a housing authority, respecting action to be taken by the state public body pursuant to any of the powers granted by this chapter. If at any time title to, or possession of, any project is held by any public body or governmental agency authorized by law to engage in the development or administration of low rent housing or slum clearance projects, including any agency or instrumentality of the United States of America, the provisions of the agreements shall inure to the benefit of and may be enforced by the public body or governmental agency. Any sale, conveyance, lease, or agreement provided for in this section, may be made by a state public body without appraisal, public notice, advertisement, or public bidding, notwithstanding any other laws to the contrary.

45-25-25. Loans by city to authority.

Any city in which a housing authority has been created, shall have the power, from time to time, to lend or donate money to the authority or to agree to take such action. The housing authority, when it has money available therefor, shall make reimbursements for all such loans made to it.

45-25-26. Resolution for action by state public body.

The exercise by a state public body of the powers herein granted may be authorized by resolution of the governing body of a state public body adopted by a majority of the members of its governing body present at a meeting of the governing body, which resolution may be adopted at the meeting at which the resolution is introduced. The resolution or resolutions shall take effect immediately and need not be laid over or published or posted.

46-26-27. Powers supplemental.

The powers conferred by 45-25-16 - 45-25-19, inclusive, and 45-25-24 - 45-25-26, inclusive, shall be in addition and supplemental to the powers conferred by any other law.

WHEREAS, pursuant to the Public Laws of Rhode Island and in accordance with an instrument recorded in the Office of Land Evidence Records for the City of Providence on December 29, 1950 at 2:01 p.m. in Book 977 at Page 235, The Housing Authority of the City of Providence, Rhode Island condemned and acquired certain land by eminent domain in and from the City of Providence for the Hartford Park Project; and,

WHEREAS, the City Council of the City of Providence did on July 9, 1951 approve Resolution No. 545 wherein certain streets comprising portions of the land acquired by The Housing Authority of the City of Providence, Rhode Island were abandoned as public highways; and

WHEREAS, a portion of Syracuse Street was included in said taking by eminent domain by the Housing Authority but not included in the list of streets abandoned by said City Council Resolution; and,

WHEREAS, the City is authorized pursuant to its Cooperation Agreement with Housing Authority dated July 31, 1981 and pursuant to R.I.G.L. §45-25-24 to cooperate in projects of the Housing Authority and to exercise various special powers for that purpose notwithstanding any other laws to the contrary; and,

WHEREAS, said land has ceased to be useful to the public as a highway; and,

IT IS HEREBY:

RESOLVED, DECREED AND ORDERED, That only the portion of Syracuse Street described in the instrument recorded in the Office of Land Evidence Records for the City of Providence on December 29, 1950 at 2:01 p.m. in Book 977 at Page 235 by The Housing Authority of the City of Providence, Rhode Island has ceased to be useful to the public and the same is abandoned as a highway and the damage to the abutters is appraised at nothing and so awarded and it is further,

ORDERED, That said abandonment shall not apply to the remaining portion of Syracuse Street as shown on P.W. Dept. – Engineering Office Plan No. 063796 dated September 24, 1973, and it is further,

ORDERED, That the Superintendent of Street Signs and Numbers be and he is hereby directed to cause a sign to be placed at each end of the portion of Syracuse Street not abandoned as aforesaid, having thereon the words "Not a Public Highway" and it is further,

ORDERED, That after the entry of this order or decree the City Clerk shall cause a notice thereof to be published in a newspaper, published in the County of Providence, at least once each week for three successive weeks and a further and personal notice shall be served by the City Sargeant upon every owner of land abutting upon that part of Syracuse Street which has been abandoned, who is known to reside within this State.