

CITY OF PROVIDENCE
RHODE ISLAND



IN CITY COUNCIL
FEB 17 1977

APPROVED:

Robert J. Haxton
CERN

CITY COUNCIL

JOURNAL OF PROCEEDINGS

No. 59 City Council Regular Meeting, Thursday, February 3, 1977 8:00 P.M. (E.S.T.)

PRESIDING
COUNCIL PRESIDENT
ROBERT J. HAXTON

ROLL CALL

Present: Council President Haxton and Councilmen Addison, Almagno, Bradshaw, Councilwoman Brassil, Councilmen Cirelli, Fagnoli, Flynn, Glavin, Gorodetsky, Henries, Johnson, Lynch, McKiernan, Merola, Pearlman, Petrosinelli, Salvatore, Stravato, Tomasso, Turchetta, and Xavier—22.

Absent: Councilmen Ahern, Cola, Garan, and Mansolillo—4.

INVOCATION

The Invocation is given by COUNCILMAN
WILLIAM G. BRADSHAW.

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

COUNCILMAN LAURENCE K. FLYNN leads
the Members of the City Council and the As-
semblage in the Pledge of Allegiance to the Flag
of the United States of America.

APPROVAL OF RECORD

The Journal of Proceedings No. 58 of the Reg-
ular Meeting of the City Council held January
20, 1977 and Posted January 31, 1977 on that
Bulletin Board located on the Ground Floor of
the City Hall, is Approved as Printed, on motion
of COUNCILMAN LYNCH, seconded by COUN-
CILMEN ADDISON and FLYNN.

COMMUNICATION FROM HIS HONOR THE MAYOR

Communication, dated January 20, 1977, Informing the City Clerk of His Appointment of Karl S. Kritz to the Position of Deputy Director, Defense Civil Preparedness Agency.

Received.

ORDINANCES SECOND READING

The Following Ordinances Were in City Council January 20, 1977, Read and Passed the First Time and Are Returned for Passage the Second Time:

An Ordinance Approving and Adopting the Official Redevelopment Plan for Downtown Providence Renewal.

Be it ordained by the City of Providence:

Whereas, The Providence Redevelopment Agency (hereinafter sometimes called "Local Public Agency") pursuant to the provisions of Title 45, Chapters 31-33 (inclusive) of the General Laws of Rhode Island, 1956, as amended, entitled "Redevelopment Act of 1956," has formulated and submitted to the City Council on October 1, 1976 for its consideration, as Urban Renewal Plan approved by the Local Public Agency, for an Urban Renewal Area, which said Urban Renewal Plan is entitled, "Downtown Providence Renewal" and comprises a report consisting of 24 pages of text, 1 exhibit and 3 maps; and

Whereas, A general plan has been prepared by

the City Plan Commission and is recognized and used as a guide for the general development of the City of Providence as a whole; and

Whereas, The said Urban Renewal Plan concerns itself with areas which have been designated Redevelopment Areas by the City Council of the City of Providence by Chapter 103 of the Ordinances of the City of Providence, approved July 6, 1948, as amended by Chapter 69-44 of the Ordinances of the City of Providence, approved November 28, 1969, in conformity with the provisions of Section 22 of Chapter 1802 of the Public Laws of Rhode Island 1946, as amended, and Title 45, Chapter 32, Section 4 of the General Laws of Rhode Island, 1956, as amended.

Whereas, A copy of said Urban Renewal Plan was transmitted to the City Plan Commission on November 15, 1976.

Whereas, The City Plan Commission, which is the duly designated and acting official planning body for the City, has submitted to the City Council its report and recommendations respecting the Urban Renewal Plan for Downtown Providence Renewal and has certified that said Urban Renewal Plan conforms to the said general plan for the City as a whole, and the City Council has duly considered said report, recommendation and certification of the planning body; and

Whereas, The plan as submitted contains a finding that the area included in the proposed Urban Renewal Plan qualified as a deteriorated blighted area within the meaning of the "Redevelopment Act of 1956" as amended to date, because there exist in the area buildings or improvements, used or intended to be used for living, commercial, industrial or other purposes, which by reason of (1) dilapidation, deterioration, age or obsolescence, (2) inadequate provision for ventilation, light, sanitation, open spaces and recreation facilities, (3) defective design or unsanitary or unsafe character or condition or physical construction, (4) defective or inadequate street and lot layout, (5) mixed character, deterioration or shifting of uses to which they are put, or any combination of such factors and characteristics are conducive to the further deterioration and decline of the area and injuriously affect the entire area.

Whereas, A structural quality survey was conducted by Interface: Providence within the Downtown Providence Renewal Area and the results of that survey as set forth in the Urban Renewal Plan is that:

- (1) 26% of the structures have deficiencies that included serious deterioration; serious overcrowding; lack of sanitary facilities; and serious inadequacies in lighting and ventilation.
- (2) 29.8% needed no repair work; 53.1% needed minor cosmetic repairs; 14.0% needed major cosmetic repairs; and 3.1% needed structural repairs.

The Downtown Providence Renewal Area is not restricted to, nor does it consist entirely of, lands, buildings, or improvements which of themselves are detrimental, but is an area in which such conditions exist, and injuriously affect the entire area.

Whereas, There has also been presented to the City Council information and data respecting Urban Renewal Plans for the Urban Renewal Areas in the City of Providence including the following: Capital Improvement Programs for 1950-1956, 1951-1957, 1952-1958, 1953-1959, 1954-1960, 1955-1961, 1956-1962, 1957-1963, 1958-1964, 1959-1965, 1960-1966, and 1961-1967, 1962-1968, 1963-1969, 1964-1970, 1965-1971, 1966-1972, 1967-1973, 1968-1974, and the Annual Reports of the Providence Redevelopment Agency for 1948 through 1974 (inclusive); and

Whereas, At a public hearing held on January 3, 1977, following notice of the date, time, place and purpose of such hearing, the City Council Committee on Urban Redevelopment, Renewal and Planning duly considered the Urban Renewal Plan, and all evidence and testimony for and against the adoption of such Plan, in accordance with the provisions of the "Redevelopment Act of 1956," and

Whereas, Said Urban Renewal Plan for the Project Area prescribes certain land uses for the Downtown Providence Renewal Area and will require, among other things, but not by way of limitation, the widening, vacation and removal of streets, the construction and installation of streets, curbs and sidewalks, grading and other public facilities and other public actions; and

Now, Therefore, be it ordained by the City of Providence:

1. The Project is hereby designated as "Downtown Providence Renewal."

2. It is hereby found and determined that for the purpose of the Urban Renewal Plan, The Downtown Providence Renewal Area comprises

that certain tract of land situated in the City of Providence and State of Rhode Island, which is bounded as described in Exhibit A, which is attached hereto and made a part hereof as if more fully set forth herein.

3. It be and hereby is found and determined in relation to the Downtown Providence Renewal Area on the basis of the facts set forth in the reports and documents mentioned in the Preamble of this Ordinance and upon the basis of evidence and testimony presented at the public hearing on said Plan:

(a) That within The Downtown Providence Renewal Area:

(1) 26% of the structures are substandard or seriously deficient or unsafe in that these structures contain serious deterioration, lack of dual egress, lack of sanitary facilities, serious inadequacies in lighting and ventilation, serious overcrowding.

(b) That within the Downtown Providence Renewal Area:

(2) There exists the following environmental deficiencies:

- a. Defective or Inadequate Street and/or Lot Layout.
- b. Incompatible or Shifting Uses.
- c. Obsolete or Aged Buildings, Not Suitable for Improvement or Conversion.
- d. Inadequate Provision for Ventilation, Light Sanitation, Open Space and Recreation Facilities.
- e. Defective Design or Unsanitary or Unsafe Character or Condition of Physical Construction.

4. It be and hereby is found and determined that because of a predominance of conditions of dilapidation, deterioration, obsolescence, inadequate provision for light and sanitation, unsani-

tary and unsafe character and condition of physical construction, mixed character of uses which injuriously affect the entire Area and constitute a menace to the public health, safety and welfare of the inhabitants of the Area and of the community generally, said Urban Renewal Area is a deteriorated and blighted area within the meaning of Sections 2-8 inclusive of Chapter 31 of the "Redevelopment Act of 1956," as amended, and that said Downtown Providence Renewal Area is hereby determined to be a deteriorated blighted area.

5. It be and hereby is found that the Downtown Providence Renewal Area requires clearance, replanning, redevelopment, and improvement and rehabilitation under the provisions of the "Redevelopment Act of 1956."

6. It be and hereby is declared to be the purpose and intent of this Body to eliminate the deteriorated and substandard conditions existing in the Downtown Providence Renewal Area and the replacement of such conditions by a well-planned area in accordance with and by the means provided in the "Redevelopment Act of 1956."

7. It is hereby found, declared and determined that :

(a) The Urban Renewal Plan for the Downtown Providence Renewal Area will redevelop said Urban Renewal Area in conformity with the provisions of the "Redevelopment Act of 1956"; will effectuate the purposes and policy of said Act; and will promote the public health, safety, morals and welfare of the City of Providence.

(b) The Urban Renewal Plan for said Urban Renewal Area conforms to the general or master plan for the City of Providence as a whole.

(c) The acquisition of the real property in accordance with the said Plan for the Downtown Providence Renewal Area is in the public interest.

(d) Adequate provision for payment for

property which may be acquired by the exercise of eminent domain has been made in the Urban Renewal Plan.

(e) The Urban Renewal Plan contains adequate safeguards to assure the carrying out of the work of redevelopment in accordance with the Urban Renewal Plan.

(f) The Urban Renewal Plan provides for the retention of controls and the establishment of restrictions and covenants which may run with the land.

(g) The Urban Renewal Plan will afford maximum opportunity, consistent with the sound needs of the City as a whole, for the redevelopment of other areas of the City by private enterprise.

8. The Providence Redevelopment Agency shall sell, lease or dispose of land in the Project Area only in accordance with the terms of the Redevelopment Plan and subject to the restrictions, covenants and conditions set forth therein and which are hereby found and declared to be necessary to effectuate the purposes of the "Redevelopment Act of 1956."

9. In enacting this Ordinance, the City Council intends to comply with the provisions of the "Redevelopment Act of 1956" which relate to adoption of an Urban Renewal Plan for an approved Urban Renewal Area so that the blighted and substandard conditions in this Urban Renewal Area can be eliminated and the Urban Renewal Area can be redeveloped in accordance with the Urban Renewal Plan to attain the public purposes and policy of the "Redevelopment Act of 1956" and thereby to protect and promote and be in the interest of the public health, safety, morals and general welfare of the people in the State as a whole and particularly the people of this City.

10. The Urban Renewal Plan for The Downtown Providence Renewal Area consisting of a booklet containing a table of contents, 24 pages of text, 1 exhibit and 3 maps is hereby approved, adopted and designated as the Official

Urban Renewal Plan for The Downtown Providence Renewal Area and is herein incorporated by reference, made a part hereof and designated as "Exhibit B."

11. The Providence Redevelopment Agency is hereby fully authorized to carry out this Official Urban Renewal Plan. Provided, however, that the Agency shall not enter into any contracts for disposition of property in the Urban Renewal Area until at least ten (10) days after the City Council of the City of Providence has received at a regular or special meeting a report from the Providence Redevelopment Agency concerning the proposed sale or lease.

12. In order to implement and facilitate the effectuation of the Urban Renewal Plan hereby approved, it is found and determined that certain official action must be taken by this Body.

(a) Pledges its cooperation in helping to carry out said Official Urban Renewal Plan;

(b) Requests the various officials, departments, boards and agencies of the City of Providence having administrative responsibilities in the premises likewise to cooperate to such end and to exercise their respective functions and powers in a manner consistent with said Urban Renewal Plan;

(c) Declares that it will provide the Cost of the redevelopment of the Urban Renewal Area, and hereby allocates a cash contribution of \$500,000.00 representing the estimated amount of the Project Cost;

(d) Authorizes the Mayor, to convey to the Agency all of its rights, title and interest in any parcels of land or any building or structure thereon set forth in the Plan.

(e) Stands ready to consider and take appropriate action upon any other proposals and measures designed to effectuate said Urban Renewal Plan.

13. This Ordinance shall take effect on its passage and shall be filed with the City Clerk

who is hereby authorized and directed to forward a certified copy of this Ordinance to the Providence Redevelopment Agency.

(For description of perimeter boundary of project area see file of City Council this date.)

An Ordinance in Amendment Of and In Addition to Chapter 1973-52 of the Ordinances of the City of Providence, Approved December 24, 1973, and Entitled, "An Ordinance Approving and Adopting the Official Redevelopment Plan for West Broadway NDP Urban Renewal Area (1)."

Be it ordained by the City of Providence:

Section 1. That Chapter 1973-52 of the Ordinances of the City of Providence approved December 24, 1973 and entitled, "An Ordinance Approving and Adopting the Official Redevelopment Plan for West Broadway NDP Urban Renewal Area (1)" as amended by Chapter 1974-38 of the Ordinance of the City of Providence, approved November 11, 1974, by Chapter 1975-31 of the Ordinance of the City of Providence, approved December 13, 1975 and by Chapter 1976-16 of the Ordinance of the City of Providence, approved April 13, 1976, be and the same is hereby further amended as follows:

A. Paragraph numbered 4 entitled "Method of Financing" as contained in and set forth at the bottom of page 34 of that certain booklet entitled "Proposed Redevelopment Plan, West Broadway NDP Urban Renewal Area (1)," which is a part of the aforementioned ordinance, be and the same is hereby deleted and the following substituted therefor:

4. Method of Financing

This Plan is to be financed under the provision of the *Housing Act of 1949*, as amended, and the Plan shall not become effective until approval in its entirety by the Department of Housing

and Urban Development, and provided further that, during the term of any contract to finance the carrying out of this Plan executed by the Agency and the Department of Housing and Urban Development, any substantial modification shall be submitted to said Administrator for determination by him that such modification meets the terms and requirements of the contract for Federal Financial Assistance.

Eligible Program Costs for Computing Federal Aid

Gross Program Cost	\$3,469,182.70
Land Proceeds	—105,968.00
Net Program Cost	3,363,214.70
Federal Program Capital Grant	2,446,340.00
Local Share	916,874.70
Additional City Cost	1,000.00
Real Estate Tax Payments	

Provisions of Federal Grant

The estimated Federal Grant of \$2,446,340.00 will be provided under the terms and conditions of a Loan and Grant Contract between the Providence Redevelopment Agency and the Department of Housing and Urban Development which will provide either for direct borrowing from the Federal Government or the issuance of preliminary loan notes secured by the Federal Government in the amount necessary to pay project expenditures.

Provisions of Local Grant

The Local Grant of \$916,874.70 will be met by a City cash contribution.

Provisions of Additional City Costs

Additional City costs of \$1,000.00 for real estate tax payments will be provided from funds to be set aside for this purpose.

Sec. 2. That said Chapter 1973-52 of the Ordinances of the City of Providence as adopted and as heretofore amended, be and the same is hereby ratified and affirmed in all other respects.

motion of COUNCILMAN LYNCH, seconded by COUNCILMAN ADDISON.

he continue serving this State with the same fervor that established his Gubernatorial record of accomplishments, and

COUNCILMAN BRADSHAW and COUNCILMAN PEARLMAN:

Resolution Congratulating John H. Chafee on His Election as a United States Senator from the State of Rhode Island and Providence Plantations.

Whereas, John H. Chafee, well regarded Native of the City of Warwick, Rhode Island, is presently the Junior United States Senator from the State of Rhode Island and Providence Plantations, and

Whereas, Senator Chafee, who, as Governor of the Sovereign State of Rhode Island and Providence Plantations from January, 1963, to January, 1969, served his apprenticeship in political office, as a Member of the House of Representatives where he served from 1957 to the time he became Governor, and

Whereas, A valiant record of service with the United States Marine Corps in World War II, and in the Korean Campaign, Senator Chafee saw action during World War II at Guadalcanal, Okinawa, and in the China-Burma India Theatre of operations, terminating as a Captain, and

Whereas, Senator Chafee's public service included Memberships in various charitable organizations in which he contributed much time and his professional legal talent,

Now, Therefore, be it Resolved, That in congratulating the Honorable John H. Chafee, scion of a distinguished Rhode Island Family, upon the occasion of his engagement as the Junior United States Senator from the State of Rhode Island the most sincere congratulations of His Honor Mayor Vincent A. Cianci, Jr., and of the Members of the City Council of Providence, are hereby extended to him, with best wishes that

Be it further Resolved, That upon the adoption of this Resolution by the City Council and its approval by the Mayor, the City Council is directed to cause a duly engrossed copy of the same to be transmitted to our distinguished Junior United States Senator, John H. Chafee.

Resolution Congratulating Joseph C. DiSanto, Upon the Occasion of His Recent Election as Chairman of the Republican City Committee.

Whereas, Joseph C. DiSanto, energetic young political leader has recently been elected as Chairman of the Republican City Committee of Providence, and

Whereas, The personable "Joe" DiSanto having accepted the responsibility of leading the Republican Party in its quest for the victorious elections of its adherents in future contests, has pledged his talent and ability to that end,

Now, Therefore be it Resolved, That the Honorable Vincent A. Cianci, Jr., Mayor of Providence and the City Council do hereby congratulate Joseph C. DiSanto, upon the occasion of his recent election as Chairman of the Republican City Committee of Providence.

COUNCILWOMAN BRASSIL, COUNCIL PRESIDENT PRO TEMPORE RALPH FARGNOLI, COUNCILMAN BRADSHAW and COUNCILMAN PEARLMAN:

Resolution Expressing Confidence in the Conduct of City Assessor, Theodore C. Littler, and Members of His Staff of that Division.

Whereas, City Assessor, Theodore C. Littler, has, since March 17, 1976 been responsible for affairs of the City Assessor's Office as Acting City Assessor, and

Whereas, Since December 20, 1976, Mr. Littler was appointed as City Assessor and approved unanimously by the City Council on December 16, 1976, and

Whereas, During his stewardship in the said capacities, Mr. Littler, under most adverse conditions and without regard to the number of hours needed to accomplish the evaluation and implementation, did complete his arduous task, and

Whereas, In view of the enormous responsibilities of the City Assessor as such, and of his staff as delegated, and the recent public criticism of the element of human error, it is the opinion of the sponsors of this Resolution, Councilwoman Carolyn F. Brassil and Council President Pro Tempore Ralph Fagnoli, who are the elected Councilmanic Members to the Board of Tax Assessment Review and are first-hand witnesses of the efforts and accomplishments of City Assessor Littler, that such criticism, was unwarranted

Now, Therefore, be it Resolved, That in expressing confidence in the ability, effort and accomplishments of City Assessor, Theodore C. Littler, this City Council does hereby express their confidence in his overall stewardship of the Division of City Assessor and in the assessment program he promulgated, with the aid of his staff, during a most trying period.

COUNCILWOMAN BRASSIL and COUNCILMAN XAVIER (By Request):

Resolution Requesting the Traffic Engineer to Cause that Portion of Eddy Street, from Weybosset Street to Pine Street, to be Closed, from Sunday, February 20 to Friday, March 4,

1977, to Accommodate the Joint Sponsorship of the Outlet Department Stores and the Providence Preservation Society of an Exhibit of the White House, in Miniature.

Resolved, That the Traffic Engineer is requested to cause that portion of Eddy Street, from Weybosset Street to Pine Street to be closed from Sunday, February 20 to Friday, March 4, 1977, to accommodate the joint sponsorship of the Outlet Department Stores and the Providence Preservation Society of an exhibit of the White House, in miniature, the subject exhibit is considered of historical significance and brings to the City, an exhibit that should be interesting and educational for its Citizens.

COUNCILMAN CIRELLI, COUNCILMAN FLYNN and COUNCILMAN XAVIER:

Resolution Endorsing Senate Act S-190 which would exempt from Sales Tax Water used for Residential Purposes.

Whereas, The State of Rhode Island received approximately \$211,757.70 in sales tax revenue from the sale of Providence Water Supply Board taxable accounts exclusive of wholesale accounts namely the City of Warwick; City of East Providence; Kent County Water Authority; East Smithfield; Town of Smithfield and Town of Greenville, and

Whereas, The consumption for domestic purposes during the last fiscal year July 1, 1975 to June 30, 1976, of pure water is a most necessary life requirement and should not be an additional tax burden for residential owners and for users, and

Whereas, The amount of taxes accruing to the State of Rhode Island from said use is an amount that the State apparently can live without.

Now, Therefore be it Resolved, That the City Council hereby endorses the provisions of Senate

Act S-190, which would exempt from sales tax water used for residential purposes.

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

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

COUNCILMAN CIRELLI, for Himself, and COUNCILMAN GARAN, In Absentia (By Request):

Resolution Requesting the Committee on Employee Relations to Ascertain Whether or not Carmine A. Bucci, Former Superintendent of North Burial Ground, Until his Retirement on April 14, 1974, is Entitled to any Remuneration for Accrued Vacation, Overtime or Sick Leave.

Referred to the Committee on Employee Relations, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN ADDISON.

COUNCILMAN FLYNN, COUNCILMAN CIRELLI and COUNCILMAN XAVIER:

Resolution Endorsing Senate Act S-5067 "Heating Loan Fund" Appropriating the Sum of Three Hundred Thousand Dollars (\$300,000.00) to the State Department of Community Affairs for Emergency Heating Loans.

Whereas, There presently exists a most acute heating problem, endangering the health and welfare of people of our community, and

Whereas, It appears that every responsible public official considers relief by allocation of funds to be of the highest priority to all other legislative matters, now pending before the General Assembly

Now, Therefore, be it Resolved, That in the true spirit of compassion, the City Council does hereby endorse Senate Act S-5067, "Heat Loan Fund," which would allocate Three Hundred Thousand Dollars (\$300,000.00) to the State Department of Community Affairs for Emergency Heating Loans.

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

COUNCILMAN FLYNN:

Resolution Requesting the Committee on City Property to Investigate the Status of that Real Property being Lot 276 on City Assessor's Plat 126, which is recorded as owned by Fernando Ronci and wife, Maria; the said property being located at 241 Reservoir Avenue was acquired by the City at Tax Sale and held, as such, on January 30, 1975.

Resolved, That the Committee on City Property is requested to investigate the status of that real property being Lot 276 on City Assessor's Plat 126, which is recorded as owned by Fernando Ronci and wife Maria; the said property being located at 241 Reservoir Avenue was acquired by the City at tax sale and held as such, on January 30, 1975.

COUNCILMAN GLAVIN for COUNCILMAN GARAN, In Absentia:

Resolution Requesting the Rhode Island Housing and Mortgage Corp. to deny Funding of the "Heritage House," so called, proposed along Cadillac Drive, Providence, because of

the Unsuitability of the Proposed Location for said Construction Project.

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

Three Hundred Eighty One Dollars, Ninety Three Cents (\$381.93).

Severally Referred to the Committee on City Property, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN ADDISON.

COUNCILMAN GLAVIN for COUNCILMAN GARAN, In Absentia (By Request):

Resolution Requesting the City Treasurer to Arrange for the Redemption or Sale to David Fischer of that Property Located at 10-12 Mt. Vernon Street for the Amount of Taxes Due and Payable on the Said Property.

Referred to the Committee on City Property, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN ADDISON.

Resolution Granting to Elderly Residents of Public Housing in the City of Providence, Rhode Island Authority to Form a Citywide Board of Elderly Tenants concerned with and for the benefit of all Elderly Tenants in Public Housing.

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

COUNCILMAN PEARLMAN and COUNCILMAN BRADSHAW (By Request):

Resolution Refunding to Certain Taxpayers, Sums of Monies Representing Overpayment of Taxes to the City Collector, for the Years 1974, 1975, and 1976.

Referred to the Committee on Finance, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN ADDISON.

COUNCILMAN PETROSINELLI and COUNCILMAN SALVATORE (By Request):

Resolution Requesting the Traffic Engineer to Identify that Location along the Front Entrance of St. Ann's Parochial School located along Branch Avenue as a "Bus Stop."

Resolved, That the Traffic Engineer is requested to identify that location along the front entrance of St. Ann's Parochial School located along Branch Avenue as a "Bus Stop."

Resolution Authorizing the City Treasurer to Arrange for the Redemption or Sale of Lot 405 on City Assessor's Plat 70, Located on Donelson Street; an Offer Having been Received by the City Treasurer from Carmine DiSanto and wife Olinda of Providence of

Resolution Requesting the Traffic Engineer to Cause a "Loading Zone" to be Established along the Curblin at 533 Branch Avenue.

Resolved, That the Traffic Engineer is requested to cause a "Loading Zone" to be established along the curblin at 533 Branch Avenue.

COUNCILMAN STRAVATO:

Resolution Requesting the Traffic Engineer to Undertake a Survey as to the Feasibility of Invoking "No Parking One Side" on all City Streets which because of Winter Conditions have Rendered Orderly Flow of Traffic Impassable and Caused Traffic Tieups for Public Service Vehicles and Create General Safety Hazards.

Resolved, That the Traffic Engineer is requested to undertake a survey as to the feasibility

of invoking "No Parking One Side" on all City Streets which because of winter conditions render orderly flow of traffic impassable, cause traffic tieups, particularly for public service vehicles and create general safety hazards.

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

REPORTS FROM COMMITTEES

COUNCILMAN PHILIP F. ADDISON, JR., Chairman COMMITTEE ON PUBLIC WELFARE

**Transmits the Following with Recommendation,
the Same be Received:**

Report of the Chief of the Police Department, dated December 27, 1976, Responding to the Committee on Public Welfare, Relative to that Department's Compliance with the General Laws of the State of Rhode Island, 1956, as Amended,

Concerning Certain Safety Equipment in Police Patrol Vehicles.

Received.

COUNCILMAN RALPH FARGNOLI, Chairman
COMMITTEE ON URBAN REDEVELOPMENT, RENEWAL AND
PLANNING

Transmits the Following with Recommendation,
the Same be Severally Adopted:

An Ordinance in Amendment of and in Addition to Chapter 1575 of the Ordinances of the City of Providence, Entitled, "An Ordinance Approving and Adopting the Official Redevelopment Plan for the Weybosset Hill Project, No. R.I. R-7."

Ayes: Council President Haxton and Councilmen Addison, Almagno, Bradshaw, Councilwoman Brassil, Councilmen Cirelli, Fagnoli, Flynn, Glavin, Gorodetsky, Henries, Lynch, McKiernan, Merola, Pearlman, Petrosinelli Salvatore, Stravato, Turchetta and Xavier—20.

Read and Passed, the First Time, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN ADDISON, by the following Roll Call Vote:

Absent: Councilmen Ahern, Cola, Garan, Johnson, Mansolillo and Tomasso—6.

COUNCILMAN LAURENCE K. FLYNN, Chairman
COMMITTEE ON PUBLIC WORKS

Transmits the Following with Recommendation,
the Same be Adopted:

Resolution Re-Establishing Battey Street, Between Broadway and Westminster Street, as a Two-Way Street, and Rescinding Resolution of the City Council No. 519, Approved October 12, 1976.

Be it further Resolved, That Resolution of the City Council, No. 519, approved October 12, 1976, is hereby rescinded.

Resolved, That Battey Street, between Broadway and Westminster Street, is re-established as a Two-Way Street, and

Read and Passed, on motion of COUNCILMAN LYNCH, seconded by COUNCILMEN ADDISON, FLYNN, MEROLA and TURCHETTA.

COUNCILMAN ROBERT F. LYNCH, Chairman
COMMITTEE ON FINANCE

**Transmits the Following with Recommendation,
the Same be Adopted:**

An Ordinance in Amendment of the Appropriation Ordinance Chapter 1976-38, Approved November 27, 1976, by Transferring the Sum of Seventy-One Thousand Dollars (\$71,000.00), from 5-350, Water Depreciation and Extension Fund, to 1-16-01-109, Fees Not Otherwise Classified, within the Water Supply Board.

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

Ayes: Council President Haxton and Councilmen Addison, Almagno, Bradshaw, Councilwoman Brassil, Councilmen Cirelli, Fargnoli, Flynn, Glavin, Gorodetsky, Henries, Lynch, McKiernan, Merola, Pearlman, Petrosinelli, Salvatore, Stravato, Turchetta and Xavier—20.

Absent: Councilmen Ahern, Cola, Garan, Johnson, Mansolillo and Tomasso—6.

COUNCILMAN LOUIS R. STRAVATO, Chairman
COMMITTEE ON CLAIMS AND PENDING SUITS

**Transmits the Following with Recommendation,
the Same be Severally Approved for Cancellation:**

Certificates from the Acting City Assessor Recommending the following 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:

3-N, Pages 5 and 21;

38-R, 1 to 26;

39-R, 1 to 13;

58-R, 1 to 24;

60-R, 1 to 26;

61-R, 1 to 26;

62-R, 1 to 26;

63-R, 1 to 26;

64-R, 1 to 18;

65-R, 1 to 16;

66-R, 1 to 4;

67-R, 1 to 27;

68-R, 1 to 5;

69-R, 1 to 3;

70-R, 1 to 4;

71-R, 1 to 28;

75-R, 1 to 4, and

79-R, 1 to 14.

The Several Numbers, as Above Noted, Represent Pages and Are Collectively Inclusive.

Severally Approved for Cancellation, on motion of COUNCILMAN LYNCH, seconded by

COUNCILMAN ADDISON, by the following Roll Call Vote:

Ayes: Council President Haxton and Councilmen Addison, Almagno, Bradshaw, Councilwoman Brassil, Councilmen Cirelli, Fargnoli, Fylnn, Glavin, Gorodetsky, Henries, Johnson, Lynch, McKiernan, Merola, Pearlman, Petrosinelli, Salvatore, Stravato, Turchetta and Xavier—21.

Not Voting: Councilman Tomasso—1.

Absent: Councilmen Ahern, Cola, Garan, and Mansolillo—4.

COMMUNICATIONS AND REPORTS

FROM JUSTICES OF THE PROVIDENCE MUNICIPAL COURT

Communication, dated January 6, 1977, Informing the Honorable City Council of Their Appointment of John S. Zeiglmayer, as Clerk of the Said Court for the Ensuing Term Ending on the First Monday in January, 1979, and the Approval of the Clerk's Appointments of James P. O'Connor and Stephen V. Ryan as Deputy Clerks of that Court for the Same Term.

Received.

FROM THE CLERK OF THE PROVIDENCE MUNICIPAL COURT

Communication, dated January 6, 1977, Informing the Honorable City Council of His Appointments of James P. O'Connor and Stephen

V. Ryan, as Deputy Clerks of the Said Court, for the Ensuing Term Ending on the First Monday in January, 1979.

Received.

FROM COMMISSIONER OF PUBLIC SAFETY

Communication, Received by the City Clerk January 31, 1977, Responding to Resolution of the City Council No. 683, Approved December 26, 1976, Sponsored by Councilmen Petrosinelli and Salvatore Concerning the Feasibility of Establishing Blood Pressure Examination Centers within Certain Designated Fire Department Stations.

Received.

FROM CLERK OF PROBATE COURT

Report, dated January 28, 1977 for the Fiscal Year, July 1, 1975 to June 30, 1976.

Received.

FROM CHAIRMAN AND SECRETARY OF THE BUREAU OF LICENSES

Report, dated June 14, 1977 of All Monies Received During the Quarter Ended December 25, 1976.

Received.

FROM PROVIDENCE REDEVELOPMENT AGENCY

Report, dated January 28, 1977, Concerning the Proposed Sale of Parcels 7, 10, 15 and 16 within the Comstock Renewal Project and of Parcel 25 within the Mount Hope Project R.I. R-18, viz:

Parcel 7 consisting of 7,652.9 sq. ft. of land and delineated on the attached map for the disposition price of \$765.00 to Felix and Carmen Calderone of 14 Smith Street, West Warwick. Rhode Island for residential construction.

Parcel 10 consisting of 7,612.9 sq. ft. of land and delineated on the attached map for the dis-

position price of \$760.00 to Donald and Marilyn Lopes of 14 Larch Street, Providence, Rhode Island for residential construction.

Parcel 15 consisting of 6,727.5 sq. ft. of land and delineated on the attached map for the disposition price of \$675.00 to Robert Thompson and Mildred Holley of 19 Ocean Street Providence, Rhode Island for residential construction.

Parcel 16 consisting of 7,255.7 sq. ft. of land and delineated on the attached map for the disposition price of \$725.00 to Hilda and Kenneth Fontes of 45 Evergreen Street, Providence, R. I. for residential construction.

Parcel 25 consisting of 4,909 sq. ft. of land and delineated on the attached map for the disposition price of \$1,800.00 to Nelson H., Sr. and Wilhelmina Harris of 9 Duncan Avenue, Providence, Rhode Island for fringe residential construction.

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

Certificates from the City Assessor (47-R, 72-R, 74-R, 76-R, 78-R, 80-R, 82-R, 84-R and 87-R) Recommending the Same be Severally Cancelled.

Referred to the Committee on Claims and Pending Suits, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN ADDISON.

PETITIONS

COUNCILMAN MEROLA (By Request):

Petition of Oster Realty Company, Providence, for Permission to Encroach Upon a Public Sidewalk at 40 Sims Avenue, Providence, for the Purpose of the Construction of a Door which would Require Its Swing Over a Portion of Said Sidewalk.

Referred to the Committee on Public Works, on motion of **COUNCILMAN LYNCH**, seconded by **COUNCILMAN ADDISON**.

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

COUNCILMAN XAVIER and COUNCILWOMAN BRASSIL:

Petition of John Rao, Providence for Permission to Encroach Upon that Public Sidewalk at 40 Fountain Street, Providence, for the Purpose of Constructing a Ramp to Accommodate Disabled and Handicapped Patrons at the Said Location, All in Accordance with Accompanying Plan Entitled "Proposed New Ramp for the Handicapped, Prepared by DiSaia Associates Architects.

Referred to the Committee on Public Works, on motion of **COUNCILMAN LYNCH**, seconded by **COUNCILMAN ADDISON**.

COUNCILMAN PETROSINELLI and COUNCILMAN SALVATORE (By Request):

Petition of Owners and/or Occupants of Property within the Close Proximity of 939 Douglas Avenue, Providence, R.I., Do Hereby Strongly Protest the Contemplated Purchase of the Same, by the State Department of Mental Health, Retardation and Hospitals for the Reported Purpose of Establishing the Same as a "Half-Way House for Adolescent Girls."

FROM THE CLERK'S DESK

Petitions for Compensation for Injuries and Damages.

Amelia Almeida

William DaPont and Steven DaPont

Pauline Iovino

Ethel Kraemer

Ara M. Lefian

Pasquale Matarese

Kenneth W. Smith, Jr.

Nancy Speaks, Sidney P. Speaks, Jeffrey W. Speaks, Marie Speaks, Roberta Adams and Allison Baker

Bernard Watson

Starlytte J. Whitte p.p.a. James Whitte

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

PRESENTATION OF RESOLUTIONS

"In Memoriam"

COUNCILWOMAN BRASSIL, COUNCIL PRESIDENT PRO TEMPORE FARGNOLI and COUNCILMAN TOMASSO for Themselves and COUNCILMAN GARAN In Absentia:

on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN ADDISON, COUNCILWOMAN BRASSIL, COUNCILMEN FARGNOLI and TOMASSO.

Resolution of Sympathy Upon the Recent Passing of Walter B. Pangborn, Late a Member of the Zoning Board of Review of the City of Providence.

Whereas, Walter B. Pangborn, native of the City of Providence and well-regarded champion of neighborhood improvements, has passed from this life, and

Whereas, Mr. Pangborn, a member who served on the Zoning Board of Review for the past thirteen years, until his death, was a devoted adjunct to that important administrative body, and

Whereas, A Veteran of the United States Navy, World War II, Mr. Pangborn was constantly striving for better neighborhood conditions particularly in the area in which he resided and at one time, served as Chairman of an association of citizens of the Roger Williams Park and Elmwood Avenue Areas,

Now, Therefore, be it Resolved, That in noting the recent passing of Walter B. Pangborn, the City Council express it's sincere sympathy to his bereaved wife, Jane, and his sons and daughters.

Read and Passed, by a Unanimous Rising Vote,

COUNCILMAN GLAVIN for Himself and COUNCILMAN AHERN In Absentia:

Resolution of Sympathy Upon the Death of Walter V. Burke late Prominent Musician from the City of Providence, Rhode Island.

Whereas, Walter V. Burke, late prominent musician of our community, has departed from this life, and

Whereas, Devoted to his Roman Catholic Religious Beliefs, he gave much of his talent as a Church Organist and with his wife and family, gained National and International acclaim on tour as the Burke Family Singers, having appeared in concerts in the United States and Canada, and

Whereas, As the Organist and Choir Master at the Blessed Sacrament Church in Providence, Mr. Burke gained additional fame by conducting the Word of God Singers Choir in Saint Patrick's Church in Providence.

Now, Therefore, be it Resolved, That to the bereaved and devoted wife and family of Walter V. Burke, the most heartfelt sympathy of the City Council and of the Community in which he lived and provided much entertainment, are expressed with the fervent prayer for the eternal peace of his soul.

Read and Passed, by a Unanimous Rising Vote, on motion of COUNCILMAN LYNCH, seconded by COUNCILMEN ADDISON and GLAVIN.

Whereas, Lucia Quaranta, nonagenarian of the Federal Hill Community of Providence, has passed to her eternal reward, and

Whereas, A devoted communicant of Saint George's Maronite Church, Mrs. Quaranta was ever willing to volunteer her services for the benefit of that Congregation,

Now, Therefore, be it Resolved, That the City Council of the City of Providence, in pausing and expressing its sympathy to her surviving daughters and sons, are not unmindful of her full life and the contributions she rendered during that time.

COUNCILMAN MEROLA:

Resolution of Sympathy Upon the Passing of Lucia Quaranta, Nonagenarian of Our Community.

Read and Passed, by a Unanimous Rising Vote, on motion of COUNCILMAN LYNCH, seconded by COUNCILMEN ADDISON and MEROLA.

MATTERS NOT APPEARING ON THE PRINTED DOCKET

On motion of COUNCILMAN LYNCH, seconded by COUNCILMAN ADDISON, It is voted to Suspend Rule 16 of the Rules of the City Council in Order to Allow the Introduction of the following Matters Not Appearing on the Printed Docket.

APPOINTMENTS BY HIS HONOR THE MAYOR

Communication from His Honor the Mayor, dated February 2, 1977, Informing the Honorable City Council of His Appointment of James R. Bernardo, as Acting Finance Director

February 2, 1977

The Honorable City Council
City Hall
Providence, Rhode Island

Dear Honorable Council:

I am writing to inform you that this day I have appointed James R. Bernardo as Acting Finance Director.

Very truly yours,
VINCENT A. CIANCI, JR.
Mayor of Providence

Received.

Communication from His Honor the Mayor, dated February 2, 1977, Informing the Honor-

able City Council of His Appointment of Golden Creighton, 107 Detroit Avenue, Providence, as a Member of the Providence Civic Center Authority, to Replace Michael E. Kelly, for the Remainder of the Term Ending on the First Day in May, 1978, Subject to Confirmation by the City Council.

Communication Received and Appointment Disapproved, on motion of COUNCILMAN LYNCH, seconded by COUNCILMAN ADDISON, by the following Roll Call Vote:

Ayes: Council President Haxton and Councilmen Addison, Councilwoman Brassil, Councilmen Cirelli, Fagnoli, Flynn, Glavin, Johnson, Lynch, McKiernan, Merola, Stravato, Turchetta and Xavier—14.

Noes: Councilmen Almagno, Bradshaw, Pearlman and Tomasso—4.

Not Voting: Councilmen Gorodetsky, Henries, Petrosinelli and Salvatore—4.

Absent: Councilmen Ahern, Cola, Garan and Mansolillo—4.

RESIGNATION OF MEMBER OF THE CITY COUNCIL

Communication from Councilman Donald E. McKiernan, dated February 3, 1977. Informing the Honorable President and the Honorable Members of the City Council of His Resignation as a Member of the City Council from the Tenth Ward of Providence.

Gentlemen:

Please accept my resignation from the Providence City Council, effective immediately, in order that I might assume the duties of City Treasurer.

February 3, 1977

Sincerely yours,
DONALD E. McKIERNAN

Providence City Council
c/o City Council President Robert Haxton
City Hall
Providence, Rhode Island

Received.

PRESENTATION OF RESOLUTION

COUNCILMAN LYNCH and COUNCILMAN ADDISON, for Themselves and COUNCILMAN GARAN, In Absentia:

Resolution Requesting the Board of Canvassers and Registration of the City of Providence, Rhode Island, and All Other Officers Whose Duty It is to Prepare Elections to Make Such Preparations for the Election of One (1) Member of the City Council of Providence, Rhode Island, from the Tenth Ward of said City, to Fill the Vacancy Caused by the Resignation on February 3, 1977, of Former Member of the City Council, Donald E. McKiernan.

Whereas, A vacancy exists in the Office of One Councilman from the Tenth Ward in the City of Providence, Rhode Island, caused by the Resignation on February 3, 1977, of Donald E. McKiernan,

Whereas, The said vacancy did occur more than One Hundred Eighty Days before the time of the holding of the next succeeding regular City Election, and

Whereas, In accordance with the provisions of Section 3.4 of the Code of Ordinances of the City of Providence, Rhode Island, known as the Providence Charter Act of 1940, as amended, and by Section 1 of Chapter 2864 of the Public Laws of 1951, approved May 1, 1951, it is mandatory that a Special Election for the purpose of filling such vacancy be held within ninety days of the date of the occurrence of such vacancy,

Now, Therefore, be it Resolved, By the City Council of the City of Providence, Rhode Island, that, in compliance with the provisions of the governing statutes, the said City Council does hereby order a Special Election to be held for

the purpose of filling the vacancy in the Office of One Councilman from the Tenth Ward of the City of Providence, Rhode Island, caused by the Resignation on February 3, 1977 of Donald E. McKiernan, said Special Election to be held on the first Tuesday, following the first Monday in May, 1977, being Tuesday, May 3, 1977, said date being within ninety days from the date of the occurrence of said vacancy, and

Be it further Resolved, That the Board of Canvassers and Registration of the City of Providence, Rhode Island, and all other officers whose duty it is to prepare for elections, are hereby re-

quested and notified to make such preparations for said election as are required by law, and

Be it further Resolved, That the City Clerk is directed to cause a Certified Copy of this Resolution to be transmitted to the Board of Canvassers and Registration of the City of Providence, Rhode Island; and that a duly Certified Copy of this Resolution be transmitted to the State of Rhode Island Board of Elections and to the Secretary of State of Rhode Island.

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

COMMUNICATION

FROM ACTING FINANCE DIRECTOR

Communication, dated February 3, 1977, Informing the Honorable City Council of His Appointment of Stephen A. Pitassi, as Acting City Controller.

February 3, 1977

The Honorable City Council
City Hall
Providence, Rhode Island

Dear Honorable Council:

I am writing to inform you that I have this day appointed Steven A. Pitassi as Acting City Controller.

Very truly yours,
JAMES R. BERNARDO
Acting Finance Director

Received.

ADJOURNMENT

There being no further business, on motion of COUNCILMAN LYNCH, seconded by COUNCILMEN ADDISON, FLYNN, MEROLA, STRAVATO and TURCHETTA, the City Council adjourns at 9:16 o'clock P.M. (EST) to meet again on THURSDAY, FEBRUARY 17, 1977 at 8:00 o'clock P.M. (EST).

Vincent Vespia

City Clerk

February 3]

1223

'1977
