

11

Report of the Board of Park Commissioners Relative to the North Burial Ground

To the Honorable, the City Council of the City of Providence:

The Board of Park Commissioners report that they have received from the following named persons, the following sums of money, the income thereof to be applied to the preservation and care of the following specified burial lots in said grounds, respectively as follows:

From	The Sum of	For Lot Standing in Name of
Timothy J. Cogell	23.00	Same
Anthony B. Gonsalves	20.00	"
Eric G. Palmer	23.00	"
Bailey Jr., wf. Veronica Harry B. Bailey & Harry B.	53.00	"
Arra Kechijian	75.00	"
Vera M. Mackenzie	23.00	"

and recommend the passage of the accompanying Resolution.

Respectfully submitted for the Board of Park Commissioners,

John A. Glynn
Chairman.

Resolution of the City Council

RESOLVED, That the following gifts of the following sums of money, to the Board of Park Commissioners, in trust, the income thereof to be applied, under the provisions of Chapter 367 of the Public Laws, January Session 1861, to the preservation and care of the following specified burial lots in said ground be and the same are hereby respectively accepted ~~as follows, viz.:~~

From	The Sum of	For Lot Standing in Name of	Fund Accepted Under the Name of
Timothy J. Cogell	23.00	Same	Same
Anthony B. Gonsalves	20.00	"	"
Eric G. Palmer	23.00	"	"
Bailey Jr. & wf. Veronica Harry B. Bailey & Harry B.	53.00	"	"
Arra Kechijian	75.00	"	"
Vera M. Mackenzie	23.00	"	"

In City Council,

Approved,

FEB 20 1969

19

Read and Passed.

Russell J. Boyle
President

Joseph A. Darley
Mayor

Vincent Vecchia
Clerk

IN CITY
COUNCIL

FEB 6 - 1969

FIRST READING
REFERRED TO COMMITTEE ON
FINANCE

Wmmit Lee
CLERK

THE COMMITTEE ON
FINANCE

Approves Passage of
The Within Resolution

Wmmit Lee
FEB 13 1969

*Commended Mr Kelly and
Commended Sanders, by request*

Report of the Board of Park Commissioners Relative to the North Burial Ground

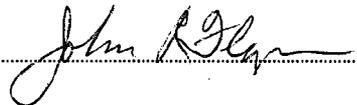
To the Honorable, the City Council of the City of Providence:

The Board of Park Commissioners report that they have received from the following named persons, the following sums of money, the income thereof to be applied to the preservation and care of the following specified burial lots in said grounds, respectively as follows:

From	The Sum of	For Lot Standing in Name of
Pearl Johnson	23.00	Same
Emily Bretherton	23.00	"
Zartouhi Azarian	20.00	"
Louise F. Farrow Fund	313.50	Jeremiah Miller
Paramas Azarian	50.00	"
Janet D. Chase	23.00	"

and recommend the passage of the accompanying Resolution.

Respectfully submitted for the Board of Park Commissioners,



Chairman.

Resolution of the City Council

RESOLVED, That the following gifts of the following sums of money, to the Board of Park Commissioners, in trust, the income thereof to be applied, under the provisions of Chapter 367 of the Public Laws, January Session 1861, to the preservation and care of the following specified burial lots in said ground be and the same are hereby respectively accepted ~~as follows, viz:~~

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Louise F. Farrow Fund	313.50	Jeremiah Miller	Louise F. Farrow Fund
Paramas Azarian	50.00	"	"
Janet D. Chase	23.00	"	"

In City Council,

Approved,

FEB 20 1969

19

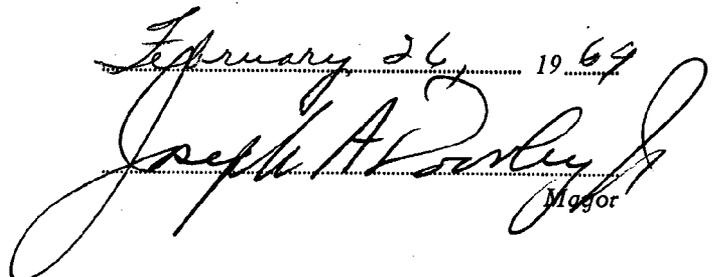
Read and Passed.



President



Clerk



Mayor

IN CITY
COUNCIL

FEB 6 - 1969

THE COMMITTEE ON

FINANCE

FIRST READING
REFERRED TO COMMITTEE ON

FINANCE

Approves Passage of
The Within Resolution

Winnit Cooper
CLERK

Winnit Cooper

FEB 13 1969

Carl
CLERK

*Cancelled on the Policy and
Councilman's Position, by request*

Report of the Board of Park Commissioners Relative to the North Burial Ground

To the Honorable, the City Council of the City of Providence:

The Board of Park Commissioners report that they have received from the following named persons, the following sums of money, the income thereof to be applied to the preservation and care of the following specified burial lots in said grounds, respectively as follows:

From	The Sum of	For Lot Standing in Name of
Lorraine Pickham	23.00	Same
Thomas H. Brown	23.00	"
Anthony Mattera	20.00	"
Sara Spaziano	20.00	"
Dorothy Byers	53.00	"
Est. Zilfo Mustafa	23.00	"

and recommend the passage of the accompanying Resolution.

Respectfully submitted for the Board of Park Commissioners,

John R. Flynn

 Chairman.

Resolution of the City Council

RESOLVED, That the following gifts of the following sums of money, to the Board of Park Commissioners, in trust, the income thereof to be applied, under the provisions of Chapter 367 of the Public Laws, January Session 1861; to the preservation and care of the following specified burial lots in said ground be and the same are hereby respectively accepted as follows, viz.:

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Anthony Mattera	20.00	"	"
Sara Spaziano	20.00	"	"
Dorothy Byers	53.00	"	"
Est. Zilfo Mustafa	23.00	"	"

In City Council,

Approved,

FEB 20 1969

19

Read and Passed.

Russell J. Boyle

 President

Vincent Vespaia

 Clerk

February 26 19 69

Joseph A. Parley

 Mayor

IN CITY COUNCIL

FEB 0 - 1969

FIRST READING
REFERRED TO COMMITTEE ON
FINANCE

Winnifred Cooper
CLERK

THE COMMITTEE ON
FINANCE

Approves Passage of
The Within Resolution

Winnifred Cooper
CLERK

FEB 13 1969

Clara
CLERK

*Councilman Mcnelly and
Councilman Sanders, by request*

Report of the Board of Park Commissioners Relative to the North Burial Ground

To the Honorable, the City Council of the City of Providence:

The Board of Park Commissioners report that they have received from the following named persons, the following sums of money, the income thereof to be applied to the preservation and care of the following specified burial lots in said grounds, respectively as follows:

From	The Sum of	For Lot Standing in Name of
Manuel Roderick	23.00	Same
Valentina Botelho	20.00	"
Lynda Young	23.00	"
William Janikies	48.00	"
Maria Carr	23.00	"
Est. Arthur Battersby	20.00	"

and recommend the passage of the accompanying Resolution.

Respectfully submitted for the Board of Park Commissioners,

John A. Boyle

Chairman.

Resolution of the City Council

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Lynda Young	23.00	"	"
William Janikies	48.00	"	"
Maria Carr	23.00	"	"
Est. Arthur Battersby	20.00	"	"

In City Council,

Approved,

FEB 20 1969

Read and Passed.

Russell J. Boyle
President

Vincent Vespa
Clerk

2-26 1969
Joseph A. Parley
Mayor

IN CITY
COUNCIL

FEB 6 - 1969

THE COMMITTEE ON

FIRST READING

FINANCE

REFERRED TO COMMITTEE ON

FINANCE

Approves Passage of
The Within Resolution

Summit Cooper
CLERK

Summit Cooper
CHIEF CLERK

FEB 13 1969

Leah
CLERK

Councilman Mc Neely and Councilman Prater, by request

Report of the Board of Park Commissioners Relative to the North Burial Ground

To the Honorable, the City Council of the City of Providence:

The Board of Park Commissioners report that they have received from the following named persons, the following sums of money, the income thereof to be applied to the preservation and care of the following specified burial lots in said grounds, respectively as follows:

From	The Sum of	For Lot Standing in Name of
Lillian Knych	23.00	Same
Louise Rose	23.00	"
Ruthine Carter	23.00	"

and recommend the passage of the accompanying Resolution.

Respectfully submitted for the Board of Park Commissioners,

John R. Flynn

 Chairman.

Resolution of the City Council

RESOLVED, That the following gifts of the following sums of money, to the Board of Park Commissioners, in trust, the income thereof to be applied, under the provisions of Chapter 367 of the Public Laws, January Session 1861, to the preservation and care of the following specified burial lots in said ground be and the same are hereby respectively accepted as follows, viz:

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Lillian Knych	23.00	Same	Same
Louise Rose	23.00	"	"
Ruthine Carter	23.00	"	"

In City Council,

Approved,

FEB 20 1969

Read and Passed.

Russell J. Boyle

 President

Vincent Vespa

 Clerk

2-26 1969
Joseph A. Corley

 Mayor

FILED

JAN 27 9 30 AM '69
DEPT. OF CITY CLERK
PROVIDENCE, R.I.

IN CITY
COUNCIL

THE COMMITTEE ON
FINANCE

FEB 6 - 1969

FIRST READING
REFERRED TO COMMITTEE ON
FINANCE

Approves Passage of
The Within Resolution

James J. Coopers FEB 13 1969
James J. Coopers
Clerk

Concurred in Mr. Kelly and Partners, by request

THE CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

RESOLUTION OF THE CITY COUNCIL

No. 140

Approved February 26, 1969

WHEREAS, by protracted research and planning it has been determined that there is a definite need for suitable facilities within the City of Providence for the purpose of promoting and conducting civic, cultural and athletic functions; for conventions, exhibitions and public meetings and for the promotion of activities of the jewelry trade, and

WHEREAS, the creation and operation of such a facility, within the capital City of the State of Rhode Island, would be a vital ingredient of the downtown master plan and would further establish it as a focal point for the greatest public benefit.

NOW THEREFORE BE IT RESOLVED, That the General Assembly is urged to pass the accompanying act being "An Act to Create a Providence Civic Center Authority", for the establishment and operation of a Civic Center, proposed for erection in downtown Providence, and to submit for approval by the electors of the City of Providence, Rhode Island at a Special Local Election to be held on April 8, 1969, the provisions of the accompanying subject act.

IN CITY COUNCIL

FEB 20 1969

READ and PASSED

Russell J. Boyle
President
Lucretia C. Caspica
Clerk

APPROVED

FEB 26 1969

Joseph A. ...
MAYOR

RESOLUTION
OF THE
CITY COUNCIL

*Concerning Mr. Tully and
Councilman DeWaters, by request*

STATE OF RHODE ISLAND, ETC.

IN GENERAL ASSEMBLY

JANUARY SESSION, A. D. 1969

AN ACT

TO CREATE A PROVIDENCE

CIVIC CENTER AUTHORITY

It is enacted by the General Assembly as follows:

SECTION 1. Legislative Findings. It is hereby found (a) that there is a serious shortage of suitable facilities in Providence for public meetings, conventions and exhibitions, for civic, cultural and athletic events, for parking, and for promotional activities of the jewelry trade; (b) that private enterprise alone is not able to provide the necessary facilities; (c) that the public welfare requires the establishment of such facilities, and the financing thereof, as provided in this act; and (d) that the facilities will be established and managed with the greatest public benefit and at the least public cost if provision is made for leases, concessions and other contracts with non-profit and business corporations and associations as provided in this act.

SEC. 2. Creation of Authority. (a) There is hereby created a body corporate and politic to be known as the "Providence Civic Center Authority". The authority shall consist of five members appointed by the mayor of the city of Providence.

Appointments hereunder by the mayor shall be subject to confirmation by the city council in accordance with the city charter.

(b) Forthwith upon the passage of this act, the mayor shall appoint two members to serve until the first day of May, 1970, two members to serve until the first day of May, 1971, and one member to serve until the first day of May, 1972. In the month of April, 1970, and in the month of April annually thereafter, the mayor shall appoint one or two members (as the case may be) to serve for a term of three years from the first day of May.

In the event of a vacancy, the mayor shall appoint a member for the unexpired term. The term of each member shall continue in each case until his successor is duly appointed, and the members shall be eligible for reappointment.

(c) Forthwith upon the appointment of the original members and annually thereafter in the month of May, the authority shall elect one of its members as chairman and another as vice chairman and shall also elect a secretary and a treasurer who may or may not be members of the authority. In the event of a vacancy in the office of chairman, vice chairman, secretary or treasurer, the authority shall fill the vacancy for the unexpired term. Each officer shall serve until his successor is elected. Three members of the authority shall constitute a quorum and the vote of three members shall be necessary for any action taken by the authority. No vacancy in the membership of the authority shall impair the right of a quorum to exercise all the rights and perform all the duties of the authority. The members of the authority shall not be entitled to compensation for their services but shall be reimbursed for their actual expenses necessarily incurred in the performance of their duties.

(d) No member of the authority shall vote on a transaction with any non-profit corporation or association of which he is an officer, director, trustee or employee or with any business organization of which he is an officer, director, trustee or employee or in which he and the members of his immediate family own more than one per cent of the total proprietary interest.

(e) Any member may be removed for cause by the mayor. Any officer appointed by the authority pursuant to this section may be removed as such officer by the authority for cause.

SEC. 3. Purpose of Authority. It shall be the purpose of the authority to establish, maintain, improve and operate, or provide for the operation of, a civic center in the city of Providence. The civic center may include, either separately or in combination, such of the following as the authority finds it practicable to finance and to operate or lease under this act: an arena, an exhibition hall for gatherings of substantial size, smaller meeting rooms, a jewelry trade mart (including trade association office space), a garage, office space for the authority, and such incidental or related facilities

(including a restaurant) as will, in the judgment of the authority, facilitate the public use and benefit to be derived from the civic center.

SEC. 4. Powers. In order to carry out its purpose, the authority is authorized and empowered:

(a) to adopt and amend by-laws for the regulation of its affairs and the conduct of its business;

(b) to adopt an official seal and alter the same;

(c) to maintain an office at such place or places within the city of Providence as it may designate;

(d) to sue and be sued, plead and be impleaded, provided that any and all actions at law or in equity against the authority shall be brought only in Providence County;

(e) to acquire by gift or purchase, hold, improve, use and dispose of real and personal property, or any easements, air rights, sub-surface rights or other rights or interest therein, and to lease the same, whether as lessor or lessee;

(f) to engage or employ planning, architectural and engineering consultants, attorneys, accountants, financial and other experts, managers and superintendents and other officers, employees and agents, and to fix their compensation;

(g) to grant concessions;

(h) to make contracts;

(i) to borrow money as hereinafter provided;

(j) to deposit or invest funds in demand deposits, time deposits or savings deposits in banks which are members of the Federal Deposit Insurance Corporation or in obligations issued or guaranteed by the United States of America or by any agency or instrumentality thereof;

(k) to accept and use any financial or other assistance from any public or private source;

(l) to make or cause to be made such surveys, investigations, studies and borings as it may deem necessary; and

(m) to do all other acts or things necessary or convenient to carry out its purpose or the powers expressly granted.

SEC. 5. Limitations. (a) Any lease by the authority to others of any portion of the civic center shall contain such provisions as to the use and operation thereof and as to admission thereto as the authority may deem necessary to facilitate the public use and benefit to be derived from the civic center. The term of any such lease, including any renewals or extensions at the option of the lessee, shall be such as the authority deems necessary to facilitate the effective use of the civic center for the purposes of this act, but no such term shall exceed thirty years. No concession shall be granted for incidental food services or similar services for a term in excess of five years. Any lease of the arena or exhibition hall or meeting rooms shall be only for limited days or portions of the year, it being a purpose of this act to make the same available by direct lease from the authority for a variety of meetings, conventions and exhibitions and civic, cultural and athletic events. The provisions of this paragraph shall not apply to the disposal by lease of any property, or any easement, air right, sub-surface right or other right or interest in property, which the authority determines not to be needed or no longer needed for use as a part of the civic center.

(b) Leases and concessions granted by the authority shall require the payment of such reasonable rentals or concession fees to the authority as are agreed therein.

(c) No employment contract shall be made by the authority for a term in excess of three years.

(d) Any garage included in the civic center shall be subject to the provisos contained in sections 1, 3 and 5 of Article III of chapter 121 of the public laws of 1960, but shall not be subject to sections 8 and 9 thereof. With respect to any such garage, the authority shall exercise the powers granted to the city by sections 5 and 6 thereof.

(e) The authority is directed to establish rentals and fees and charges from time to time at least sufficient, with other revenues, to meet its current expenses.

SEC. 6. Borrowing by Authority. (a) The authority may authorize the issue of interest-bearing or discounted notes in anticipation of revenue

or in anticipation of the receipt of federal aid for the purposes of this act. Notes in anticipation of revenue shall be payable within one year from their dates, but may be refunded from time to time by the issue of other such notes. The amount of notes outstanding at any one time in anticipation of revenue shall not exceed three hundred thousand dollars. Notes in anticipation of federal aid shall be payable within three years from their dates but, if payable earlier, may be refunded from time to time by the issue of other notes payable within three years from the date of the original loan being refunded. The amount of original notes issued in anticipation of federal aid shall not exceed the amount of available federal aid as estimated by the authority.

(b) The authority may also borrow money for capital purposes on a serial basis from the United States, or any agency thereof, or pursuant to a federal loan agreement on such terms as may be available under the applicable federal laws and regulations, but any such borrowing shall be in lieu of an equivalent amount of city borrowing under this act.

(c) Any borrowing under this section shall not constitute an obligation of the state or city. It may be a general or limited obligation of the authority and the authority may pledge revenues or other moneys and enter into agreements to secure the same, but it may not mortgage real property or tangible personal property.

SEC. 7. Cooperation. All departments and agencies of the state, the city and its departments and agencies and all other parties, public and private, are authorized to exercise their powers in such manner as to facilitate the establishment and operation of the civic center. Without limiting the generality of the foregoing, (a) non-profit and business corporations and associations are authorized to enter into leases, concessions and other contracts with the authority, to contribute money or property to the authority, and to make advance payments of rental, concession or other fees or charges, and (b) the Providence Redevelopment Authority may lease or convey land to the authority as a site for the civic center for such consideration, whether nominal or substantial, as may be agreed upon.

SEC. 8. Federal Aid. The authority is authorized to apply and contract for and expend any federal assistance which may be available for the purposes of this act. In order to assist the authority, the city of Providence, when authorized by resolution of its city council, may take such action and enter into such contracts or arrangements as may be needed to obtain federal assistance for the purposes of this act. Any grant from the federal government or other sources may be expended in addition to any other funds provided pursuant to this act. Where federal assistance is made available, any project so assisted shall be carried out in accordance with applicable federal law, the rules and regulations thereunder and the contract or contracts providing such assistance, notwithstanding any contrary provisions of state law. Federal advances, with interest where applicable, whether contracted for prior to or after the effective date of this act, may be repaid as project costs.

SEC. 9. Fiscal Year. The fiscal year of the authority shall initially be the calendar year but the authority may change its fiscal year from time to time with the approval of the mayor.

SEC. 10. Use of Revenues and Other Receipts. Payments to City.

(a) The rental and concession fees and charges and other revenues of the authority shall be applied by the authority to the current expenses of the authority, to such other expenses (even though ordinarily deemed capital) as may be approved for this purposes by the mayor, and to payments to the city as hereinafter provided.

(b) Within ninety days after the close of each fiscal year, the authority shall pay to the city the excess of its revenues of such year over its expenses of such year which are paid or to be paid from revenues, provided that the authority may carry forward a working capital reserve in such amount as may be determined by the authority with the approval of the mayor. An amount so determined for the working capital reserve shall remain applicable from year to year until increased or decreased by the authority with like approval, any such decrease to be paid to the city.

(c) The authority may enter into arrangements with the city for advance payments under the foregoing paragraph, either before or after the close of the applicable fiscal year, on the basis of estimates.

(d) Revenues and expenses may be determined on a cash or accrual or other reasonable accounting basis, as determined by the authority, but no allowance shall be made for depreciation.

(e) Any proceeds of the sale of worn out or obsolete equipment and furnishings shall be deemed revenues and replacements and renewals shall be treated as current expenses, except as otherwise determined by the authority with the approval of the mayor. Any proceeds of the sale of other capital assets shall not be deemed revenues and may be applied by the authority to capital expenses and to such other expenses (even though ordinarily deemed current) as may be approved for this purpose by the mayor.

(f) Any principal payments on serial indebtedness of the authority may be treated as either capital or current expenses, as determined by the authority.

(g) Notwithstanding the foregoing provisions of this section, any advance payments to the authority of rental or concession fees or charges in connection with the original leasing of any portion of the civic center or with an original concession, which are received by the authority for the purpose of defraying part of the cost of establishing the civic center, and any net earnings or profits realized by the authority from the deposit or investment thereof, may be treated by the authority as a capital contribution from outside sources and applied by the authority to the cost of establishing the civic center.

SEC. 11. Annual Report and Audit. Within ninety days after the close of each fiscal year, the authority shall file a written report with the mayor, setting forth in reasonable detail its revenues and other receipts and its current and other expenses for the year and showing the computation of the amounts to be paid to the city pursuant to the preceding section. The financial records of the authority shall be included in the annual audit of the city of Providence and the cost to the city on account thereof shall be paid by the authority.

SEC. 12. Contributions by City. (a) The city of Providence is authorized to advance or contribute funds to the authority for capital or current purposes. An initial contribution to the working capital reserve under section 10 shall be considered a capital contribution.

(b) Any net earnings or profits realized by the authority from the deposit or investment of capital contributions made by the city shall be added to such contributions and dealt with as a part thereof.

(c) If the authority determines that any contribution made by the city, or any portion thereof, is no longer needed by the authority, the authority shall repay the same to the city.

SEC. 13. Issue of City Bonds. The city of Providence is hereby authorized, in addition to authority previously granted, to issue bonds to an amount not exceeding six million dollars from time to time under its corporate name and seal or a facsimile of such seal. The principal of the bonds and interest thereon shall be payable in any coin or currency of the United States of America which at the time of payment is legal tender for public and private debts. The bonds of each issue shall mature in annual installments of principal, the first installment to be not later than five years and the last installment not later than thirty years after the date of the bonds. No installment of principal of any issue shall exceed any prior installment by more than six per cent of the total principal amount of the issue.

The bonds shall be signed by the city treasurer and by the manual or facsimile signature of the mayor and shall be issued and sold at not less than par and accrued interest in such amounts as the city council may determine. The bonds may be issued subject to redemption with or without premium. The manner of sale, denominations, maturities, interest rates and other terms, conditions and details of any bonds or notes issued under this act may be fixed by the ordinance or resolution of the city council authorizing the issue or by separate resolution of the city council or, to the extent provisions for these matters are not so made, they may be fixed by the officers authorized to sign the bonds or notes. The bonds of each issue shall bear interest at a rate or rates not exceeding six per cent per annum. Coupons shall bear the facsimile signature of the city treasurer.

SEC. 14. Prior Authorization. (a) In addition to the bonds authorized by the foregoing section, the city of Providence may issue under this act the remainder of the bonds which the city was authorized to issue for off-street parking purposes as provided in section 3 of article V of chapter 121 of the public laws of 1960.

(b) If the city council shall determine that any real property acquired for off-street parking purposes under said chapter 121 will not be suitable or needed or cannot practicably be used by the city under that act, the city may sell or otherwise dispose of the same and may use the proceeds for additional capital contributions to the authority.

(c) Capital contributions to the authority from funds provided pursuant to this section shall be allocated to the establishment or improvement of a garage as part of the civic center.

SEC. 15. Use of Proceeds of City Bonds. The proceeds derived from the sale of the bonds shall be delivered to the city treasurer, and such proceeds exclusive of premiums and accrued interest shall be expended (a) for making capital contributions authorized by section 12, or (b) in payment of the principal of or interest on temporary notes issued under section 16 of this act, or (c) in repayment of advances under section 17 of this act. The proceeds of bonds or notes issued under this act and the other moneys referred to in section 18 of this act shall be deemed appropriated for the purposes of this act without further action by the city council than that required by this act.

SEC. 16. City Temporary Notes. The city council of the city of Providence may by resolution pursuant to chapter 1017 of the public laws of 1902 authorize the issue from time to time of interest-bearing or discounted notes in anticipation of the authorization or issue of bonds under sections 13 and 14 of this act, provided that the last proviso of section 1 of chapter 1017 of the acts of 1902 shall not apply to notes being refunded by the issue of bonds.

SEC. 17. Advance from City Treasury. Pending any authorization or issue of bonds or notes hereunder, the city treasurer, with the approval of the city council, may apply funds in the general treasury of the city to the purposes specified in section 15 of this act, such advances to be repaid without

interest from the proceeds of bonds or notes subsequently issued or from other available funds.

SEC. 18. Investment and Application of Certain City Funds. (a) Any proceeds of bonds or notes issued by the city hereunder, pending their expenditure, may be deposited or invested by the city treasurer in demand deposits, time deposits or savings deposits in banks which are members of the Federal Deposit Insurance Corporation or in obligations issued or guaranteed by the United States of America or by any agency or instrumentality thereof or by the State of Rhode Island or as may be provided in any other applicable law of the State of Rhode Island.

(b) Any accrued interest received upon the sale of bonds or notes by the city hereunder shall be applied to the payment of the first interest due thereon. Any premiums arising from the sale of bonds or notes by the city hereunder, any net earnings or profits realized by the city from the deposit or investment of funds hereunder, any capital contributions returned to the city under section 12, and any surplus bond or note proceeds (in the event the authority determines that no further capital contribution is needed), shall, in the discretion of the city treasurer, be applied to the cost of preparing, issuing and marketing bonds or notes hereunder to the extent not otherwise provided or to the payment of the principal of or interest on bonds or notes issued by the city hereunder. The cost of preparing, issuing and marketing bonds or notes hereunder may also, in the discretion of the city treasurer, be met from bond or note proceeds exclusive of premium and accrued interest or from other moneys available therefor. In exercising any discretion under this section, the city treasurer shall be governed by any instructions adopted by the city council.

SEC. 19. Obligations of City. All bonds and notes issued by the city under this act and the debts evidenced thereby shall be obligatory on the city of Providence in the same manner and to the same extent as other debts lawfully contracted by it and shall be excepted from the operation of section 45-12-2 of the general laws. No such obligation shall at any time be included in the debt of the city for the purposes of ascertaining its borrowing capacity. The city shall annually appropriate a sum sufficient

to pay the principal and interest coming due within the year on bonds and notes issued by it hereunder to the extent that moneys therefor are not otherwise provided. In order to provide such sum in each year and notwithstanding any provision of law to the contrary, all taxable property in the city shall be subject to ad valorem taxation by the city without limitation as to rate or amount, except that the rate of taxation on intangibles shall be limited as provided in section 44-5-6 of the general laws.

SEC. 20. Execution of Bonds and Notes. Any bonds or notes issued under the provisions of this act and coupons on any bonds, if properly executed by officers of the city or authority, as the case may be, in office on the date of execution, shall be valid and binding according to their terms notwithstanding that before the delivery thereof and payment therefor any or all of such officers shall for any reason have ceased to hold office.

SEC. 21. Other Proceedings Not Required. (a) Bonds and notes may be issued by the city or authority, and advances made, as provided in this act, without the consent of or a report from any department, division, commission, board, bureau or agency of the state or city, and without any other proceedings or the happening of any other conditions or things than those proceedings, conditions or things which are specifically required by this act.

(b) No purchaser of any bonds or notes under this act shall be in any way responsible for the proper application of the proceeds derived from the sale thereof.

SEC. 22. Exemptions from Taxation. (a) The exercise of the powers granted by this act shall be in all respects for the public benefit, and as the establishment, operation and maintenance of the civic center by the authority will constitute the performance of essential governmental functions, the authority shall not be required to pay any taxes or assessments upon any property acquired or used by the authority under the provisions of this act, or upon the use, storage or consumption thereof, or upon its income, franchise or existence; nor shall any party leasing, using or occupying any property of the authority as a part of the civic center be required to pay any taxes or assessments thereon (except as otherwise provided in the applicable lease or agreement) or upon the use, storage or consumption of such property. Sales to the authority shall not be subject to retail sales taxes but sales by the

authority shall be subject to retail sales taxes to the extent applicable under the laws relating thereto.

(b) The authority is authorized to enter into contracts with the city of Providence providing for payments in lieu of taxes or assessments on its property, but no party leasing, using or occupying property of the authority under a lease or agreement with the authority shall be required to make such payments except as provided in the applicable lease or agreement.

(c) The bonds and notes issued by the city and authority under the provision of this act shall be exempt from taxation in the state.

SEC. 23. Interpretation. (a) It is intended that the provisions of this act shall be liberally construed to accomplish the purposes provided for or intended to be provided for herein, and where strict construction would result in the defeat of the accomplishment of any of the acts authorized herein, and a liberal construction would permit or assist in the accomplishment thereof, the liberal construction shall be chosen.

(b) The provisions of this act are severable, and it is the intention to confer the whole or any part of the powers provided for herein. If any of the provisions of this act shall be held unconstitutional by any court of competent jurisdiction the decision of such court shall not affect or impair any of the remaining provisions.

(c) This act shall be construed in all respects so as to meet all constitutional requirements. In carrying out the purposes and provisions of this act, all steps shall be taken which are necessary to meet constitutional requirements whether or not such steps are expressly required by statute.

SEC. 24. Proposition to be Submitted to Voters. (a) The question of the approval of this act shall be submitted to the electors of the city of Providence at a special local election to be held on April 8, 1969. The question shall be submitted in substantially the following form:

"Shall the action of the general assembly at its January 1969 session, by an act entitled 'An Act to Create a Providence Civic Center Authority', providing for a civic center which may include an arena, exhibition hall, meeting rooms, jewelry trade mart, garage, restaurant and incidental or related facilities, with provision for leases to business and non-profit organizations, and authorizing the city to issue \$6,000,000 bonds therefor (in addition to bonds previously ap-

proved for off-street parking) and to contribute the proceeds of such bonds and other funds to the authority, be approved?"

(b) From the time the election is warned until it is held, it shall be the duty of the city clerk to keep a copy of the act available at his office for public inspection, but any failure of the clerk to perform this duty shall not affect the validity of the election.

(c) Sections 5(a) and 135 of chapter 832 of the public laws of 1940, as amended by chapter 1266 of the public laws of 1943 shall not apply to the election hereunder and the validity of the election shall not be affected by the provisions of section 153 of chapter 2 of the Revised Ordinances of the City of Providence, 1946. Chapter 3526 of the public laws of 1955 shall apply.

SEC. 25. Repeal. Chapter 259 of the public laws of 1968 is repealed.

SEC. 26. Effective Date. This section and sections 2 and 24 and 25 shall take effect upon the passage of this act. The remainder of this act shall take effect upon the approval of this act by a majority of those voting on the question at the election prescribed by section 24.

2,650,000

300,000

189,000

604,000

450,000

4,193,000

RESOLUTION OF THE CITY COUNCIL

No. 141

Approved February 26, 1969

RESOLVED, That the City Controller and the City Treasurer are hereby authorized and directed to transfer the sum of One Million Nine Hundred Forty Five Thousand Six Hundred Thirty Three (\$1,945,633.00) Dollars from the account in the General Fund appropriations known as Reserve for School Expenditures to the School Fund.

IN CITY COUNCIL

FEB 20 1969

READ and PASSED

Russell J. Boyle
President
William T. Caspici
Clerk

APPROVED

FEB 26 1969

Joseph A. Boyle
MAYOR

RESOLUTION
OF THE
CITY COUNCIL

*Councilman Mr. Mully and
Councilman Prastala, they request*