

CITY OF PROVIDENCE  
RHODE ISLAND



CITY COUNCIL

JOURNAL OF PROCEEDINGS

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No. 15 City Council Regular Meeting, Thursday, June 5, 2003, 7:30 o'clock P.M. (E.D.T.)

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PRESIDING

COUNCIL PRESIDENT

JOHN J. LOMBARDI

IN CITY COUNCIL  
DEC 4 2003

ROLL CALL

APPROVED: *Michael R. Clement*

Present: Council President Lombardi, Councilmen Aponte, Butler, DeLuca, Councilwoman DiRuzzo, Councilmen Hassett, Igliozi, Jackson, Luna, Mancini, Councilwoman Romano, Councilman Segal, Councilwomen Williams and Young—14.

Absent: Allen—1.

Also Present: Bruce D. Todesco, Deputy City Solicitor, Michael R. Clement, City Clerk, Claire E. Bestwick, First Deputy City Clerk, and Sheri A. Petronio, Assistant Clerk.

## INVOCATION

The Invocation is given by COUNCILMAN  
PETER S. MANCINI.

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

COUNCILMAN DAVID A. SEGAL leads  
the members of the City Council and the  
Assemblage in the Pledge of Allegiance to  
the Flag of the United States of America.

## APPOINTMENTS BY HIS HONOR THE MAYOR

Communication dated May 12, 2003, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1104 of the Providence Home Rule Charter of 1980, as amended, he is this day appointing Mr. Bernard V. Buonanno of 100 Freeman Parkway, Providence, Rhode Island 02906, as a Member of the Civic Center Authority (DBA—Dunkin' Donuts Center) for a term to expire in May 2004. (Mr. Buonanno will be replacing Mr. Joshua Teverow who has resigned).

Communication dated May 12, 2003, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1104 of the

Providence Home Rule Charter of 1980, as amended, he is this day appointing Mr. Stuart Mundy of 20 Bellevue Avenue, Providence, Rhode Island 02907, as a Member of the Civic Center Authority (DBA—Dunkin' Donuts Center) for a term to expire in May 2006.

Communication dated May 20, 2003, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1104 of the Providence Home Rule Charter of 1980, as amended, he is this day appointing Mr. Joseph Agostinelli of 160 Vinton Street, Providence, Rhode Island 02909, as a Member of the Civic Center Authority (DBA—Dunkin' Donuts Center) for a term to expire in May 2006.

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

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

## ORDINANCES SECOND READING

The following Ordinance was in City Council April 22, 2003, Read and Passed the First Time, As Amended and Returned for Passage the Second Time on May 1, 2003 and Referred Back to the Committee on Finance and is Returned for Passage the Second Time, As Amended:

An Ordinance in Accordance with Chapter 21, Section 19 of the Code of Ordinances of the City of Providence Entitled: "Capital Equipment Budget", As Amended.

*Be It Ordained by the City of Providence:*

*Section 1:* That the City of Providence enter into a lease purchase agreement to finance the purchase of the following list of capital items of improvements totaling, subsequently in accordance with the attached schedule of estimated payments:

<i>Department</i>	<i>Item Description</i>	<i>Request</i>
<b>Communications:</b>		
	Fifty (50) Portable Fire Radios	\$50,000
	Fifty (50) Portable Police Radios	\$37,000
	<i>Total Communications</i>	<i>\$87,000</i>
<b>Fire Department:</b>		
	Matching Grant:	
	Interface for Air Packs	\$75,000

<b>Police Department:</b>	
Ten (10) Marked Vehicles	\$350,000
<b>Data Processing:</b>	
Software Implementation	\$300,000
Local Area Network Upgrade—	
City Hall	\$120,000
Routers for Wide Area Network	\$ 50,000
Personal Computers	\$ 50,000
Printers	\$ 25,000
Scanners	\$ 6,000
<i>Total Data Processing</i>	<i>\$551,000</i>

<b>PROCAP:</b>	
Two (2) Vans	\$50,000
<b>Public Property:</b>	
Decorative Lights	\$768,000
<b>School Department:</b>	
Educational Equipment	\$1,388,000
<b>Grand Total</b>	<b>\$3,269,000</b>

**Read and Passed the Second Time, As Amended, on motion of COUNCILMAN APONTE, seconded by COUNCILWOMAN WILLIAMS, by the following Roll Call Vote:**

**Ayes: Council President Lombardi, Councilmen Aponte, Butler, Councilwoman DiRuzzo, Councilmen Hassett, Iglizzi, Luna, Jackson, Mancini, Council-**

**woman Romano, Councilman Segal, Councilwomen Williams and Young—13.**

**Nays: Councilman DeLuca—1.**

**Absent: Councilman Allen—1.**

**The motion for Passage the Second Time, As Amended, is Sustained:**

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**The following Ordinances were in City Council May 15, 2003, Read and Passed the First Time and are Severally Returned for Passage the Second Time:**

**An Ordinance in Amendment of Section 12-88 of the Code of Ordinances of the City of Providence, entitled "Fencing of Vacant Lots".**

***Be It Ordained by the City of Providence:***

**"Any vacant and unused lot in a residential or mixed use section of the city shall be fenced so that the lot does not become a dumping ground and a nuisance to the neighborhood. Said fence shall be at least six (6) feet in height and shall be chained link. Said fence shall remain in place and be maintained by the owner until a building permit has been obtained for the reuse of the property"**

**"Said fence shall be locked in a manner that is sufficient to prevent unauthorized entry".**

**Vacant and unused shall mean any lot that it not used for a side yard and/or parking that is not in contravention with zoning requirements included in, but not limited to Section 704, 705, and 706 of this Code of Ordinances and kept free of litter. The director of public works shall enforce this**

**ordinance and within ninety (90) days of the adoption of this ordinance shall establish rules and regulations for the placement of fences around vacant and unused lots. If the owner of a property does not install a fence in accordance with this ordinance or the rules and regulations adopted, within twenty-one (21) days of the date of initial notification by the director of public works or his/her designee, the director of public works may cause such fence to be installed and for such purpose may enter upon any real property necessary to install such fence. In the event that the director of public works is required to fence said lot, the city shall obtain a special lien against said real property for the cost of said fence and installation which shall be removed only upon reimbursement of the cost of the fence, and its installation by the owner of the property.**

**This ordinance shall take effect upon passage.**

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An Ordinance in Amendment of Chapter 23-13, entitled: "Removal of Snow Required".

*Be It Ordained by the City of Providence:*

Add: "Any person found guilty of violating this section shall be fined not less than twenty five (\$25.00) dollars nor more than three hundred (\$300.00) dollars. The enforcement of the above shall be done by the Providence Police Department.

**COUNCILMAN APONTE** Moves to Dispense with the Reading of the foregoing matters and Moves Passage of the Several Ordinances the Second Time, seconded by **COUNCILWOMAN WILLIAMS**, by the following Roll Call Vote:

**Ayes:** Council President Lombardi, Councilmen Aponte, Butler, DeLuca, Councilwoman DiRuzzo, Councilmen Hassett, Igliozi, Luna, Jackson, Mancini, Councilwoman Romano, Councilman Segal, Councilwomen Williams and Young—14.

**Nays:** None.

**Absent:** Councilman Allen—1.

The motion for Passage of the Several Ordinances the Second Time is Sustained.

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## PRESENTATION OF ORDINANCE

**COUNCILMAN APONTE and COUNCILMAN HASSETT:**

An Ordinance in Amendment of and in Addition to Chapter 1986-53 of the Ordinance of the City of Providence Approved October 23, 1986 and Entitled: "An Ordinance Approving and Adopting the Official Redevelopment Plan for the Special Vacant Lot Project" for the Acquisition of Lots 908, 910, 911 and 795 on Plat

48, 814, 808, 804 Broad Street and 48-50 Norwich Street, respectively.

**COUNCIL PRESIDENT LOMBARDI** Refers the Ordinance to the Committee on Urban Redevelopment, Renewal and Planning.

The motion to Refer is Sustained.

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## PRESENTATION OF RESOLUTIONS

**COUNCIL PRESIDENT LOMBARDI, COUNCILMAN ALLEN, COUNCILMAN BUTLER, COUNCILMAN DeLUCA, COUNCILWOMAN DIRUZZO, COUNCILMAN HASSETT, COUNCILMAN IG-LIOZZI, COUNCILMAN JACKSON, COUNCILMAN LUNA, COUNCILMAN MANCINI, COUNCILWOMAN ROMANO, COUNCILMAN SEGAL, COUNCILWOMAN WILLIAMS AND COUNCILWOMAN YOUNG:**

Resolution Extending Sincere Best Wishes for a Happy Birthday to Councilman Luis Aponte on June 3, 2003.

*Resolved*, That the Members of the City Council hereby extend Sincere Best Wishes for a Happy Birthday to Councilman Luis Aponte on June 3, 2003.

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**COUNCIL PRESIDENT LOMBARDI, COUNCILMAN MANCINI, COUNCILMAN BUTLER and COUNCILWOMAN DIRUZZO:**

Resolution Extending Sincere Congratulations to James M. Buckley, upon being the recipient of the Providence Police Department Citizens Award on May 22, 2003.

*Resolved*, That the Members of the Providence City Council hereby extend Sincere Congratulations to James M. Buckley, upon being the recipient of the Providence Police Department Citizens Award on May 22, 2003.

Resolution Extending Sincere Congratulations to Richard Ferruccio, upon being the recipient of the Providence Police Department Citizens Award on May 22, 2003.

*Resolved*, That the Members of the Providence City Council hereby extend Sincere Congratulations to Richard Ferruccio, upon being the recipient of the Providence Police Department Citizens Award on May 22, 2003.

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Resolution Extending Sincere Congratulations to Byron G. Romero, upon being the recipient of the Providence Police Department Citizens Award on May 22, 2003.

*Resolved*, That the Members of the Providence City Council hereby extend Sincere Congratulations to Byron G. Romero, upon being the recipient of the Providence Police Department Citizens Award on May 22, 2003.

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Resolution Extending Sincere Congratulations to Todd M. Stone, upon being the recipient of the Providence Police Department Citizens Award on May 22, 2003.

*Resolved*, That the Members of the Providence City Council hereby extend Sincere Congratulations to Todd M. Stone, upon being the recipient of the Providence Police Department Citizens Award on May 22, 2003.

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Resolution Extending Sincere Congratulations to Officer Todd Costa, upon being the recipient of the Providence Police Department Outside Agency Award on May 22, 2003.

*Resolved*, That the Members of the Providence City Council hereby extend Sincere Congratulations to Officer Todd Costa, upon being the recipient of the Providence Police Department Outside Agency Award on May 22, 2003.

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Resolution Extending Sincere Congratulations to Officer Tracy Kerrigan, upon being the recipient of the Providence Police Department Outside Agency Award on May 22, 2003.

*Resolved*, That the Members of the Providence City Council hereby extend Sincere Congratulations to Officer Tracy Kerrigan, upon being the recipient of the Providence Police Department Outside Agency Award on May 22, 2003.

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Resolution Extending Sincere Congratulations to Lieutenant Brian T. Leonard, upon being the recipient of the Providence Police Department Outside Agency Award on May 22, 2003.

*Resolved*, That the Members of the Providence City Council hereby extend Sincere Congratulations to Lieutenant Brian T. Leonard, upon being the recipient of the Providence Police Department Outside Agency Award on May 22, 2003.

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Resolution Extending Sincere Congratulations to Detective Joseph P. McConaghy, upon

being the recipient of the Providence Police Department Outside Agency Award on May 22, 2003.

*Resolved*, That the Members of the Providence City Council hereby extend Sincere Congratulations to Detective Joseph P. McConaghy, upon being the recipient of the Providence Police Department Outside Agency Award on May 22, 2003.

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Resolution Extending Sincere Congratulations to Detective Sergeant Francisco Colon, Jr., upon being the recipient of the Providence Police Department Chief's Award on May 22, 2003.

*Resolved*, That the Members of the Providence City Council hereby extend Sincere Congratulations to Detective Sergeant Francisco Colon, Jr., upon being the recipient of the Providence Police Department Chief's Award on May 22, 2003.

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Resolution Extending Sincere Congratulations to Detective Patricia L. Cornell, upon being the recipient of the Providence Police Department Chief's Award on May 22, 2003.

*Resolved*, That the Members of the Providence City Council hereby extend Sincere Congratulations to Detective Patricia L. Cornell, upon being the recipient of the Providence Police Department Chief's Award on May 22, 2003.

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Resolution Extending Sincere Congratulations to Detective Bernard E. Gannon, Jr., upon

being the recipient of the Providence Police Department Chief's Award on May 22, 2003.

*Resolved*, That the Members of the Providence City Council hereby extend Sincere Congratulations to Detective Bernard E. Gannon, Jr., upon being the recipient of the Providence Police Department Chief's Award on May 22, 2003.

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Resolution Extending Sincere Congratulations to Detective Kevin M. Lanni, upon being the recipient of the Providence Police Department Chief's Award on May 22, 2003.

*Resolved*, That the Members of the Providence City Council hereby extend Sincere Congratulations to Detective Kevin M. Lanni, upon being the recipient of the Providence Police Department Chief's Award on May 22, 2003.

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Resolution Extending Sincere Congratulations to Detective Oscar L. Perez, upon being the recipient of the Providence Police Department Chief's Award on May 22, 2003.

*Resolved*, That the Members of the Providence City Council hereby extend Sincere Congratulations to Detective Oscar L. Perez, upon being the recipient of the Providence Police Department Chief's Award on May 22, 2003.

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Resolution Extending Sincere Congratulations to Detective Henry Remolina, upon being the recipient of the Providence Police Department Chief's Award on May 22, 2003.

*Resolved*, That the Members of the Providence City Council hereby extend Sincere Congratulations to Detective Henry Remolina, upon being the recipient of the Providence Police Department Chief's Award on May 22, 2003.

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Resolution Extending Sincere Congratulations to Officer Elizabeth A. Wajda, upon being the recipient of the Providence Police Department Chief's Award on May 22, 2003.

*Resolved*, That the Members of the Providence City Council hereby extend Sincere Congratulations to Officer Elizabeth A. Wajda, upon being the recipient of the Providence Police Department Chief's Award on May 22, 2003.

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Resolution Extending Sincere Congratulations to Officer Thomas J. Zincone, Jr., upon being the recipient of the Providence Police Department 2002 Commissioner's Award on May 22, 2003.

*Resolved*, That the Members of the Providence City Council hereby extend Sincere Congratulations to Officer Thomas J. Zincone, Jr., upon being the recipient of the Providence Police Department 2002 Commissioner's Award on May 22, 2003.

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Resolution Extending Sincere Congratulations to Officer Dennis P. O'Brien, upon being the recipient of the Providence Police Department 2002 Commissioner's Award on May 22, 2003.



*Resolved*, That the Members of the Providence City Council hereby extend Sincere Congratulations to Officer Dennis P. O'Brien, upon being the recipient of the Providence Police Department 2002 Commissioner's Award on May 22, 2003.

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Resolution Extending Sincere Congratulations to Officer John Lough, upon being the recipient of the Providence Police Department 1st Place Archambault Award on May 22, 2003.

*Resolved*, That the Members of the Providence City Council hereby extend Sincere Congratulations to Officer John Lough, upon being the recipient of the Providence Police Department 1st Place Archambault Award on May 22, 2003.

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Resolution Extending Sincere Congratulations to Officer Andrew P. Scanlon, upon being the recipient of the Providence Police Department 2nd Place Archambault Award on May 22, 2003.

*Resolved*, That the Members of the Providence City Council hereby extend Sincere Congratulations to Officer Andrew P. Scanlon, upon being the recipient of the Providence Police Department 2nd Place Archambault Award on May 22, 2003.

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Resolution Extending Sincere Congratulations to Detective Timothy E. O'Hara, upon being the recipient of the Providence Police Department 3rd Place Archambault Award on May 22, 2003.

*Resolved*, That the Members of the Providence City Council hereby extend Sincere Congratulations to Detective Timothy E. O'Hara, upon being the recipient of the Providence Police Department 3rd Place Archambault Award on May 22, 2003.

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Resolution Extending Sincere Congratulations to Officer William M. Dwyer, Jr., upon being the recipient of the Providence Police Department 1st FOP Award on May 22, 2003.

*Resolved*, That the Members of the Providence City Council hereby extend Sincere Congratulations to Officer William M. Dwyer, Jr., upon being the recipient of the Providence Police Department 1st FOP Award on May 22, 2003.

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Resolution Extending Sincere Congratulations to Detective Andrew P. Lawton, upon being the recipient of the Providence Police Department 2nd FOP Award on May 22, 2003.

*Resolved*, That the Members of the Providence City Council hereby extend Sincere Congratulations to Detective Andrew P. Lawton, upon being the recipient of the Providence Police Department 2nd FOP Award on May 22, 2003.

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Resolution Extending Sincere Congratulations to Detective Nicholas A. Ludovici, upon being the recipient of the Providence Police Department 2nd FOP Award on May 22, 2003.

*Resolved*, That the Members of the Providence City Council hereby extend Sincere

Congratulations to Detective Nicholas A. Ludovici, upon being the recipient of the Providence Police Department 2nd FOP Award on May 22, 2003.

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Resolution Extending Sincere Congratulations to Officer Scott T. Petrocchi, upon being the recipient of the Providence Police Department 3rd FOP Award on May 22, 2003.

*Resolved*, That the Members of the Providence City Council hereby extend Sincere Congratulations to Officer Scott T. Petrocchi, upon being the recipient of the Providence Police Department 3rd FOP Award on May 22, 2003.

**COUNCILMAN APONTE Moves to Dispense with the Reading of the foregoing matters and Moves Passage of the Several Resolutions, seconded by COUNCILWOMAN WILLIAMS.**

**The Motion for Passage is Sustained.**

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**COUNCILMAN DeLUCA and COUNCILMAN MANCINI (By Request):**

Resolution Authorizing His Honor, the Mayor, to execute an agreement between the City of Providence, on behalf of the Providence Water Supply Board and the successful bidder for a Two Million Seven Hundred and Fifty Thousand Dollars (\$2,750,000.00) revolving loan for a 364 day period.

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

**The motion to Refer is Sustained.**

**COUNCILMAN HASSETT (By Request):**

Resolution Requesting the Traffic Engineer to cause the installation of a "Watch for Children" Sign within the vicinity of 35 Harold Street.

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

**The motion to Refer is Sustained.**

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**COUNCILMAN HASSETT:**

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Newark Street between Academy Avenue and Valley Street on Friday, July 4, 2003, between the hours of 4:00 o'clock P.M. to 11:00 o'clock P.M., to accommodate a Neighborhood Block Party.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Newark Street between Academy Avenue and Valley Street on Friday, July 4, 2003, between the hours of 4:00 o'clock P.M. to 11:00 o'clock P.M., to accommodate a Neighborhood Block Party.

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**COUNCILMAN HASSETT, COUNCIL PRESIDENT LOMBARDI, COUNCILMAN ALLEN, COUNCILMAN APONTE, COUNCILMAN BUTLER, COUNCILMAN DeLUCA, COUNCILWOMAN DiRUZZO, COUNCILMAN IGLIOZZI, COUNCILMAN JACKSON, COUNCILMAN LUNA, COUNCILMAN MANCINI, COUNCILWOMAN ROMANO, COUNCILMAN SEGAL, COUNCILWOMAN**

**WILLIAMS and COUNCILWOMAN YOUNG:**

Resolution Extending Sincere Congratulations to James Ahern upon his retirement as Head Basketball Coach at Mount Pleasant High School.

*Resolved*, That the Members of the Providence City Council hereby extend Sincere Congratulations to James Ahern upon his retirement as Head Basketball Coach at Mount Pleasant High School.

**COUNCILMAN HASSETT and COUNCILMAN DeLUCA:**

Resolution Requesting the Director of Public Works to initiate the appropriate competitive bidding procedure associated with the re-surfacing of Academy Avenue from that point at Chalkstone Avenue to Atwells Avenue.

*Resolved*, That the Director of Public Works is requested to initiate the appropriate competitive bidding procedure associated with the re-surfacing of Academy Avenue from that point at Chalkstone Avenue to Atwells Avenue.

**COUNCILMAN JACKSON (By Request):**

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Dexterdaledale Road between Summit Avenue and Camp Street on Sunday, May 25, 2003, between the hours of 12:00 o'clock P.M. to 5:00 o'clock P.M., to accommodate a Neighborhood Block Party.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Dexterdaledale Road between Summit Avenue and Camp Street on Sunday, May 25, 2003, between the hours of 12:00 o'clock P.M. to 5:00 o'clock P.M., to accommodate a Neighborhood Block Party.

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Camp Street and Cypress Street and Cypress Street at Knowles Street and Ivy Street and Camp Street at Abbott Street and Locust Street on Saturday, May 17, 2003, between the hours of 9:00 o'clock A.M. to 3:00 o'clock P.M., to accommodate the Attorney General Prosecutor's "Toy Gun Smash".

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Camp Street and Cypress Street and Cypress Street at Knowles Street and Ivy Street and Camp Street at Abbott Street and Locust Street on Saturday, May 17, 2003, between the hours of 9:00 o'clock A.M. to 3:00 o'clock P.M., to accommodate the Attorney General Prosecutor's "Toy Gun Smash".

**COUNCILMAN LUNA (By Request):**

Resolution Requesting the Chief Electrical Inspector to cause the installation of a light on Pole No. 25 on Calla Street.

*Resolved*, That the Chief Electrical Inspector is requested to cause the installation of a light on Pole No. 25 on Calla Street.

Resolution Requesting the Director of Public Works to cause the sewers to be baited on various streets located within Ward 9.

*Resolved*, That the Director of Public Works is requested to cause the sewers to be baited on the following streets located within Ward 9.

Adelaide Avenue

Gallatin Street

Congress Avenue

Laura Street

Mitchell Street

Melrose Street

Niagara Street

Hamilton Street

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**COUNCILMAN LUNA, COUNCILMAN APONTE and COUNCILWOMAN YOUNG:**

Resolution Extending Sincere Best Wishes to Paul and Elizabeth Fitzgerald on the celebration of their 35th Wedding Anniversary.

*Resolved*, That the Members of the Providence City Council hereby extend Sincere Best Wishes to Paul and Elizabeth Fitzgerald on the celebration of their 35th Wedding Anniversary.

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**COUNCILMAN MANCINI (By Request):**

Resolution Amending Resolution No. 246, Approved April 14, 2003 relative to the abandonment of a portion of Stanhope Street.

*Whereas*, Resolution No. 246 Approved April 14, 2003, is amended by adding the underscored language to the following paragraphs:

STANHOPE STREET, (portions of), shown as cross-hatched area on the accompanying plan and designated by the letters (A-B-C-D-A) having ceased to be useful to the public and is proposed to be abandoned as a Public Highway. Said Abandonment is specifically conditioned precedent upon the following: (1) The City Plan Commission of the City of Providence shall indicate its approval of the within abandonment by letter to the Office of the City Clerk, City of Providence. (2) Petitioner shall tender the amount of Five Thousand Five Hundred and Fifty-Six Dollars (\$5,556.00) in legal tender U.S. to the City of Providence. (3) **Petitioner shall convey an easement acceptable to the Providence Water Supply which will permit retention of its facilities in their existing location, together with the right to inspect, maintain, operate and replace the same and with twenty-four hour access to said facilities, or in the alternative should it be determined by the Petitioner that any such facilities need be relocated in order to comply with an intended use, the Petitioner shall assume all costs of relocation. And it is further**

*Ordered*, That the Traffic Engineer be and he is hereby directed to cause a sign to be placed on the above-named highway 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 a week for three successive weeks and a further and personal notice shall be served by the City Sergeant upon every owner of land abutting the above-named highway which has been abandoned, who is known to reside within the State.

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**COUNCILMAN MANCINI, COUNCILMAN HASSETT and COUNCILMAN BUTLER:**

Resolution Extending Sincere Best Wishes to Kevin Reilly for a complete and speedy recovery from his recent surgery.

*Resolved*, That the Members of the City Council hereby extend Sincere Best Wishes to Kevin Reilly for a complete and speedy recovery from his recent surgery.

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**COUNCILMAN SEGAL (By Request):**

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along East Street between John Street and Arnold Street on Saturday, May 31, 2003, between the hours of 4:00 o'clock P.M. to 10:00 o'clock P.M., to accommodate a Block Party. (Rain Date, Sunday, June 1, 2003)

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along East Street between John Street and Arnold Street on Saturday, May 31, 2003, between the hours of 4:00 o'clock P.M. to 10:00 o'clock P.M., to accommodate a Block Party. (Rain Date, Sunday, June 1, 2003)

**COUNCILMAN APONTE Moves to Dispense with the Reading of the foregoing matters and Moves Passage of the Several Resolutions, seconded by COUNCILWOMAN WILLIAMS.**

**The Motion for Passage is Sustained.**

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Resolution Requesting the Traffic Engineer to cause the installation of street signs indicating East Transit Street, at the intersections of said street with Governor Street and Ives Street.

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Resolution Requesting the Traffic Engineer to cause the installation of a street light at the northeastern corner of the intersection of Arnold Street and Benefit Street.

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Resolution Requesting the Traffic Engineer to cause the installation of a "Four-Way Stop" Sign at the intersection of Pitman Street and Wayland Avenue.

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**COUNCILMAN SEGAL:**

Resolution in Support of the burial of the transmission lines along Providence's Waterfront.

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

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

**The motion to Refer is Sustained.**

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**COUNCILWOMAN WILLIAMS (By Request):**

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Diman Place between Angell Street and Stimson Avenue on Sunday, June 8, 2003, between the hours of 9:30 o'clock A.M. to 2:00 o'clock P.M., to accommodate Central Congregational Church's Annual Picnic.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Diman Place between Angell Street and Stimson Avenue on Sunday, June 8, 2003, between the hours of 9:30 o'clock A.M. to 2:00 o'clock P.M., to accommodate Central Congregational Church's Annual Picnic.

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Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Gorton Street between Slater Avenue and Cole Avenue on Sunday, June 1, 2003, between the hours of 8:00 o'clock A.M. to 7:00 o'clock P.M., to accommodate a Neighborhood Block Party.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Gorton Street between Slater Avenue and Cole Avenue on Sunday, June 1, 2003, between the hours of 8:00 o'clock A.M. to 7:00 o'clock P.M., to accommodate a Neighborhood Block Party.

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**COUNCILWOMAN YOUNG (By Request):**

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Glenham Street between Broad Street and Taylor Street on Saturday, June 21, 2003, between the hours of 2:00 o'clock P.M. to 8:00 o'clock P.M., to accommodate a Graduation Party.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Glenham Street between Broad Street and Taylor Street on Saturday, June 21, 2003, between the hours of 2:00 o'clock P.M. to 8:00 o'clock P.M., to accommodate a Graduation Party.

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**COUNCILWOMAN YOUNG and COUNCIL PRESIDENT LOMBARDI:**

Resolution Creating a Special Committee on Recreation.

*Whereas*, The Providence City Council is hereby requested to create a Committee on Recreation for the City of Providence, and

*Whereas*, The said Committee would be in charge of the responsibility to meet with the Director of Recreation and his/her subordinates and members of the Recreational Advisory Board, and

*Whereas*, This Committee would meet in order that some concrete discussion would be made relative to the management and delivery of services to the Providence taxpayer, and

*Whereas*, Rule 20(c) of the said Rules of the City Council does hereby provide for the creation of all Special Committees of the City Council.

*Now, Therefore, Be It Resolved,* That pursuant to Rule 20(c) of the Rules of the Providence City Council, a Special Committee on Recreation is hereby created. That the charge of said Special Committee shall meet with the Director of Recreation, subordinates and any other City Officials which it may deem necessary for the purpose of advising the City Council as to the proper management and delivery of services to the people of the City of Providence, and

*Be It Further Resolved,* That said Special Committee shall consist of five (5) members of the City Council who shall be appointed by the

President of the City Council or the Council President Pro-Tempore pursuant to said Rule 20(c) and that the term of said Special Committee shall expire on January 1, 2007.

**COUNCILMAN APONTE Moves to Dispense with the Reading of the foregoing matters and Moves Passage of the Several Resolutions, seconded by COUNCILWOMAN WILLIAMS.**

**The Motion for Passage is Sustained.**

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## **REPORTS FROM COMMITTEES**

**COUNCILWOMAN JOSEPHINE DiRUZZO, Chairwoman  
COMMITTEE ON CITY PROPERTY**

**AND**

**COUNCILMAN TERRENCE M. HASSETT, Chairman  
COMMITTEE ON PUBLIC WORKS, JOINTLY**

**Transmit the following with recommendation the same be Received:**

Communication from Peter V. Lacouture, Nixon Peabody, LLP, dated April 9, 2003, submitting a notice of intent application and supporting report on behalf of Narragansett Electric Company with the Energy Facility Siting Board in connection with the relocation

of the E-183 115 kV Transmission Line Relocation Project.

**COUNCIL PRESIDENT LOMBARDI  
Receives the foregoing Communication.**

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**COUNCILMAN TERRENCE M. HASSETT, Chairman**  
**COMMITTEE ON PUBLIC WORKS**

**Transmits the following with recommendation the same be Severally Approved:**

Resolution Adopting an immediate moratorium on the issuance or approval of any permit required for any construction and or demolition related to any expansion by and for the Miriam Hospital and or any of its entities for a period of six months in order to allow for a full and complete impact study.

*Whereas*, The City of Providence maintains a compelling interest in insuring the stability and growth of all its neighborhoods, and

*Whereas*, The City of Providence finds that institutional expansion into residential neighborhoods may adversely impact both directly and indirectly on the quality of life of the residents of surrounding neighborhoods including but not limited to increased traffic and an increased demand for parking, and

*Whereas*, The City of Providence finds that in order to ensure that any potential adverse impact is known before any expansion is to begin, and that all practical steps are taken to mitigate these potentially adverse impacts so as not to diminish the quality of life and property of surrounding neighborhoods, namely the Summit, Mount Hope neighborhoods, and

*Whereas*, The City of Providence finds that all institutional expansion must be consistent with all applicable city ordinances, state laws, the city's comprehensive plan and further be part of a master plan, approved by appropriate city departments, boards, commissions and agencies.

*Now, Therefore, Be It Resolved*, That the City of Providence hereby declares that a moratorium shall be enacted with respect to the issuance or the approval of any and all permits required for construction and or demolition related to Miriam Hospital expansion for a period of six (6) months.

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Resolution Granting permission for an underground easement on Union Street for service at 236 Westminster Street.

*It is hereby Resolved*, That His Honor, the Mayor, is authorized to grant a non-exclusive sub-surface easement below Union Street in the City of Providence to Cox Com, Inc., d/b/a Cox Communications (Cox). Said easement shall be granted specifically upon the following provisions:

1. Said easement shall be utilized only for the installation and maintenance of underground conduit necessary to serve 236 Westminster Street. Said easement shall not exceed the area of approximately two hundred sixteen square feet, as delineated on the accompanying map marked as Exhibit A.

2. Said easement shall be deemed to run with the land and shall operate against any successors in title and the easement or memorandum of same shall be recorded in the Office of Land Records for the City of Providence.



3. Said easement shall be subject to a right of reverter/right of reversion in the event that the situs of the easement is no longer utilized for the aforestated purposes.

4. The Assistant Director for Project Management and Construction has valued the easement at \$1,836.00 in legal tender of the United States of America. However, since Cox has appealed the assessment of such charges to the Rhode Island Public Utilities Commission, the Director of Public Works may issue the permit, subject only to the payment of a \$75.00 fee by Cox, pending the resolution of the Public Utilities Commission appeal.

5. Any breakout necessary for installation and/or repair shall be resurfaced/rehabilitated to the approval of the Director of the Department of Public Works.

6. Any installation of utilities or utility lines shall be underground so as to preserve the public right-of-way.

7. Any installation of electrical mechanisms shall be by the approval of the Department of Inspections & Standards.

8. Petitioner shall ascertain that construction results in no adverse impact on any existing utility company and shall ensure the continued integrity of those existing structures.

9. Cox shall execute an indemnification and hold-harmless agreement with the City of Providence. Said agreement shall be approved by the Department of Law of the City of Providence.

10. Cox recognizes the applicability of Sections 23-107, 23-108 and 23-190 of the Code of Ordinances which read as follows:

23-107. *Indemnity of city against claims arising out of electrical installations.* No right

of any person to maintain, use or operate any poles, wires, cables, conduits, ducts, pipes, manholes, handholes, or other appliances or appurtenances in any street or other traveled way in the city, shall be in preference or hindrance of public work in the city, and should any of the same in any way interfere with the construction, alteration or repair of any public work in, under, or over any such street or way, whether done by the city directly or by any contractor for the city, such person shall at his own expense protect, alter or move any of the same so interfering to some other location, or discontinue the use and operation thereof for the time being, as directed by the director of public works, without the city being liable for any damages suffered by such person thereby. The City shall notify such person not fewer than ninety (90) days prior to such public work, which will interfere with any of the same or the use or operation thereof. In case such person shall fail to comply with any such direction of said director, the city may protect, alter or move the same, and recover the cost thereof from such person.

23-108. *Precedence of wires, apparatus of city signal service.* The wires, poles, posts, structures and supports of the telephone, fire alarm and police signal service maintained by the city shall at all times take precedence and right-of-way as to all other wires, poles, posts, structures and supports maintained or erected in the city; and no lineman or other person, either in erecting wires, poles, posts, structures or supports in any way whatsoever shall interfere with, or disturb, dissarrange or change any wires maintained by the city, or any appurtenance thereof; and in every instance of removal of any said wires, poles, posts, structures or supports for the accommodation of any other coporation or party, or to place the same beyond danger from the electric current of any other corporation or party, the expense incident to said removal shall be paid immediately by such other corporation or party.

23-109. *Indemnity of city against claims arising out of electrical installation.* Every person erecting, maintaining or using electric wires or poles, fixture or structures, for the support or conducting of the same shall indemnify and save harmless the city, its officers, agents and servants, from and against all lawful claims and demands for injuries to persons or property occasioned by the existence of such poles, wires, fixtures or structures or the transmission of electric current by means thereof or by the digging up, opening or keeping open of any street, highway, traveled way, public place or part thereof, which shall be or has been opened for the purpose of installing, constructing or repairing any underground conduit, duct, structure, appliance or appurtenance by or for such person, or by any failure of such person to restore and keep in sound and safe condition for the required time any ground opened or dug up in the prosecution of any of its work in any street, way or place. The city, the city council, or the officers, agents or servants of the city, exercising the rights, powers or permission, and subject to the restrictions, respectively given and reserved herein shall not be held liable by such person or corporation on account thereof, or by reason of any injury or damage caused thereby.

and Cox, for itself and its successors, agrees to comply with the same.

11. Cox shall repave all excavated roadways in accordance with relevant ordinances, industry standards and to the reasonable satisfaction of the Director of Public Works and Cox, its successors and assigns, shall guarantee the fitness of said repairing and shall make, at its own cost, all necessary modifications, alterations and repairs to said repaving for a period of not fewer than five (5) years.

12. Such other terms and conditions as may be reflected in the record and minutes of the City Council Committee on Public Property

and/or as may be deemed appropriate by the Mayor or the Department of Law.

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Resolution Granting permission for an underground easement in the sidewalk of Harris Avenue for service at Jefferson Place Condominiums.

*It is hereby Resolved,* That His Honor, the Mayor, is authorized to grant a non-exclusive sub-surface easement below the sidewalk adjoining Harris Street in the City of Providence to Cox Com, Inc., d/b/a Cox Communications (Cox). Said easement shall be granted specifically upon the following provisions:

1. Said easement shall be utilized only for the installation and maintenance of underground conduit necessary to serve Jefferson Place Condominiums. Said easement shall not exceed the area of approximately one thousand one hundred forty square feet, as delineated on the accompanying map marked as Exhibit A.

2. Said easement shall be deemed to run with the land and shall operate against any successors in title and the easement or memorandum of same shall be recorded in the Office of Land Records for the City of Providence.

3. Said easement shall be subject to a right of reverter/right of reversion in the event that the situs of the easement is no longer utilized for the aforesaid purposes.

4. The Assistant Director for Project Management and Construction has valued the easement at \$9,975.00 in legal tender of the United States of America. However, since Cox has appealed the assessment of such charges to the Rhode Island Public Utilities Commission, the Director of Public Works may issue the

permit, subject only to the payment of a \$75.00 fee by Cox, pending the resolution of the Public Utilities Commission appeal.

5. Any breakout necessary for installation and/or repair shall be resurfaced/rehabilitated to the approval of the Director of the Department of Public Works.

6. Any installation of utilities or utility lines shall be underground so as to preserve the public right-of-way.

7. Any installation of electrical mechanisms shall be by the approval of the Department of Inspections & Standards.

8. Petitioner shall ascertain that construction results in no adverse impact on any existing utility company and shall ensure the continued integrity of those existing structures.

9. Cox shall execute an indemnification and hold-harmless agreement with the City of Providence. Said agreement shall be approved by the Department of Law of the City of Providence.

10. Cox recognizes the applicability of Sections 23-107, 23-108 and 23-190 of the Code of Ordinances which read as follows:

23-107. *Indemnity of city against claims arising out of electrical installations.* No right of any person to maintain, use or operate any poles, wires, cables, conduits, ducts, pipes, manholes, handholes, or other appliances or appurtenances in any street or other traveled way in the city, shall be in preference or hindrance of public work in the city, and should any of the same in any way interfere with the construction, alteration or repair of any public work in, under, or over any such street or way, whether done by the city directly or by any contractor for the city, such person shall at his own expense protect, alter or move any of the same so interfering to some other location, or

discontinue the use and operation thereof for the time being, as directed by the director of public works, without the city being liable for any damages suffered by such person thereby. The City shall notify such person not fewer than ninety (90) days prior to such public work, which will interfere with any of the same or the use or operation thereof. In case such person shall fail to comply with any such direction of said director, the city may protect, alter or move the same, and recover the cost thereof from such person.

23-108. *Precedence of wires, apparatus of city signal service.* The wires, poles, posts, structures and supports of the telephone, fire alarm and police signal service maintained by the city shall at all times take precedence and right-of-way as to all other wires, poles, posts, structures and supports maintained or erected in the city; and no lineman or other person, either in erecting wires, poles, posts, structures or supports in any way whatsoever shall interfere with, or disturb, dissarrange or change any wires maintained by the city, or any appurtenance thereof; and in every instance of removal of any said wires, poles, posts, structures or supports for the accommodation of any other coporation or party, or to place the same beyond danger from the electric current of any other corporation or party, the expense incident to said removal shall be paid immediately by such other corporation or party.

23-109. *Indemnity of city against claims arising out of electrical installation.* Every person erecting, maintaing or using electric wires or poles, fixture or structures, for the support or conducting of the same shall indemnify and save harmless the city, its officers, agents and servants, from and against all lawful claims and demands for injuries to persons or property occasioned by the existence of such poles, wires, fixtures or structures or the transmission of electric current by means thereof or by the digging up, opening or keeping open of any street, highway, traveled way,

public place or part thereof, which shall be or has been opened for the purpose of installing, constructing or repairing any underground conduit, duct, structure, appliance or appurtenance by or for such person, or by any failure of such person to restore and keep in sound and safe condition for the required time any ground opened or dug up in the prosecution of any of its work in any street, way or place. The city, the city council, or the officers, agents or servants of the city, exercising the rights, powers or permission, and subject to the restrictions, respectively given and reserved herein shall not be held liable by such person or corporation on account thereof, or by reason of any injury or damage caused thereby.

and Cox, for itself and its successors, agrees to comply with the same.

11. Cox shall repave all excavated roadways in accordance with relevant ordinances, industry standards and to the reasonable satisfaction of the Director of Public Works and Cox, its successors and assigns, shall guarantee the fitness of said repairing and shall make, at its own cost, all necessary modifications, alterations and repairs to said repaving for a period of not fewer than five (5) years.

12. Such other terms and conditions as may be reflected in the record and minutes of the City Council Committee on Public Property and/or as may be deemed appropriate by the Mayor or the Department of Law.

Resolution Granting permission for an underground easement within the sidewalk at the intersection of Chestnut Street and Ship Street for service at 89 Ship Street.

*It is hereby Resolved*, That His Honor, the Mayor, is authorized to grant a non-exclusive

sub-surface easement below the sidewalk adjoining Chestnut Street and Ship Street in the City of Providence to Cox Com, Inc., d/b/a Cox Communications (Cox). Said easement shall be granted specifically upon the following provisions:

1. Said easement shall be utilized only for the installation and maintenance of underground conduit necessary to serve 89 Ship Street. Said easement shall not exceed the area of approximately one thousand one hundred forty square feet, as delineated on the accompanying map marked as Exhibit A.

2. Said easement shall be deemed to run with the land and shall operate against any successors in title and the easement or memorandum of same shall be recorded in the Office of Land Records for the City of Providence.

3. Said easement shall be subject to a right of reverter/right of reversion in the event that the situs of the easement is no longer utilized for the aforesated purposes.

4. The Assistant Director for Project Management and Construction has valued the easement at \$977.00 in legal tender of the United States of America. However, since Cox has appealed the assessment of such charges to the Rhode Island Public Utilities Commission, the Director of Public Works may issue the permit, subject only to the payment of a \$75.00 fee by Cox, pending the resolution of the Public Utilities Commission appeal.

5. Any breakout necessary for installation and/or repair shall be resurfaced/rehabilitated to the approval of the Director of the Department of Public Works.

6. Any installation of utilities or utility lines shall be underground so as to preserve the public right-of-way.

7. Any installation of electrical mechanisms shall be by the approval of the Department of Inspections & Standards.

8. Petitioner shall ascertain that construction results in no adverse impact on any existing utility company and shall ensure the continued integrity of those existing structures.

9. Cox shall execute an indemnification and hold-harmless agreement with the City of Providence. Said agreement shall be approved by the Department of Law of the City of Providence.

10. Cox recognizes the applicability of Sections 23-107, 23-108 and 23-190 of the Code of Ordinances which read as follows:

23-107. *Indemnity of city against claims arising out of electrical installations.* No right of any person to maintain, use or operate any poles, wires, cables, conduits, ducts, pipes, manholes, handholes, or other appliances or appurtenances in any street or other traveled way in the city, shall be in preference or hindrance of public work in the city, and should any of the same in any way interfere with the construction, alteration or repair of any public work in, under, or over any such street or way, whether done by the city directly or by any contractor for the city, such person shall at his own expense protect, alter or move any of the same so interfering to some other location, or discontinue the use and operation thereof for the time being, as directed by the director of public works, without the city being liable for any damages suffered by such person thereby. The City shall notify such person not fewer than ninety (90) days prior to such public work, which will interfere with any of the same or the use or operation thereof. In case such person shall fail to comply with any such direction of said director, the city may protect, alter or move the same, and recover the cost thereof from such person.

23-108. *Precedence of wires, apparatus of city signal service.* The wires, poles, posts, structures and supports of the telephone, fire alarm and police signal service maintained by the city shall at all times take precedence and right-of-way as to all other wires, poles, posts, structures and supports maintained or erected in the city; and no lineman or other person, either in erecting wires, poles, posts, structures or supports in any way whatsoever shall interfere with, or disturb, disarrange or change any wires maintained by the city, or any appurtenance thereof; and in every instance of removal of any said wires, poles, posts, structures or supports for the accommodation of any other corporation or party, or to place the same beyond danger from the electric current of any other corporation or party, the expense incident to said removal shall be paid immediately by such other corporation or party.

23-109. *Indemnity of city against claims arising out of electrical installation.* Every person erecting, maintaining or using electric wires or poles, fixture or structures, for the support or conducting of the same shall indemnify and save harmless the city, its officers, agents and servants, from and against all lawful claims and demands for injuries to persons or property occasioned by the existence of such poles, wires, fixtures or structures or the transmission of electric current by means thereof or by the digging up, opening or keeping open of any street, highway, traveled way, public place or part thereof, which shall be or has been opened for the purpose of installing, constructing or repairing any underground conduit, duct, structure, appliance or appurtenance by or for such person, or by any failure of such person to restore and keep in sound and safe condition for the required time any ground opened or dug up in the prosecution of any of its work in any street, way or place. The city, the city council, or the officers, agents or servants of the city, exercising the rights, powers or permission, and subject to the restrictions, respectively given and reserved

herein shall not be held liable by such person or corporation on account thereof, or by reason of any injury or damage caused thereby.

and Cox, for itself and its successors, agrees to comply with the same.

11. Cox shall repave all excavated roadways in accordance with relevant ordinances, industry standards and to the reasonable satisfaction of the Director of Public Works and Cox, its successors and assigns, shall guarantee the fitness of said repairing and shall make, at its own cost, all necessary modifications, alterations and repairs to said repaving for a period of not fewer than five (5) years.

12. Such other terms and conditions as may be reflected in the record and minutes of the City Council Committee on Public Property and/or as may be deemed appropriate by the Mayor or the Department of Law.

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Resolution Granting permission for an underground easement on George Street for service at 114 George Street.

*It is hereby Resolved*, That His Honor, the Mayor, is authorized to grant a non-exclusive sub-surface easement below George Street in the City of Providence to Cox Com, Inc., d/b/a Cox Communications (Cox). Said easement shall be granted specifically upon the following provisions:

1. Said easement shall be utilized only for the installation and maintenance of underground conduit necessary to serve 114 George Street. Said easement shall not exceed the area of approximately ninety-nine square feet, as delineated on the accompanying map marked as Exhibit A.

2. Said easement shall be deemed to run with the land and shall operate against any succes-

sors in title and the easement or memorandum of same shall be recorded in the Office of Land Records for the City of Providence.

3. Said easement shall be subject to a right of reverter/right of reversion in the event that the situs of the easement is no longer utilized for the aforestated purposes.

4. The Assistant Director for Project Management and Construction has valued the easement at \$400.00 in legal tender of the United States of America. However, since Cox has appealed the assessment of such charges to the Rhode Island Public Utilities Commission, the Director of Public Works may issue the permit, subject only to the payment of a \$75.00 fee by Cox, pending the resolution of the Public Utilities Commission appeal.

5. Any breakout necessary for installation and/or repair shall be resurfaced/rehabilitated to the approval of the Director of the Department of Public Works.

6. Any installation of utilities or utility lines shall be underground so as to preserve the public right-of-way.

7. Any installation of electrical mechanisms shall be by the approval of the Department of Inspections & Standards.

8. Petitioner shall ascertain that construction results in no adverse impact on any existing utility company and shall ensure the continued integrity of those existing structures.

9. Cox shall execute an indemnification and hold-harmless agreement with the City of Providence. Said agreement shall be approved by the Department of Law of the City of Providence.

10. Cox recognizes the applicability of Sections 23-107, 23-108 and 23-190 of the Code of Ordinances which read as follows:

23-107. *Indemnity of city against claims arising out of electrical installations.* No right of any person to maintain, use or operate any poles, wires, cables, conduits, ducts, pipes, manholes, handholes, or other appliances or appurtenances in any street or other traveled way in the city, shall be in preference or hindrance of public work in the city, and should any of the same in any way interfere with the construction, alteration or repair of any public work in, under, or over any such street or way, whether done by the city directly or by any contractor for the city, such person shall at his own expense protect, alter or move any of the same so interfering to some other location, or discontinue the use and operation thereof for the time being, as directed by the director of public works, without the city being liable for any damages suffered by such person thereby. The City shall notify such person not fewer than ninety (90) days prior to such public work, which will interfere with any of the same or the use or operation thereof. In case such person shall fail to comply with any such direction of said director, the city may protect, alter or move the same, and recover the cost thereof from such person.

23-108. *Precedence of wires, apparatus of city signal service.* The wires, poles, posts, structures and supports of the telephone, fire alarm and police signal service maintained by the city shall at all times take precedence and right-of-way as to all other wires, poles, posts, structures and supports maintained or erected in the city; and no lineman or other person, either in erecting wires, poles, posts, structures or supports in any way whatsoever shall interfere with, or disturb, dissarrange or change any wires maintained by the city, or any appurtenance thereof; and in every instance of removal of any said wires, poles, posts, structures or supports for the accommodation of any other corporation or party, or to place the same beyond danger from the electric current of any other corporation

or party, the expense incident to said removal shall be paid immediately by such other corporation or party.

23-109. *Indemnity of city against claims arising out of electrical installation.* Every person erecting, maintaing or using electric wires or poles, fixture or structures, for the support or conducting of the same shall indemnify and save harmless the city, its officers, agents and servants, from and against all lawful claims and demands for injuries to persons or property occasioned by the existence of such poles, wires, fixtures or structures or the transmission of electric current by means thereof or by the digging up, opening or keeping open of any street, highway, traveled way, public place or part thereof, which shall be or has been opened for the purpose of installing, constructing or repairing any underground conduit, duct, structure, appliance or appurtenance by or for such person, or by any failure of such person to restore and keep in sound and safe condition for the required time any ground opened or dug up in the prosecution of any of its work in any street, way or place. The city, the city council, or the officers, agents or servants of the city, exercising the rights, powers or permission, and subject to the restrictions, respectively given and reserved herein shall not be held liable by such person or corporation on account thereof, or by reason of any injury or damage caused thereby.

and Cox, for itself and its successors, agrees to comply with the same.

11. Cox shall repave all excavated roadways in accordance with relevant ordinances, industry standards and to the reasonable satisfaction of the Director of Public Works and Cox, its successors and assigns, shall guarantee the fitness of said repairing and shall make, at its own cost, all necessary modifications, alterations and repairs to said repaving for a period of not fewer than five (5) years.

12. Such other terms and conditions as may be reflected in the record and minutes of the City Council Committee on Public Property and/or as may be deemed appropriate by the Mayor or the Department of Law.

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Resolution Granting approval for an easement to lay telephone conduit and place two new manholes under and on Harris Avenue and Kinsley Avenue to Providence Place.

*It is hereby Resolved*, That His Honor, the Mayor, is authorized to grant a non-exclusive sub-surface easement below Harris Avenue and Kinsley Avenue in the City of Providence to Verizon New England, Inc., d/b/a Verizon Rhode Island (Verizon). Said easement shall be granted specifically upon the following provisions:

1. Said easement shall be utilized only for the installation and maintenance of underground conduit and two new manholes under and on Harris Avenue and Kinsley Avenue to serve the Jefferson Place Condominiums. Said easement shall not exceed the area of approximately four thousand one hundred fourteen square feet, as delineated on the accompanying map marked as Exhibit A.

2. Said easement shall be deemed to run with the land and shall operate against any successors in title and the easement or memorandum of same shall be recorded in the Office of Land Records for the City of Providence.

3. Said easement shall be subject to a right of reverter/right of reversion in the event that the situs of the easement is no longer utilized for the aforesated purposes.

4. The Assistant Director for Project Management and Construction has valued the easement at \$14,399.00 in legal tender of the

United States of America. However, since Verizon has appealed the assessment of such charges to the Rhode Island Public Utilities Commission, the Director of Public Works may issue the permit, subject only to the payment of a \$75.00 fee by Verizon, pending the resolution of the Public Utilities Commission appeal.

5. Any breakout necessary for installation and/or repair shall be resurfaced/rehabilitated to the approval of the Director of the Department of Public Works.

6. Any installation of utilities or utility lines shall be underground so as to preserve the public right-of-way.

7. Any installation of electrical mechanisms shall be by the approval of the Department of Inspections & Standards.

8. Petitioner shall ascertain that construction results in no adverse impact on any existing utility company and shall ensure the continued integrity of those existing structures.

9. Verizon shall execute an indemnification and hold-harmless agreement with the City of Providence. Said agreement shall be approved by the Department of Law of the City of Providence.

10. Verizon recognizes the applicability of Sections 23-107, 23-108 and 23-190 of the Code of Ordinances which read as follows:

23-107. *Indemnity of city against claims arising out of electrical installations.* No right of any person to maintain, use or operate any poles, wires, cables, conduits, ducts, pipes, manholes, handholes, or other appliances or appurtenances in any street or other traveled way in the city, shall be in preference or hindrance of public work in the city, and should any of the same in any way interfere with the construction, alteration or repair of any public work in, under, or over any such street or way,



whether done by the city directly or by any contractor for the city, such person shall at his own expense protect, alter or move any of the same so interfering to some other location, or discontinue the use and operation thereof for the time being, as directed by the director of public works, without the city being liable for any damages suffered by such person thereby. The City shall notify such person not fewer than ninety (90) days prior to such public work, which will interfere with any of the same or the use or operation thereof. In case such person shall fail to comply with any such direction of said director, the city may protect, alter or move the same, and recover the cost thereof from such person.

23-108. *Precedence of wires, apparatus of city signal service.* The wires, poles, posts, structures and supports of the telephone, fire alarm and police signal service maintained by the city shall at all times take precedence and right-of-way as to all other wires, poles, posts, structures and supports maintained or erected in the city; and no lineman or other person, either in erecting wires, poles, posts, structures or supports in any way whatsoever shall interfere with, or disturb, disarrange or change any wires maintained by the city, or any appurtenance thereof; and in every instance of removal of any said wires, poles, posts, structures or supports for the accommodation of any other corporation or party, or to place the same beyond danger from the electric current of any other corporation or party, the expense incident to said removal shall be paid immediately by such other corporation or party.

23-109. *Indemnity of city against claims arising out of electrical installation.* Every person erecting, maintaining or using electric wires or poles, fixture or structures, for the support or conducting of the same shall indemnify and save harmless the city, its officers, agents and servants, from and against all lawful claims and demands for injuries to persons or property occasioned by the existence of such

poles, wires, fixtures or structures or the transmission of electric current by means thereof or by the digging up, opening or keeping open of any street, highway, traveled way, public place or part thereof, which shall be or has been opened for the purpose of installing, constructing or repairing any underground conduit, duct, structure, appliance or appurtenance by or for such person, or by any failure of such person to restore and keep in sound and safe condition for the required time any ground opened or dug up in the prosecution of any of its work in any street, way or place. The city, the city council, or the officers, agents or servants of the city, exercising the rights, powers or permission, and subject to the restrictions, respectively given and reserved herein shall not be held liable by such person or corporation on account thereof, or by reason of any injury or damage caused thereby.

and Verizon, for itself and its successors, agrees to comply with the same.

11. Verizon shall repave all excavated roadways in accordance with relevant ordinances, industry standards and to the reasonable satisfaction of the Director of Public Works and Verizon, its successors and assigns, shall guarantee the fitness of said repairing and shall make, at its own cost, all necessary modifications, alterations and repairs to said repaving for a period of not fewer than five (5) years.

12. Such other terms and conditions as may be reflected in the record and minutes of the City Council Committee on Public Property and/or as may be deemed appropriate by the Mayor or the Department of Law.

**COUNCILMAN APONTE Moves to Dis-  
pense with the Reading of the foregoing  
matters and Moves Passage of the Several  
Resolutions, seconded by COUNCILWO-  
MAN WILLIAMS.**

**The Motion for Passage is Sustained.**

**COUNCILMAN KEVIN JACKSON, Chairman  
COMMITTEE ON FINANCE**

**Transmits the following with recommenda-  
tion the same be Severally Approved:**

Resolution Requesting to cancel or abate, in whole, the taxes assessed upon Assessor's Plat 68, Lot 586 (54 Goddard Street), in the amount of Two Thousand Eight Hundred Twenty Six Dollars and Sixty Eight Cents (\$2,826.68), or any taxes accrued, at the request of the Smith Hill Community Development Corporation's Affordable Housing Program.

*Resolved*, That the taxes assessed upon Assessor's Plat 68, Lot 586 (54 Goddard Street), are hereby cancelled or abated, in whole, in accordance with Rhode Island General Law Section 44-7-23, in the amount of Two Thousand Eight Hundred Twenty Six Dollars and Sixty Eight Cents (\$2,826.68), or any taxes accrued, at the request of the Smith Hill Community Development Corporation's Affordable Housing Program.

**Read and Passed, on motion of COUNCILMAN APONTE, seconded by COUNCILWOMAN WILLIAMS, by the following Roll Call Vote:**

**Ayes:** Council President Lombardi, Councilmen Aponte, Butler, DeLuca, Councilwoman DiRuzzo, Councilmen Hassett, Igliozzi, Luna, Jackson, Mancini, Councilwoman Romano, Councilman Segal, Councilwomen Williams and Young—14.

**Nays:** None.

**Absent:** Councilman Allen—1.

**The motion for Passage is Sustained.**

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Resolution Granting an extension of the Residency Requirement for Makram H. Megalli, P.E., Director of Public Works for the City of Providence, for a six month period to commence on April 3, 2003 and ending on October 3, 2003.

*Resolved*, That the Committee on Finance hereby approves an extension of the Residency Requirement for Makram H. Megalli, P.E., Director of Public Works for the City of Providence, for a six month period to commence on April 3, 2003 and ending on October 3, 2003.

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

**The Motion for Passage is Sustained.**

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**COUNCILMAN KEVIN JACKSON, Chairman  
COMMITTEE ON FINANCE**

**AND**

**COUNCILWOMAN JOSEPHINE DiRUZZO, Chairwoman  
COMMITTEE ON CITY PROPERTY, JOINTLY**

**Transmit the following with recommenda-  
tion the same be Approved, As Amended:**

Resolution Requesting the Providence Public Building Authority to use its best efforts to finance the renovation, the repair, replacement, improvement, furnishing and equipping of schools and school facilities in the City, including the design and feasibility, engineering or other studies which may be necessary in connection therewith and any other acts necessary or incidental thereto (the "Projects"), and to issue Bonds and/or Notes in an amount not to exceed Thirty-One Million Dollars (\$31,000,000) to provide funding for the Projects.

*Whereas*, The Providence Public Buildings Authority (the "Authority") was constituted as a body corporate and politic of the City of Providence pursuant to the provisions of Chapter 50 of title 45 of the General Laws of Rhode Island (the "Act") and a resolution duly passed by this City Council on August 13, 1987; and

*Whereas*, The Authority's creation was approved by the Public Finance Management Board on February 12, 1988; and

*Whereas*, The Authority may now duly transact its business of acquiring and constructing public facilities, acquiring public equipment; maintaining, renovating, repairing and operating the same; and issuing its revenue bonds and/or notes to finance the public facilities and public equipment; and

*Whereas*, The Authority may develop its projects only upon the request of the Mayor and the City Council; and

*Whereas*, Such requests must take the form of a proposal by the Mayor approved by the City Council; and

*Whereas*, The Mayor has submitted the proposal attached hereto as Exhibit "A" for the City Council's approval.

*Now, Therefore, Be It Resolved,*

1. That the City Council hereby approves the Proposal of the Mayor dated May 28, 2003 attached hereto (the "Proposal") which, among other things, requests the Authority to use its best efforts to finance the acquisition, construction, furnishing and equipping of a new high school and the renovation, the repair, replacement, improvement, furnishing and equipping of schools and school facilities in the City, including design and feasibility, engineering or other studies which may be necessary in connection therewith and any other acts necessary or incidental thereto (the "Projects"), and to issue Bonds and/or Notes in an amount not to exceed Thirty-One Million Dollars (\$31,000,000) to provide funding for the Projects.

2. That the City Council hereby authorizes the Mayor to negotiate and lease the Projects from the Authority and to transfer such addi-

tional property to the Authority as shall be necessary to secure the Bonds or Notes.

3. That the Mayor, the Director of Finance and the City Treasurer be, and they hereby are, authorized to take any and all action and to execute, file and deliver any and all agreements, notes, deeds, leases and other documents, and amendments thereto, as they, in their sole discretion, may deem necessary or desirable to implement the transaction contemplated by the Proposal.

4. That the City's Department of Public Property shall submit all estimates, bids, etc. regarding such construction, renovation, rehabilitation, improvement, furnishing, and equipping of the Project to the Committee on Finance of the City Council as such estimates become available.

5. The City's Director of Finance is authorized to execute and deliver continuing disclosure certificates in connection with the bonds or notes issued by the Authority, in such form as shall be deemed advisable by the City's Director of Finance. The City hereby covenants and agrees that it will comply with and carry out all of the provisions of each continuing disclosure certificate, as it may be amended from time to time. Notwithstanding any other provisions of this Resolution or the bonds or notes, failure of the City to comply with any continuing disclosure certificate shall not be considered an event of default; however, any bondholder or noteholder may take such actions as may be necessary and appropriate, including seeking mandate or specific performance by court order, to cause the City to comply with its obligations under this Resolution and under any continuing disclosure certificate.

6. This Resolution is an affirmative action of the City Council towards the issuance of the Authority's Bonds and/or Notes in accordance with the purposes of the laws of the State. This Resolution constitutes the City's declaration of

official intent, pursuant to Treasury Regulation Section 1.150-2, to reimburse its General Fund in an amount not to exceed Thirty-One Million Dollars (\$31,000,000) for certain capital expenditures for the Projects paid on or after the date which is sixty (60) days prior to the date of this Resolution but prior to the issuance of the Authority's Bonds and/or Notes, or otherwise as permitted by such regulation. Amounts to be reimbursed shall be reimbursed not later than eighteen months after (a) the date on which the expenditure is paid or (b) the date the Projects are placed in service or abandoned, but in no event more than three (3) years after the date the expenditure is paid.

7. With respect to the Project authorized herein, to the extent that the construction of such Project requires any amendment of the zoning ordinance or zoning map of the City, the City Council hereby initiates the same and directs that the City Planning Commission at its earliest opportunity provide it with its findings and recommendations as provided for in Rhode Island General Laws Section 45-24-52, as amended, and that the City Clerk schedule a public hearing of the City Council with all reasonable dispatch, giving proper notice as prescribed in Rhode Island General Laws Section 45-24-53, for this City Council to act on the proposed amendment.

8. This Resolution shall take effect on passage.

**COUNCILMAN APONTE Moves Passage of the foregoing Resolution, As Amended, seconded by COUNCILWOMAN WILLIAMS, by the following Roll Call Vote:**

**Ayes:** Council President Lombardi, Councilmen Aponte, Butler, DeLuca, Councilwoman DiRuzzo, Councilmen Hassett, Igliozzi, Luna, Jackson, Mancini, Councilwoman Romano, Councilman Segal, Councilwomen Williams and Young—14.

Nays: None.

The motion for Passage, As Amended, is Sustained.

Absent: Councilman Allen—1.

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### **COUNCILMAN PETER S. MANCINI, Chairman COMMITTEE ON CLAIMS AND PENDING SUITS**

Transmits the following with recommendation the same be Severally Approved:

Certificates from the City Collector No. 45 & No. 46, Recommending Cancellation of Excise Taxes pursuant to the provisions of Section 44-7-14 of the General Laws of Rhode Island, 1956, As Amended, as the same are determined to be uncollectable.

Certificates, seconded by COUNCILWOMAN WILLIAMS, by the following Roll Call Vote:

Ayes: Council President Lombardi, Councilmen Aponte, Butler, DeLuca, Councilwoman DiRuzzo, Councilmen Hassett, Igliozi, Luna, Jackson, Mancini, Councilwoman Romano, Councilman Segal, Councilwomen Williams and Young—14.

Nays: None.

Absent: Councilman Allen—1.

The motion for Passage of the Several Certificates is Sustained.

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Certificates from the City Collector No. 47, Recommending Cancellation of Tangible Taxes pursuant to the provisions of Section 44-7-14 of the General Laws of Rhode Island, 1956, As Amended, as the same are determined to be uncollectable.

**COUNCILMAN APONTE Moves to Dis-  
pense with the Reading of the foregoing  
matters and Moves Passage of the Several**

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## **COMMUNICATIONS AND REPORTS**

Communication from Mayor David N. Cicil-  
line, dated May 8, 2003, Informing the City Clerk  
that he is this day appointing Mr. Pedro Espinal  
of 162 Verndale Avenue, Providence, Rhode

Island 02905, as one of three Mayoral appointees  
to the Providence External Review Authority  
(PERA), for a term to expire in May 2005.

Communication from Mayor David N. Cicil-line, dated May 8, 2003, Informing the City Clerk that he is this day appointing Ms. Patsy L. Peterson of 118 Warrington Street, Providence, Rhode Island 02907, as one of three Mayoral appointees to the Providence External Review Authority (PERA), for a term to expire in May 2006.

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Communication from Mayor David N. Cicil-line, dated May 22, 2003, Informing the City Clerk that he is this day appointing Mr. Arthur C. Jones, Ph.D of 31 Olney Street, Providence, Rhode Island 02906, as one of three Mayoral appointees to the Providence External Review Authority (PERA), for a term to expire in May 2004.

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Communication from Mayor David N. Cicil-line, dated May 19, 2003, Informing the City Clerk that he is this day appointing Mr. John Simmons, as his appointee to serve on the "Special Commission to Study Tax Exempt Institutions" pursuant to Resolution Number 86, Effective February 17, 2003.

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Communication from Council President John J. Lombardi, dated May 19, 2003, Informing the City Clerk that he is this day appointing Antoinette Breed of 7 Cushing Street, Providence, Rhode Island 02906, to the On Street Parking Study Commission.

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Communication from Councilman Terrence M. Hassett, dated May 14, 2003, Informing the City Clerk that he is this day appointing Elizabeth A. Colon to the Providence External Review Authority (PERA) for a term of (1) year, as prescribed by the City Ordinances.

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Communication from Councilman John J. Igliozi, dated May 9, 2003, Informing the City Clerk that he is this day appointing Andrew Galli of 35 Deborah Street, Providence, Rhode Island 02909, to the Providence External Review Authority (PERA).

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Communication from James F. Rattigan, Chief of Fire, dated May 23, 2003, Informing the City Clerk that he is this day appointing Deputy Fire Marshal, Chief Officer George S. Farrell, to the On Street Parking Study Commission.

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Communication from Christine Roundtree, Executive Director, Human Relations Commission, dated May 27, 2003, submitting the Providence Human Relations Commission's 2002 Annual Report.

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**COUNCILMAN APONTE Moves to Dis-  
pense with the Reading of the foregoing  
matters.**

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

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## PERSONAL EXPRESSION

**COUNCILMAN BUTLER Requests the privilege of the floor to speak on a point of Personal Expression and states:**

I believe it was two Friday nights ago I was informed that someone who is near and dear to many people in the City of Providence ended his career with the City of Providence and I would just like to give a brief history of that individual and we can see if everybody here can figure out who it was. He began working with the Providence Police Department in 1976, worked in the Patrol Bureau until 1979, transferred to the Traffic Bureau in 1979. In 1983, he was assigned to the Terrorist/Extremist Team Headquarters and in 1984 he returned to the Traffic Bureau. Promoted to the rank of Sergeant in April 1985; first he was assigned to Patrol Bureau, then he was transferred to the Traffic Bureau. In December 1988, he was promoted to Lieutenant and remained in the Traffic Bureau in charge of the Night Motorcycle Division. In December 1990, he was designated Commanding Officer of the Traffic Bureau. He was promoted to Captain in December of 1991 and remained Commanding Officer of the Traffic Bureau. He supervised a staff of 25 sworn police officers and 125 civilian employees. He represented the Providence Police Department as the first official organizer in pedestrian and safety for events such as First Night and the Extreme Games. In July of 1985, he was appointed to Acting Department Inspector. In October of 1995, he was promoted to Major and was designated the Department Inspector and he served in the capacity until November of 1999. At that time he was designated the Commanding Officer of the newly formed Traffic Services Division. In February 2001, he was promoted to rank of Colonel of the Providence Police Department. He served as the City's 35th Chief of Police until September of 2002. He was a graduate of LaSalle Academy and earned an

Associate's Degree from CCRI. He received a Bachelor's in Administration of Justice from Roger Williams College, five years after joining the Providence Police Department. He earned a Master's in Criminal Justice from Salve Regina College, seven years after joining the Providence Police Department. He completed a Secondary Ed certification from Providence College and certified by the University of North Florida in Traffic Accident Reconstruction. He is considered an expert in the field of Law Enforcement Traffic Accident Reconstruction. He is a certified Breathalyzer Operator; Motor Carrier Inspector; Standardized Field Sobriety Tester; Radiological Response Officer; Safety Belt Instructor and AAA Driving Improvement Instructor. He was instrumental in enabling the certification program through AAA for Providence school crossing guards and for apprehending four armed gunmen while they were in the act of committing a hold-up in 1978. He received the Department Ribbon for Outstanding Police Work, the department's highest honor. He was awarded the Rhea Archambault Award for 1st Place and was named "Policeman of the Year". He received the Lion's Club Award, received the American Legion's Medal of Valor, received the Silver Star of Bravery from the American Law Enforcement Officers Association, received the Attorney General's Law Enforcement Award and received the Chief's Award from the Providence Police Department. He received the City Council Award in 1981 and was again awarded the Rhea Archambault Award and was named "Policeman of the Year" and again received the City Council Award. He also received national recognition in 1995 from the American Public Health Association for a publication on Pedestrian Safety. He lives in the City of Providence with his wife Kathleen, they have three children and a grandchild. From the bottom of my heart I would just like to thank Former Colonel Sullivan for his outstanding

dedication. I will be putting forward a resolution at the next council meeting and I ask my colleagues at the appropriate time if they would co-sponsor that. Thank you very much.

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**COUNCILMAN IGLIOZZI Requests the privilege of the floor to speak on a point of Personal Expression and states:**

Actually I would be remised not to say a couple of words on behalf of Chief Sullivan. First of all I would like to congratulate Chief Sullivan and Major Simoneau in their recent victory against the City dealing with the recruitment process and why do I congratulate them? Because here are two individuals that in a major storm during the last couple of years showed to the public and to the justice system that they were honorable, that they maintained the integrity and the truth and velocity of their words is believeable and the court rules in their favor again dealing with this latest recruitment class and unfortunately for the City's part the Judge ruled that the City violated those recruits constitutional rights, due process rights, that the

City breeched the contract and unfortunately it looks like the City will be paying legal fees for those recruits because of those actions. That gives me great concern because sometimes in the haste, to make things better in the interest of reform you sometimes leave in your wake honorable people and Chief Sullivan and Major Simoneau through these court proceedings was shown that their recruitment process was honorable, lawful and done correctly. So I think it is important to acknowledge that because although we are all in favor of reform we should not hurt individuals and their reputations who are honorable in the name of reform. We should embrace the individuals who stood up and were counted and were shown that they did the right thing. So I also would like to congratulate Chief Sullivan because also I see his wife practically every day when she makes sure my son gets to school so I want to congratulate Chief Sullivan and their family and also Major Simoneau. These are individuals that we're very fortunate to have serve in the City of Providence. I know Major Simoneau is still there but my point is that Chief Sullivan is somebody that will be an individual who will be missed and someone that I believe the City could have utilized to all our benefit. With that, thank you.

## FROM THE CLERK'S DESK

Certificates from the City Assessor (Nos. 3G and 4G), recommending the same be severally cancelled pursuant to the provisions of Sections 14 and 15 of Title 44, Chapter 7 of the General Laws of Rhode Island, As Amended.

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

Nicholas E. Gilbert

Shirley Shaw



Dawn M. and Jose L. Gonsalves (Mark T. Romano, Esquire)

Anneliese K. Loffler

Milder Cruz (Charles J. Vucci, Esquire)

Willie Brassell and Angela King (Edward A. Shapira, Esquire)

Anne West Ring

David P. Weindel

Jordan Elpern-Waxman

Norman Chou, MD

Luis A. Martinez (Charles J. Vucci, Esquire)

Christian P. Arruda (Henry J. Almagno, Esquire)

Henry A. Verducci

David J. Arundel

Patricia J. Neves

Marybeth Bartholet

Darlene Gomes (John S. Coughlin, Esquire)

Marcia I. Pomon (Charles J. Vucci, Esquire)

Amica Mutual Insurance a/s/o Marjorie Mann (Mark B. Morse, Esquire)

Helen Meloni

Evaristo Rosario

**COUNCILMAN APONTE Moves to Dis-  
pense with the Reading of the foregoing  
matters.**

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

**The motion to Refer is Sustained.**

## PRESENTATION OF CITATIONS

### *"In Congratulations"*

**COUNCIL PRESIDENT LOMBARDI and  
the MEMBERS of the CITY COUNCIL:**

Citations Extending Congratulations.

*Resolved*, That the Members of the City Council extend their sincere congratulations to the following:

Jerrell Upchurch, Classical High School, in recognition of your athletic accomplishments as a member of the Classical All State Football Team.

Tou Yang, Classical High School, in recognition of your athletic accomplishments as a member of the Classical All State Volleyball Team.

Micela Leis, Classical High School, in recognition of your athletic accomplishments as a member of the Classical All State Tennis Team.

Rayna Santopietro, Classical High School, in recognition of your athletic accomplishments as a member of the Classical All State Cheerleading Team.

Manuel Tavares, Classical High School, in recognition of your athletic accomplishments as a member of the Classical All State Academic and Football Teams.

Raymond Palazzo, Classical High School, in recognition of your athletic accomplishments as a member of the Classical All State Academic and Football Teams.

Neil Parrot, Classical High School, in recognition of your athletic accomplishments as a member of the Classical All State Academic and Football Teams.

Michael Varela, Classical High School, in recognition of your athletic accomplishments as a member of the Classical All State Academic and Football Teams.

Damidele Faboyede, Classical High School, in recognition of your athletic accomplishments as a member of the Classical All State Academic and Football Teams.

Matt Curran, Classical High School, in recognition of your athletic accomplishments as a member of the Classical All State Academic and Football Teams.

Gary Autiello, Classical High School, in recognition of your athletic accomplishments as a member of the Classical All State Academic and Football Teams.

Irina Kratick, Classical High School, in recognition of your athletic accomplishments as a member of the Classical All Division Cross Country Team.

Terrance Gallogly, Classical High School, in recognition of your athletic accomplishments as a member of the Classical All Division Cross Country Team.

Chanthy Seth, Classical High School, in recognition of your athletic accomplishments as a member of the Classical All Division Volleyball Team.

Allison Pirolli, Classical High School, in recognition of your athletic accomplishments as a member of the Classical All Division Field Hockey Team.

Vichara Sok, Classical High School, in recognition of your athletic accomplishments as a member of the Classical All Division Field Hockey Team.

Danielle Tellier, Classical High School, in recognition of your athletic accomplishments as a member of the Classical All Division Field Hockey Team.

Ariel Thompson, Classical High School, in recognition of your athletic accomplishments as a member of the Classical All Division Field Hockey Team.

Anne-Sophie Von Heyden, Classical High School, in recognition of your athletic accomplishments as a member of the Classical All Division Field Hockey Team.

Priscilla Carrion, Classical High School, in recognition of your athletic accomplishments as a member of the Classical All Division Tennis Team.

Stephanie Vargas, Classical High School, in recognition of your athletic accomplishments as a member of the Classical All Division Tennis Team.

Jacklyn Katz, Classical High School, in recognition of your athletic accomplishments as a member of the Classical All Division Tennis Team.

Matthew Zompa, Classical High School, in recognition of your athletic accomplishments as a member of the Classical All Division Football Team.

Olaseni Fujah, Classical High School, in recognition of your athletic accomplishments as a member of the Classical All Division Football Team.

Michael Varela, Classical High School, in recognition of your athletic accomplishments as a member of the Classical All Division Football Team.

Derk Badio, Classical High School, in recognition of your athletic accomplishments as a member of the Classical All Division Football Team.

Nicholas Goulet, Classical High School, in recognition of your athletic accomplishments as a member of the Classical All Division Tennis Team.

Aaron Santo, Classical High School, in recognition of your athletic accomplishments as a member of the Classical All Division Tennis Team.

Classical High School, Classical High School, in recognition of your athletic accomplishments as a member of the Classical All Division Girls' Soccer Team.

Alex Ugarte, Classical High School, in recognition of your athletic accomplishments as a member of the Classical All Division Boy's Soccer Team.

Daniel Kutty, Classical High School, in recognition of your athletic accomplishments as a member of the Classical All Division Boy's Soccer Team.

The Boy's Volleyball Coaches Association of Classical High School in recognition of being Sportsmanship Team of the Year.

Dick Reynolds, Journal Bulletin, in recognition of being Sportsmanship Team of the Year.

The Boy's Volleyball Team of Classical High School, in recognition of being City Champions.

The Girl's Tennis Team of Classical High School, in recognition of being City Champions.

The Girl's Soccer Team of Classical High School, in recognition of being City Champions.

The Boy's Cross Country Team of Classical High School, in recognition of being City Champions and Columbus Day Road Race Champions.

Carmen Aguilar, in recognition of Staff Appreciation Week at Roger Williams Day Care Center, for years of service from 1991 to 2003.

Wendy Aguilar, in recognition of Staff Appreciation Week at Roger Williams Day Care Center, for years of service from 1991 to 2003.

Tanya Anderson, in recognition of Staff Appreciation Week at Roger Williams Day Care Center, for years of service from 1991 to 2003.

Ton'ya Butler, in recognition of Staff Appreciation Week at Roger Williams Day Care Center, for years of service from 1991 to 2003.

Kam Cheng, in recognition of Staff Appreciation Week at Roger Williams Day Care Center, for years of service from 1991 to 2003.

Lueteacher Ann Dee, in recognition of Staff Appreciation Week at Roger Williams Day Care Center, for years of service from 1991 to 2003.

Denise Denson, in recognition of Staff Appreciation Week at Roger Williams Day Care Center, for years of service from 1991 to 2003.

Phyllis DiMaria, in recognition of Staff Appreciation Week at Roger Williams Day Care Center, for years of service from 1991 to 2003.

Phyllis Evans, in recognition of Staff Appreciation Week at Roger Williams Day Care Center, for years of service from 1991 to 2003.

Sister Mary Holdredge, in recognition of Staff Appreciation Week at Roger Williams Day Care Center, for years of service from 1991 to 2003.

Cheryl Horgan, in recognition of Staff Appreciation Week at Roger Williams Day Care Center, for years of service from 1991 to 2003.

Jermell Johnson, in recognition of Staff Appreciation Week at Roger Williams Day Care Center, for years of service from 1991 to 2003.

Margaret Lynch, in recognition of Staff Appreciation Week at Roger Williams Day Care Center, for years of service from 1991 to 2003.

Elizabeth Marsis, in recognition of Staff Appreciation Week at Roger Williams Day Care Center, for years of service from 1993 to 2003.

Eleanor Monterio, in recognition of Staff Appreciation Week at Roger Williams Day Care Center, for years of service from 1987 to 2003.

Solange Montervil, in recognition of Staff Appreciation Week at Roger Williams Day Care Center, for years of service from 1994 to 2000 and 2002 to 2003.

Sister Eleanor Rock, RSM, in recognition of Staff Appreciation Week at Roger Williams Day Care Center, for years of service from 1998 to 2003.

Marie Vilsa, in recognition of Staff Appreciation Week at Roger Williams Day Care Center, for years of service from 2002 to 2003.

Maria Wilson, in recognition of Staff Appreciation Week at Roger Williams Day Care Center, for years of service from 1991 to 2003.

Reuben Tillman III, in recognition of Staff Appreciation Week at Roger Williams Day Care Center, for years of service from 1996 to 2003.

Gina Gray, in recognition of Staff Appreciation Week at Roger Williams Day Care Center, for six months of service.

Noah Aaronson, in recognition of Staff Appreciation Week at Roger Williams Day Care Center, for years of service.

Philip Cheng, in recognition of Staff Appreciation Week at Roger Williams Day Care Center, for years of service.

Christopher Crouch, in recognition of Staff Appreciation Week at Roger Williams Day Care Center, for years of service.

Brandin Whetstone, in recognition of Staff Appreciation Week at Roger Williams Day Care Center, for years of service.

Thelma Perry, in recognition of Staff Appreciation Week at Roger Williams Day Care Center, for years of service.

Leah Gonsalves, in recognition of Staff Appreciation Week at Roger Williams Day Care Center, for years of service.

Areema Sweeney, Esek Hopkins Middle School, in recognition of winning first place in level 1A at the National Italian Contest Examination at the state level.

Angela Bevilacqua, Esek Hopkins Middle School, in recognition of winning second place in level 1B at the National Italian Contest Examination at the state level.

Julissa Polanco, Esek Hopkins Middle School, in recognition of winning third place in level 1B at the National Italian Contest Examination at the state level.

Thomas Stewart, in recognition of the celebration of his eightieth birthday.

Antonio J. (Tony Bus Stop) Fagnoli, in recognition of his fifty years in business at Bus Stop Market.

Inspector Robert A. Bennett, in recognition of the celebration of his retirement from the Providence Police Department after thirty-eight years of dedicated service, replete with numerous awards and commendations.

Frances Alexakos, in recognition of the occasion of her graduation, with a Ph.D. from Salve Regina University.

Demetra Alexakos, in recognition of the occasion of her graduation from the University of Rhode Island.

Alexis Alexakos, in recognition of the occasion of her graduation from South Kingstown High School.

Reverend Normand J. Godin, in recognition of the celebration of his thirtieth anniversary of ordination to the priesthood.

Christine S. Jabour, in recognition of being appointed as Clerk/Magistrate for the Rhode Island District Court.

Karen A. Scarcella, in recognition of the celebration of her fortieth birthday.

Walter "Barney" Trasko, in recognition of the celebration of his seventy-fifth birthday; having been born on May 28, 1928.

Paul Gannon, CEO of Shaw's Market, and the entire Shaw's Market family, in recognition of the Grand Opening of the Shaw's Market in Eagle Square.

Paul and Elizabeth Fitzgerald, in recognition of the celebration of their thirty-fifth wedding anniversary.

Tarsha Adewuyi, Mt. Pleasant High School, in recognition of her effort and dedication to developing leadership skills in the NCBW-RI LEAD Program. We also congratulate her and recognize her as a future leader in her community and the city of Providence.

Fahrran Draper, LaSalle Academy, in recognition of her effort and dedication to developing leadership skills in the NCBW-RI LEAD Program. We also congratulate her and recognize her as a future leader in her community and the city of Providence.

Jennifer Dunbar, Classical High School, in recognition of her effort and dedication to developing leadership skills in the NCBW-RI LEAD Program. We also congratulate her and recognize her as a future leader in her community and the city of Providence.

Dwann Cardona, Central High School, in recognition of her effort and dedication to developing leadership skills in the NCBW-RI LEAD Program. We also congratulate her and recognize her as a future leader in her community and the city of Providence.

Elizabeth Gibbs, Textron Chamber Academy, in recognition of her effort and dedication to developing leadership skills in the NCBW-RI LEAD Program. We also congratulate her and recognize her as a future leader in her community and the city of Providence.

Chanshantae Goode, Textron Chamber Academy, in recognition of her effort and dedication to developing leadership skills in the NCBW-RI LEAD Program. We also congratulate her and recognize her as a future leader in her community and the city of Providence.

Sasha James, Textron Chamber Academy, in recognition of her effort and dedication to developing leadership skills in the NCBW-RI LEAD Program. We also congratulate her and recognize her as a future leader in her community and the city of Providence.

Teeshera Kilgore, Central High School, in recognition of her effort and dedication to developing leadership skills in the NCBW-RI LEAD Program. We also congratulate her and recognize her as a future leader in her community and the city of Providence.

Ballah-moni Kollie, Mt. Pleasant High School, in recognition of her effort and dedication to developing leadership skills in the NCBW-RI LEAD Program. We also congratulate her and

recognize her as a future leader in her community and the city of Providence.

Kafilat Lawal, Classical High School, in recognition of her effort and dedication to developing leadership skills in the NCBW-RI LEAD Program. We also congratulate her and recognize her as a future leader in her community and the city of Providence.

Elizabeth Lee, The MET School, in recognition of her effort and dedication to developing leadership skills in the NCBW-RI LEAD Program. We also congratulate her and recognize her as a future leader in her community and the city of Providence.

Beehah Manyango, Central High School, in recognition of her effort and dedication to developing leadership skills in the NCBW-RI LEAD Program. We also congratulate her and recognize her as a future leader in her community and the city of Providence.

Marissa McClain, Feinstein High School, in recognition of her effort and dedication to developing leadership skills in the NCBW-RI LEAD Program. We also congratulate her and recognize her as a future leader in her community and the city of Providence.

Ciara Monroe, Textron Chamber Academy, in recognition of her effort and dedication to developing leadership skills in the NCBW-RI LEAD Program. We also congratulate her and recognize her as a future leader in her community and the city of Providence.

Giitou Neor, Classical High School, in recognition of her effort and dedication to developing leadership skills in the NCBW-RI LEAD Program. We also congratulate her and recognize her as a future leader in her community and the city of Providence.

Jessica Osgood, Mt. Pleasant High School, in recognition of her effort and dedication to developing leadership skills in the NCBW-RI LEAD Program. We also congratulate her and recognize her as a future leader in her community and the city of Providence.

Kendra Robertson, The MET School, in recognition of her effort and dedication to developing leadership skills in the NCBW-RI LEAD Program. We also congratulate her and recognize her as a future leader in her community and the city of Providence.

Charon Rose, Classical High School, in recognition of her effort and dedication to developing leadership skills in the NCBW-RI LEAD Program. We also congratulate her and recognize her as a future leader in her community and the city of Providence.

Evelyn Saah, Central High School, in recognition of her effort and dedication to developing leadership skills in the NCBW-RI LEAD Program. We also congratulate her and recognize her as a future leader in her community and the city of Providence.

Brandi Sanchez, Mt. Pleasant High School, in recognition of her effort and dedication to developing leadership skills in the NCBW-RI LEAD Program. We also congratulate her and recognize her as a future leader in her community and the city of Providence.

Cassandra Santos, Central High School, in recognition of her effort and dedication to developing leadership skills in the NCBW-RI LEAD Program. We also congratulate her and recognize her as a future leader in her community and the city of Providence.

Sheanna Santos, Textron Chamber Academy, in recognition of her effort and dedication to

developing leadership skills in the NCBW-RI LEAD Program. We also congratulate her and recognize her as a future leader in her community and the city of Providence.

Samantha Vaughan, Feinstein High School, in recognition of her effort and dedication to developing leadership skills in the NCBW-RI LEAD Program. We also congratulate her and recognize her as a future leader in her community and the city of Providence.

Alycia Vierra, Classical High School, in recognition of her effort and dedication to developing leadership skills in the NCBW-RI LEAD Program. We also congratulate her and recognize her as a future leader in her community and the city of Providence.

Ascendance Watson, Textron Chamber Academy, in recognition of her effort and dedication to developing leadership skills in the NCBW-RI LEAD Program. We also congratulate her and recognize her as a future leader in her community and the city of Providence.

Shynita Wright, Textron Chamber Academy, in recognition of her effort and dedication to developing leadership skills in the NCBW-RI LEAD Program. We also congratulate her and recognize her as a future leader in her community and the city of Providence.

Kathryn M. Abbood and Michael M. Cote, in recognition of the celebration of their marriage on June 15, 2003.

Peter Carvalhal, in recognition of the grand opening of the West Side Eyewear Boutique.

Thomas Charles Thomasian, in recognition of the celebration of his graduation from Northeastern University with a Bachelor of Science Degree in Criminal Justice.

Severally Read and Collectively Passed,  
on motion of COUNCILMAN APONTE,  
seconded by COUNCILWOMAN WIL-  
LIAMS.

The motion for Passage is Sustained.

## PRESENTATION OF RESOLUTIONS

*"In Memorium"*

COUNCIL PRESIDENT LOMBARDI and  
the MEMBERS of the CITY COUNCIL:

Resolutions Extending Sympathy.

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

Victor E. Johnson

Albert L. Bailey

Yan An Iem

Angela "Nan" Paglia

Representative Stephen J. Anderson

Michael S. Regine

Carmela "Connie" Marshall

Joann Gordon

Alba Freda

Josephine A. DiRaimo

Anthony J. DelSanto

Maria P. Coyne

Evelyn E. Morry

Muriel M. Hyman

Leo P. Baronian

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

The motion for Passage is Sustained.



## MATTERS NOT APPEARING ON THE PRINTED DOCKET

On motion of COUNCILMAN APONTE,  
seconded by COUNCILWOMAN WILLIAMS,  
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.

## PRESENTATION OF ORDINANCES

**COUNCILWOMAN WILLIAMS (By Re-  
quest):**

An Ordinance Amending Chapter 13 of the  
Code of Ordinances Entitled: "Housing".

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

**The motion to Refer is Sustained.**

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**COUNCILMAN HASSETT:**

An Ordinance Relating to Workers' Compensa-  
tion Insurance and Licensing.

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

**The motion to Refer is Sustained.**

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## COMMUNICATIONS

Communication from Councilman Kevin Jackson, dated June 2, 2003, Informing the City Clerk that he is this day appointing Mr. Kenneth Brown of 130 Evergreen Street, Providence, RI 02906 to the Providence External Review Authority (PERA).

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Communication from Councilman Luis A. Aponte, dated June 4, 2003, Informing the City Clerk that he is this day appointing Mr. Michael

D. Evora of 237 Washington Avenue, Providence, Rhode Island 02905 to the Providence External Review Authority (PERA).

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

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

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## ADJOURNMENT

There being no further business, on motion of COUNCILMAN APONTE, seconded by COUNCILWOMAN WILLIAMS, it is voted to adjourn at 7:55 o'clock P.M. (E.D.T.) to meet again on THURSDAY, JUNE 19, 2003 at 7:30 o'clock P.M. (E.D.T.).

*Michael R. Clement*

City Clerk

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