

**CITY OF PROVIDENCE  
RHODE ISLAND**



**CITY COUNCIL  
JOURNAL OF PROCEEDINGS**

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**No. 39** City Council Regular Meeting, Thursday, April 1, 2004, 7:30 o'clock P.M. (E.S.T.)

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**PRESIDING  
COUNCIL PRESIDENT  
JOHN J. LOMBARDI**

**ROLL CALL**

**Present: Council President Lombardi,  
Councilmen Allen, Aponte, Butler, DeLuca,  
Hassett, Igliazzi, Jackson, Luna, Mancini,  
Councilwoman Romano, Councilman Segal,  
Councilwomen Williams And Young - 14.**

**Absent: Councilwoman DiRuzzo - 1.**

**Also Present: Adrienne G. Southgate,  
Deputy City Solicitor, Michael R. Clem-  
ent, City Clerk, Claire E. Bestwick, First  
Deputy City Clerk, Sheri A. Petronio, As-  
sistant Clerk and Vincent J. Berarducci,  
City Sergeant.**

**IN CITY COUNCIL**

**JUN 15 2006**

READ  
WHEREUPON IT IS ORDERED THAT  
THE SAME BE RECEIVED

*John M. DeLuca* CLERK

## INVOCATION

The Invocation is given by COUNCILWOMAN RITA M. WILLIAMS.

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

COUNCILMAN JOHN J. IGLIOZZI Leads the Members of the City Council and the Assemblage in the Pledge of Allegiance to the Flag of the United States of America.

## APPROVAL OF RECORDS

The Journal of Proceedings No. 19 of the Special Meeting of the City Council held July 14, 2003 and Journal of Proceedings No. 20 of the Special Meeting of the City Council held July 25, 2003, and Posted on March 24, 2004 on that Bulletin Board located on the Ground Level of City Hall, are approved, as printed, on motion of COUNCILMAN APONTE, seconded by COUNCILWOMAN WILLIAMS.

## ELECTION OF ONE (1) MEMBER TO THE RETIREMENT BOARD OF THE EMPLOYEES' RETIREMENT SYSTEM.

**COUNCIL PRESIDENT LOMBARDI** Calls for Nominations for One (1) Member of the Retirement Board of the Employees' Retirement System for the Term 2003-2007.

**COUNCILMAN APONTE**, Moves to open up the elections for the One (1) Vacancy on the Employees' Retirement System, seconded by **COUNCILWOMAN WILLIAMS**.

**COUNCILWOMAN WILLIAMS**, Nominates **SUSAN LA PIDUS**, and this Nomination is seconded by **COUNCILMAN APONTE**.

**COUNCIL PRESIDENT LOMBARDI**, Calls for further Nominations and there being none, on Motion of **COUNCILWOMAN WILLIAMS**, seconded by

**COUNCILMAN APONTE**, it is voted that Nominations be closed and the Clerk is directed to cast One Ballot for **SUSAN LA PIDUS**.

The Clerk casts One Ballot as directed.

**COUNCIL PRESIDENT LOMBARDI** Thereupon declares **SUSAN LA PIDUS**, duly Elected as a Member of the Retirement Board of the Employees' Retirement System for the ensuing term of four years ending on the first Monday in January 2007.

**COUNCILMAN ALLEN** is recorded as voting "NO"

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## APPOINTMENTS BY HIS HONOR THE MAYOR

Communication dated March 25, 2004, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1011 of the Providence Home Rule Charter of 1980, as amended, he is this day appointing Barbara Thornton of 221 Howell Street, Providence, Rhode Island 02906, to the Building Board of Review for a term to expire in March 2009, and respectfully submits the same for your approval. (Ms. Thornton will be replacing Mr. Arthur Salisbury, whose term has expired, as the licensed architect on the Building Board of Review)

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Communication dated March 25, 2004, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1009 of the Providence Home Rule Charter of

1980, as amended, he is this day appointing Andrea M. Underwood of 84 Oak Street, Providence, Rhode Island 02909, as an auxiliary member of the Zoning Board of Review for a term to expire in January 2008, and respectfully submits the same for your approval. (Ms. Underwood will fill the un-expired term of Mr. Charles Newton, who has resigned)

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

**COUNCIL PRESIDENT LOMBARDI  
Receives and Refers the Several Commu-  
nications to the Committee on Finance.**

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## ORDINANCES SECOND READING

**The Following Ordinances were in City Council March 18, 2004, Read and Passed the First Time and are Severally Returned for Passage the Second Time:**

An Ordinance in Amendment of Chapter 2003-59, Approved November 14, 2003, Entitled: "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:

**Police Department:**

Change From:

Twenty (20) 2-Wheel Drive Marked Police Vehicles .....\$660,000

Change To:

Ten (10) 2- Wheel Drive Marked Police Vehicles

Ten (10) 2-Wheel Drive Unmarked Police Vehicles ..... \$660,000

Total: .....\$660,000

An Ordinance in Amendment of and in addition to Chapter 1997-3 of the Ordinances of the City of Providence Approved January 27, 1997 and Entitled: "An Ordinance to Amend the Official Redevelopment Plan for the vacant and abandoned properties Plan Program" for the Acquisition of Lots 193, 194 and 504 on Plat 29 (16, 22 and 36 Burgess Street respectively).

*Be it ordained by the City of Providence:*

1: That Chapter 1997-3 of the Ordinances of the City of Providence approved January 27, 1997 and entitled "An Ordinance to Amend the Official Redevelopment Plan for the Vacant and Abandoned Properties Plan Program" is hereby amended by adding the following lots for acquisition:

Plat/Lot	Address
29/504	36 Burgess Street
29/193	16 Burgess Street
29/194	22 Burgess Street

2. That said Chapter 1997-3 of the Ordinance of the City of Providence as adopted and as heretofore amended be the same is hereby ratified and affirmed in all other respects.

3. That this Ordinance shall take effect on its passage and shall be filed with the City Clerk who is hereby authorized and directed to forward a certified copy thereof to the Providence Redevelopment Agency.

4. In accordance with RIGL 45-32-40 all property in the Vacant and Abandoned Properties Plan Program shall be exempt.

5. See the attached Redevelopment Plan for the Former Louttit Laundry Site.

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An Ordinance Amending Providence 2000: The Comprehensive Plan.

Section 1: *Providence 2000*: The Comprehensive Plan is hereby amended as follows:

The map entitled "Proposed Land Use: Non-Residential" is modified to change the land use designation for the area surrounding the intersection of Manton Avenue and Fruit Hill Avenue, as shown on the accompanying map, from Neighborhood Commercial to Limited Commercial.

Section 2: This Ordinance shall take effect upon passage.

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An Ordinance in Amendment of Chapter 2003-01, Appropriating \$50 Million Dollars and Authorizing the Issuance of \$50 Million in Bonds for Neighborhood and Capital Improvements, As Amended.

*Be it ordained by the City of Providence:*

Section I Amend Schedule B, Special Projects By:

	From:	To:
Travelers Aid - Taxable	\$2,500,000	\$2,000,000
New Cities -Tax Exempt	\$ 500,000	\$1,000,000
Lead Abatement - Taxable	\$1,000,000	\$ 500,000
Travelers Aid - Taxable	\$2,000,000	\$2,500,000
New Cities - Tax-Exempt	\$1,000,000	\$ 500,000
Lead Abatement - Tax Exempt	\$3,000,000	\$3,500,000

Section II This ordinance shall take effect upon passage.

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

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

**Nays: None.**

**Absent: Councilwoman DiRuzzo - 1.**

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

## PRESENTATION OF RESOLUTIONS

### **COUNCIL PRESIDENT LOMBARDI (By Request):**

**Resolution in Support for "Healthy Cat Rooms" Municipal Animal Shelters.**

*Whereas*, "Healthy Cat Rooms" were conceived with the goal of providing a humane and rewarding method of housing cats for potential adoption; and

*Whereas*, "Healthy Cat Rooms" allow the animals to live in communal settings once they are found to be free of illness and without behavioral problems, providing environmental enrichment while the animals wait for placement with loving families; and

*Whereas*, Bristol's Animal Shelter has benefited for some time by this method of housing felines, and with proper management and attention to disease control, sanitation and behavior, the staff has done an exemplary job in ensuring the "Healthy Cat Room's" success; and

*Whereas*, It has been determined that the Department of Environmental Management is currently drafting animal health regulations which may significantly impact the way our animals are housed and cared for at the various animal shelters throughout the State; and

Whereas, The Providence City Council is on record as supporting the "Healthy Cat Room" concept and its continuation in local shelters.

Now, Therefore, Be It Resolved, that the Providence City Council respectfully requests your support in ensuring that the regulations being drafted by the DEM allow for the continuation of this humane method of housing cats and that you notify the appropriate state authorities, as well as your local members of the General Assembly, that you support this practice.

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

**The Motion for Passage is Sustained.**

Resolution in Support of a \$60 Million Space and Recreation Bond and its placement on the November 2004 General Election ballot.

Resolution Urging the Rhode Island General Assembly to give careful consideration to a change in the RI General Law(s), including, inter alia, greater financial assistance to municipalities, revision of the educational aid formula, a portion of the state sales tax to municipalities, or new and innova-

tive ways to revise the existing system in order to lessen its burden which continues to result in the inequitable treatment of the people of Providence and the entire State of Rhode Island.

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

**COUNCIL PRESIDENT LOMBARDI  
Refers the Several Resolutions to the  
Special Committee on State Legislation.**

**COUNCIL PRESIDENT LOMBARDI,  
COUNCILMEN APONTE, BUTLER,  
DeLUCA, COUNCILWOMAN DiRUZ-  
ZO, COUNCILMEN JACKSON, LUNA,  
MANCINI, COUNCILWOMEN ROMA-  
NO, WILLIAMS and YOUNG:**

Resolution Supporting the public/private effort in retaining Blue Cross within the City of Providence.

*Resolution*, In support of the public/private effort in retaining Blue Cross within the City of Providence.

**Read and Passed, on Motion of COUN-  
CILMAN APONTE, seconded by COUN-  
CILWOMAN WILLIAMS.**

**The Motion for Passage is Sustained.**

## PERSONAL EXPRESSION

### **COUNCILWOMAN YOUNG Requests the privilege of the floor to speak on a Point of Personal Expression and states:**

I just want to change a little tenor of the meeting right now and have a little fun. We are so proud to have in our midst today some fantastic ladies, they are known as the Central Lady Knights and we want to give them a City Citation in honor of their work that they have done in the past year. They're here today with their coaches and the principal of Central High School. Harold Metts may be here, Debra DeCarlo is here and Debbie Bush who is their Athletic Director is here so we want to acknowledge their efforts in what they have done and these ladies are tremendous and if you ever know about the work that they do at Central High School. Not only are they smart academically but they are also smart when they play athletics so they have everything going for them so at this time it is my pleasure, myself and Councilman Butler to present these citations, which reads:

In recognition of your support and guidance to the Central Lady Knights during the Rhode Island Interscholastic League 2004 Division III State Championship, names as follows:

Debra DeCarlo – Principal

Harold Metts – Vice-Principal

Debbie Bush – Athletic Director

In recognition of your coaching skills in leading your team to victory in the Rhode Island Interscholastic League 2004 Division III State Championship, names as follows:

John Kavanagh – Head Coach

Vin Scandura – Assistant Coach

In recognition of being the Rhode Island Interscholastic League 2004 Division III State Champions, names as follows:

Ivy Davis

Devin Delves

Shanelle Gaston

Jonishua Gibbs

Kayla Harper

Kiddy Harris

Latoya Hill

Khambray Phasouvor Georgette Pineda

Karen Rollins

Nancy Taylor

Sharmiee Turner, Captain

**COUNCILMAN APONTE:**

Resolution Authorizing the Mayor to enter into the transactions to sublet spaces in the Public Safety Garage and to issue the Lease Certificate of Participation and to take any and all action and to execute, file, and deliver any subleases and any and all agreements, indentures, notes, and other documents in such form as he may deem necessary or desirable to implement the subletting of spaces in the Public Safety Garage and issuance of Lease Certificates of Participation.

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

**COUNCILMAN BUTLER: (By Request):**

Resolution Requesting the Chief Electrical Inspector to cause the upgrade of street lighting along Longwood Avenue from Smith Street to North Providence to 27,500 lumen.

*Resolved*, That the Chief Electrical Inspector is requested to cause the upgrade of street lighting along Longwood Avenue from Smith Street to North Providence to 27,500 lumen.

**COUNCILMAN BUTLER and COUNCILWOMAN ROMANO:**

Resolution Extending Sincere Best Wishes to the Most Reverend Bishop Robert J. McManus upon being appointed the fifth Bishop of Worcester, Massachusetts.

*Resolved*, That the Members of the Providence City Council hereby extend Sincere Best Wishes to the Most Reverend Bishop Robert J. McManus upon being appointed the fifth Bishop of Worcester, Massachusetts.

**COUNCILMAN LUNA (By Request):**

Resolution Requesting the Traffic Engineer to conduct a survey of Cyr Street to determine the feasibility of restricting travel to one direction.

*Resolved*, That the Traffic Engineer is requested to conduct a survey of Cyr Street to determine the feasibility of restricting travel to one direction.

**COUNCILMAN APONTE Moves to Dis-  
pense with the Reading of the foregoing  
matters and Moves Passage of the Sev-  
eral Resolutions, seconded by COUNCIL-  
WOMAN WILLIAMS.**

**The Motion for Passage is Sustained.**

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

Resolution Endorsing and Urging Passage by the General Assembly of House Bill 2004-H 7917, Relative to Highways – Construction and Maintenance of State Roads.

Resolution Endorsing and Urging Passage by the General Assembly of Senate Bill 2004-S 2487, Relative to Highways – Construction and Maintenance of State Roads.

Resolution Endorsing and Urging Passage by the General Assembly of Senate Bill 2004-S 2480, Relative to Criminal Offenses – Public Utilities.

Resolution Endorsing and Urging Passage by the General Assembly of Senate Bill 2004-S 2735, Relative to Criminal Offenses – Public Utilities.

Resolution Endorsing and Urging Passage by the General Assembly of House Bill 2004-H 7918, Relative to Criminal Offenses – Public Utilities.

Resolution Endorsing and Urging Passage by the General Assembly of House Bill 2004-H 7919, Relative to Criminal Offenses – Public Utilities.

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

**COUNCIL PRESIDENT LOMBARDI  
Refers the Several Resolutions to the  
Special Committee on State Legislation.**

**COUNCILWOMAN ROMANO (By  
Request):**

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Hawkins Street from Charles Street to Branch Avenue, and from the corner of Monticello Street and Russo Street, and Russo Street to Greeley Street on Thursday, July 22, 2004 to Sunday, July 25, 2004 between the hours of 4:00 o'clock P.M. to 10:00 o'clock P.M., to accommodate the Saint Ann's Church Feast.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Hawkins Street from Charles Street to Branch Avenue, and from the corner of Monticello Street and Russo Street, and Russo Street to Greeley Street on Thursday, July 22, 2004 to Sunday, July 25, 2004 between the hours of 4:00 o'clock P.M. to 10:00 o'clock P.M., to accommodate the Saint Ann's Church Feast.

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**COUNCILMAN SEGAL:**

Resolution in Support of the Rhode Island for Health Care Campaign.

*Whereas*, Rhode Island residents pay the highest health insurance premiums in the nation; and

*Whereas*, Rhode Island recently experienced one of the largest increases in the number of uninsured; and

*Whereas*, 78,350 Rhode Island residents have no health coverage and 66% of them have a full-time worker at home; and

*Whereas*, Due to these rising costs almost half of Rhode Island's small businesses not cannot afford health coverage for their employees.

*Now, Therefore, Be It Resolved*, That we, the citizens of Providence, Rhode Island, call on our elected officials from all levels of government, and those seeking office, to work with consumers, businesses, and health care providers to ensure that:

- Everyone including the self-employed, unemployed, un-and underinsured, and small business owners, has access to an affordable basic health plan similar to what federal employees receive;

- Everyone, including employers, consumers, and the state, local and federal government makes a responsible and fair contribution to finance the health care system;

- Everyone receives high quality care that is cost efficient and medically effective; and

- That these efforts help control the skyrocketing cost of health care.

**COUNCILMAN APONTE Moves to Disperse 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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**COUNCILWOMAN WILLIAMS (By Request):**

Resolution Requesting the Traffic Engineer to cause the installation of 2 "Handicapped Parking" Signs in front of Saint Sebastian's Church.

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

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## REPORTS FROM COMMITTEES

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

#### Transmits the Following with Recommendation the Same be Severally Approved:

Resolution Granting the abandonment of the Avenue of the Arts in its entirety for \$1.00.

*Whereas*, the Masonic Temple is being converted into a hotel by Sage Hospitality Resources, and;

*Whereas*, the Rhode Island Department of Transportation is spending over \$1 million in improvements to the Avenue of the Arts to create a plaza and entranceway for the new hotel and Veterans Auditorium Building, and;

*Whereas*, these improvements make the Avenue of the Arts a more private road for the hotel and auditorium, and;

*Whereas*, the Rhode Island Department of Transportation has agreed to assume responsibility for the maintenance of the street provided the City of Providence agrees to the abandonment.

*Now Therefore*, the Avenue of the Arts is to be abandoned in its entirety, as per map attached, for \$1.00.

Resolution Requesting the Traffic Engineer to cause the installation of a "Do Not Enter" Sign from 2:30 P.M. to 3:30 P.M. School Days on Stansbury Street at Douglas Avenue.

*Resolved*, That the Traffic Engineer is requested to cause the installation of a "Do Not Enter" Sign from 2:30 P.M. to 3:30 P.M. School Days on Stansbury Street at Douglas Avenue.

Resolution Requesting the Traffic Engineer to cause the installation of "No Parking from 8:00 a.m. to 10:00 a.m. School Days" Signs on Meridian Street between Eaton Street and Salter Street on the Westerly and Easterly Sides.

*Resolved*, That the Traffic Engineer is requested to cause the installation of "No Parking from 8:00 a.m. to 10:00 a.m. School Days" Signs on Meridian Street between Eaton Street and Salter Street on the Westerly and Easterly Sides.

Resolution Requesting the Traffic Engineer and the Director of the Department of Public Works to close indefinitely Gulf Road from its juncture with Loring Avenue and through River Road to Irving Avenue with limited access to public safety and public utility vehicles only.

*Resolved,* That the Traffic Engineer and the Director of the Department of Public Works are requested to close indefinitely Gulf Road from its juncture with Loring Avenue and through River Road to Irving Avenue with

limited access to public safety and public utility vehicles only.

**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.**

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

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

An Ordinance in Amendment of Chapter 2003-41, Approved July 31, 2003, of the Ordinances of the City of Providence making an Appropriation of Five Hundred Fifty-Four Million, One Hundred Seventy-One Thousand, and Twenty Dollars (\$554,171,020.00) for the Fiscal Year ending June 30, 2004, As Amended.

**Read and Passed the First Time, on Motion of COUNCILMAN APONTE, seconded by COUNCILWOMAN WILLIAMS, by the Following Roll Call Vote:**

**Ayes: Council President Lombardi, Councilmen Allen, Aponte, Butler, DeLuca, Hassett, Iglizzi, Jackson, Luna, Mancini, Councilwoman Romano, Councilman Segal, Councilwomen Williams And Young - 14.**

**Nays: None.**

**Absent: Councilwoman DiRuzzo - 1.**

**The Motion for Passage the First Time is Sustained.**

**Transmits the Following with Recommendation  
the Same be Approved:**

Communication From his Honor the Mayor dated February 26, 2004, Informing the Honorable Members of the City Council that pursuant Sections 302(b) and 1011 of the Providence Home Rule Charter of 1980, as amended he is this day appointing Mr. Bruce D. Bartel, P.E., of 114 Jastram Street, Providence, Rhode Island 02908, as a member of the Building Board of Review for a term to expire in January 2006, and respectfully submits the same for your approval. (Mr. Bartel will

fill the un-expired term of Paul Adlinger who has resigned. Mr. Bartel will be serving as the Licensed Civil Engineer on the Building Board of Review).

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

**The Motion for Passage is Sustained.**

**COMMITTEE ON ORDINANCES  
COUNCILWOMAN RITA M. WILLIAMS, Chairwoman**

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

An Ordinance in Amendment of Article IX, Section 14 of the Code of Ordinances of the City of Providence relative to Peddlers and Hawkers, As Amended.

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

**COUNCILWOMAN WILLIAMS Moves to Amend Page 2 Sec. 14-172 Subsection (c) "Vending Site" delete "Minimum Fee \$1,000.00 - A higher fee may be set by the**

**vending plan" and replace it with "to be determined" and also Page 3 Sec 14-183 Peddlers, Subsection (c) "The peddler shall not stop on public property or in a public right-of-way for more than" delete "five (5)" and replace it with "sixty (60) minutes", seconded by COUNCILWOMAN YOUNG.**

**COUNCILWOMAN WILLIAMS Moves Approval of the Amendment, seconded by COUNCILMAN BUTLER.**

**COUNCILMAN SEGAL Moves to Amend Page 3 Sec. 14-183 Subsection (e) A peddler shall not set up in a "metered" parking space "or parking space defined by painted lines" to sell any goods, wares, or merchandise, including food and beverage. Purchasing the sue of a metered space through placing money in the meter or by parking in a legal unmetered space shall not permit the peddler to use the space to operate as a hawker. "Peddlers shall be allowed to set up on a street-side, even if time-limited parking is designated there, so long as the given location conforms to the other specifications outlined above", seconded by COUNCILMAN IGLIOZZI.**

**Ayes - 6**

**Nayes - 7**

**The amendment is defeated.**

**COUNCILMAN APONTE Moves Approval of the Amendment, seconded by COUNCILWOMAN WILLIAMS, by the Following Roll Call Vote:**

**Ayes: Council President Lombardi, Councilmen Allen, Aponte Butler, Jackson, Mancini, Councilwomen Romano, Williams And Young - 9.**

**Nayes: Councilmen DeLuca, Hassett, Iglizio, Luna and Segal - 5.**

**Absent: Councilwoman DiRuzzo - 1.**

**The Motion for Passage, As Amended is Sustained.**

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## PERSONAL EXPRESSION

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

I'm standing up on Personal Expression because I think it's important that we have a little more discussion on this and there was a couple of things mentioned. During the hearings, actually there were several things that I learned from some of these hearings and discussions about the peddlers, about the plight of PPAC and the vendors and what's going on and what's happening between these two entities. There was discussions about safety and there were claims about peddlers and hawkers. As we know hawkers are stationary and peddlers are the movers and there was a safety issue claiming that they were impeding traffic and impeding the flow to the different venues but of course there is more than enough rules on the books that if the police just enforced them that would not occur so we learned that issue, that that fallacy was found untruthful. The next things was dealing with the idea that the peddlers and hawkers were having such a detrimental impact on these venues. Now there may be some credence to that but it's a little bit bigger picture than that because what I've learned from my own little research is one of the most devastating

things that's happening to PPAC, Trinity and the Dunkin Donuts Center, is it the peddlers selling balloons or is it the hawkers selling hot dogs. It's what happened down in South County. What happened in South County a few years ago was called the building of the Ryan Center and the State of Rhode Island utilized state dollars to build what they call a Civic Center down there on URI Campus for educational purposes and the beauty of the Ryan Center is this. They use state dollars, put it on a campus, it's on private property and free parking and there is no ability for peddlers and vendors to go on there. They consistently undercut the Civic Center, PPAC and Trinity in the City of Providence and also what they have done just to give you a little information not only how devastating it's been just in the past year and I'm going to read off about fifteen types of events that Ryan Center had and I think some of these may sound familiar. Professional Wrestling, Boston Pops, Bob the Builder, Barney the Dinosaur, PRO FM Jingle Mingle, Harlem Globetrotters, the Moscow Circus, the Home Show, Boat Show and Monster Truck. Do those sound familiar, well they should because they used to be in the Civic Center and they used to be at the Convention Center. Why are they down there? Because it's difficult to compete with them now. PPAC goes out there and says we would like to have

a venue, they go why should I go there when we have free parking down at the Ryan Center. PPAC would like to have a show and they say well you have peddlers and hawkers we don't we have a private entity. PPAC says we would like to have a show, Ryan Center says you know what we will guarantee your take and on top of it we will even cut out overhead even further. That's what's hurting PPAC and the Dunkin Donuts and regardless of what happens tonight although the outlawing of the peddlers and hawkers this evening the PPAC and Dunkin Donuts Center's plight has only one way to go but down because we have been creating these venues in the State of Rhode Island that are competing with our own venues and I will give you one other thing. When Ryan Center puts in ice we got problems because they are all going to go down there and that's the biggest problem we have in the City of Providence. It's insidious and it's happening to us in a very quiet and very professional manner and the funny thing about it is most of us probably voted for it unbeknownst to us during the bond initiative to build the Ryan Center. That's one of

the biggest problems that I learned and I'm more concerned about that than the guy selling balloons. Also I just want to say that as a kid growing up in my neighborhood peddlers and hawkers were always around and there are quite a few people that I know that I grew up with who are good friends of mine and my families and they made an honorable living out of it and they brought a lot of culture and stability and they paid taxes and they provided a certain amount of atmosphere in the neighborhoods. Councilman Hassett mentioned up on Federal Hill well it happened throughout the whole city and in fact on Broad Street it's all over up and down streets. I know there are some issues with it but it brings a certain amount of atmosphere which is maybe festive and very businesslike. I just feel that this present ordinance is not ready yet, it's not right. I think we should have had a few more compromises in the ordinance, maybe had a little more time. It's taking fifteen years to get us here tonight so another few months, another year wouldn't kill us especially if the effect of this ordinance is going to put people out of business. So with that said thank you.

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## PERSONAL EXPRESSION

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

I would just like to clarify something that's not intuitive and it might not be recognized by everybody who is here that because this

is passed once tonight does not mean that it will become the law. Ordinances require two passages and we will hear this matter again in two weeks that's why I ask you to stay and lobby. Please do that and please keep lobbying over the next two weeks. Thank you.

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## COMMUNICATION

Communication from Mayor David N. Cicilline, dated March 15, 2004, Submitting the 2004-2005 Community Development Block Grant Budget to the members of the Providence City Council.

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

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## FROM THE CLERK'S DESK

Petition from David Corsetti, requesting to abandon Adams Street.

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

Petition from Hayden Ginalski and William A. DaRosa, requesting an easement on a piece of city property located on Greeley Street behind 16 Aventine Avenue (AP 98, Lot 248).

**COUNCIL PRESIDENT LOMBARDI Refers the Petition to the Committee on Public Works and the Committee on City Property, Jointly.**

**AT EASE**

**RECONVENTION**

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

Samuel Rachiele  
(Gerrick Van Deusen, Esquire)

Nationwide Insurance Company  
a/s/o Joanne Dorazio

Barbara Hodge

David DeLuca & Kirsten Lindh  
(Robert Testa, Esquire)

Joanne Beaudin Olson

Norfolk & Dedham Insurance Company  
a/s/o Edward R. Chaffee, Jr.  
(Daniel J. Archetto, Esquire)

The CCS Companies  
a/s/o One Beacon/Laurence Maloomian

New England Gas Company

Peter J. Bonaminio, Jr.  
(Ralph E. Chiodo, Esquire)

Travelers Insurance Company  
a/s/o Zulma Ortiz

Leif Tagger

Robert Palumbo

Advanced Telesystems, Inc.  
(Charles M. Vacca Jr., Esquire)

Princess Dublin

Scott Peter Harrington

**COUNCIL PRESIDENT LOMBARDI  
Refers the Several Petitions to the Com-  
mittee on Claims and Pending Suits.**

## PRESENTATION OF RESOLUTIONS

### “In Congratulations”

**COUNCIL PRESIDENT LOMBAR-  
DI and the MEMBERS of the CITY  
COUNCIL:**

Resolution Extending Congratulations.

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

Irene J. Testa, in recognition of the celebration of the occasion of her retirement after thirty-eight years of dedicated service to the City of Providence from February 14, 1966 through April 2, 2004.

Mr. and Mrs. Brian Morrison, in recognition of the celebration of the birth of their son, Joshua David Morrison, born March 19, 2004.

Mary Pellegrini, in recognition of the celebration of the occasion of her eightieth birthday, born March 5, 1924.

Marjorie Zawislak, in recognition of the celebration of the occasion of her ninetieth birthday, born April 30, 1914.

Mr. and Mrs. Anthony Lanni, in recognition of the birth of their daughter, Sonya Marie Lanni, born February 26, 2004.

Lic. Alejandrina German, del Frente Nacional de Mujeres Peledeista, in recognition of her memorable visit to the City of Providence.

Margaret Flynn, in recognition of the celebration of the occasion of her seventieth birthday - born May 8, 1934.

Henry Mu and Po Chiu, in recognition of the celebration of the Grand Opening of their restaurant, "Lot 401"

Kerri L. LaPierre, LaSalle Rams, in recognition of being the Rhode Island Interscholastic League 2004 Division I State Champions.

Colleen E. Feeney, LaSalle Rams, in recognition of being the Rhode Island Interscholastic League 2004 Division I State Champions and being selected to the All Tournament Team.

Caitlyn Charest, LaSalle Rams, in recognition of being the Rhode Island Interscholastic League 2004 Division I State Champions.

Tara A. McCarthy, LaSalle Rams, in recognition of being the Rhode Island Interscholastic League 2004 Division I State Champions.

Lauren J. LeMoi, LaSalle Rams, in recognition of being the Rhode Island Interscholastic League 2004 Division I State Champions.

Alyssa R. Long, LaSalle Rams, in recognition of being the Rhode Island Interscholastic League 2004 Division I State Champions.

Brittney E. Hattoy, LaSalle Rams, in recognition of being the Rhode Island Interscholastic League 2004 Division I State Champions.

Katharine A. Lemieux, LaSalle Rams, in recognition of being the Rhode Island Interscholastic League 2004 Division I State Champions.

Megan B. Clement, LaSalle Rams, in recognition of being the Rhode Island Interscholastic League 2004 Division I State Champions.

Audrey Thorpe, LaSalle Rams, in recognition of being the Rhode Island Interscholastic League 2004 Division I State Champions.

Caitlin A. Feeney, in recognition of being the Rhode Island Interscholastic League 2004 Division I State Champions and being selected to the All Tournament Team.

Jessica M. Ricci, LaSalle Rams, in recognition of being the Rhode Island Interscholastic League 2004 Division I State Champions.

Meaghan S. Dendy, LaSalle Rams, in recognition of being the Rhode Island Interscholastic League 2004 Division I State Champions.

Meghan K. Long, LaSalle Rams, in recognition of being the Rhode Island Interscholastic League 2004 Division I State Champions.

Marissa E. Picard, LaSalle Rams, in recognition of being the Rhode Island Interscholastic League 2004 Division I State Champions.

Kathryn G. Lynch, , LaSalle Rams, in recognition of being the Rhode Island Interscholastic League 2004 Division I State Champions and being selected Most Valuable Player.

Emily L. Karagozian, LaSalle Rams, in recognition of being the Rhode Island Interscholastic League 2004 Division I State Champions.

Sean Reddy, Head Coach, LaSalle Rams, in recognition of being the Rhode Island Interscholastic League 2004 Division I State Champions.

Keeley Rice, Manager, LaSalle Rams, in recognition of being the Rhode Island Interscholastic League 2004 Division I State Champions.

Thomas Martin, Assistant Coach, LaSalle Rams, in recognition of being the Rhode Island Interscholastic League 2004 Division I State Champions.

Debra Reddy, Assistant Coach, LaSalle Rams, in recognition of being the Rhode Island Interscholastic League 2004 Division I State Champions.

Nick DiFilippo, Volunteer, LaSalle Rams, in recognition of being the Rhode Island Interscholastic League 2004 Division I State Champions.

Greg Johnson, Volunteer, LaSalle Rams, in recognition of being the Rhode Island Interscholastic League 2004 Division I State Champions.

Donald Kavanagh, Principal, LaSalle Rams, in recognition of being the Rhode Island Interscholastic League 2004 Division I State Champions.

Ted Quigley, Athletic Director, LaSalle Rams, in recognition of being the Rhode Island Interscholastic League 2004 Division I State Champions.

Dawn Biron, Assistant Athletic Director, LaSalle Rams, in recognition of being the Rhode Island Interscholastic League 2004 Division I State Champions.

Debra DeCarlo, Principal, Central High School, in recognition of her support and guidance to the Central "Lady Knights" during the Rhode Island Interscholastic League 2004 Division III State Championships.

Harold M. Metts, Vice-Principal, Central High School, in recognition of his support and guidance to the Central "Lady Knights" during the Rhode Island Interscholastic League 2004 Division III State Championships.

Deb Bush, Athletic Director, Central High School, in recognition of her support and guidance to the Central "Lady Knights" during the Rhode Island Interscholastic League 2004 Division III State Championships.

John Kavanagh, Head Coach, Central "Lady Knights", in recognition of his coaching skills in leading his team to victory in the Rhode Island Interscholastic League 2004 Division III State Championships.

Vin Scandura, Assistant Coach, Central "Lady Knights", in recognition of his coaching skills in leading his team to victory in the Rhode Island Interscholastic League 2004 Division III State Championships.

Angel Tapia, Scorer, in recognition of his support and dedication to the Central "Lady Knights" during the Rhode Island Interscholastic League 2004 Division III State Championships.

Ivy Davis, Central "Lady Knights", in recognition of being the Rhode Island Interscholastic League 2004 Division III State Champions.

Devin Delves, Central "Lady Knights", in recognition of being the Rhode Island Interscholastic League 2004 Division III State Champions.

Shanelle Gaston, Central "Lady Knights", in recognition of being the Rhode Island Interscholastic League 2004 Division III State Champions.

Jonisha Gibbs, Central "Lady Knights", in recognition of being the Rhode Island Interscholastic League 2004 Division III State Champions.

Kayla Harper, Central "Lady Knights", in recognition of being the Rhode Island Interscholastic League 2004 Division III State Champions.

Kiddy Harris, Central "Lady Knights", in recognition of being the Rhode Island Interscholastic League 2004 Division III State Champions.

Latoya Hill, Central "Lady Knights", in recognition of being the Rhode Island Interscholastic League 2004 Division III State Champions.

Khambray Phasouvor, Central "Lady Knights", in recognition of being the Rhode Island Interscholastic League 2004 Division III State Champions.

Georgette Pineda, Central "Lady Knights", in recognition of being the Rhode Island Interscholastic League 2004 Division III State Champions.

Karen Rollins, Central "Lady Knights", in recognition of being the Rhode Island Interscholastic League 2004 Division III State Champions.

Nancy Taylor, Central "Lady Knights", in recognition of being the Rhode Island Interscholastic League 2004 Division III State Champions.

Sharmiee Turner, Captain, Central "Lady Knights", in recognition of being the Rhode Island Interscholastic League 2004 Division III State Champions.

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

**The Motion for Passage is Sustained.**

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# PRESENTATION OF RESOLUTIONS

## “In Memoriam”

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

Gloria Rendine

Joseph A. “Jake” Fagnoli

Resolution Extending Sympathy.

Euphemia A. “Faye” Smith

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

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

Nasif E. “David” Haskell

**The Motion for Passage is Sustained.**

Dora C. Roy

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## MATTERS NOT APPEARING ON THE PRINTED DOCKET

**On motion of COUNCILMAN APONTE, seconded by COUNCILWOMAN WILLIAMS, it is voted to Suspend Rule 16-B of the City Council Rules in order to**

**allow the introduction of the following Matters Not Appearing on the Printed Docket.**

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## PRESENTATION OF RESOLUTIONS

### **COUNCILMAN SEGAL:**

Resolution Endorsing and Urging Passage by the General Assembly of House Bill 2004-H 8012 and Senate Bill 2004-S 2884, Relative to State Affairs and Government – Energy Facility Siting Act.

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Resolution Endorsing and Urging Passage by the General Assembly of House Bill 2004-H 8130 and Senate Bill 2004-S 2869, Relative to State Affairs and Government – Energy Facility Siting.

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Resolution Endorsing and Urging Passage by the General Assembly of House Bill 2004-H 8054 and Senate Bill 2004-S 2870, Relative to State Affairs and Government – Energy Facility Siting Act.

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Resolution Endorsing and Urging Passage by the General Assembly of House Bill 2004-H 8105 and Senate Bill 2004-S 2919, Relative to Health and Safety – High Voltage Lines.

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### **COUNCILMEN SEGAL, APONTE, JACKSON and LUNA:**

Resolution Endorsing and Urging Passage by the General Assembly of House Bill 2004-H 7995 and Senate Bill 2004-S 2705, Relative to Domestic Relations – Persons Eligible to Marry.

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

**COUNCIL PRESIDENT LOMBARDI**  
**Refers the Several Resolutions to the Spe-**  
**cial Committee on State Legislation.**

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## ADJOURNMENT

There being no further business, on Motion of COUNCILMAN APONTE, seconded by COUNCILWOMAN WILLIAMS, it is voted to adjourn the meeting at 8:25 o'clock P.M. (E.S.T), to meet again on THURSDAY, APRIL 15,2004 at 7:30 o'clock P.M. (E.D.T.)

*Michael R. Clement*

CITY CLERK

