

**CITY OF PROVIDENCE
RHODE ISLAND**



**CITY COUNCIL
JOURNAL OF PROCEEDINGS**

No. 73 City Council Regular Meeting, Thursday, October 1, 1981 8:00 P.M. (E.D.T.)

IN CITY COUNCIL
OCT 15 1981

APPROVED:

PRESIDING *Rose M. Membrane*

COUNCIL PRESIDENT

RALPH FARGNOLI

ROLL CALL

Present: Council President Fagnoli and Councilmen Almagno, Boyle, Councilwoman Brassil, Councilmen Brennan, Cirelli, Cola, Dillon, Easton, Farmer, Flynn, Glavin, Griffin, Johnson, Lynch, Mansolillo, O'Connor, Paolino, Pearlman, Penine, Petrosinelli, Salvatore, Snowden, Stravato and Xavier—25.

Absent: Councilman Moise—1.

INVOCATION

The Invocation is given by COUNCILMAN ANTHONY P. PENNINE.

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

COUNCILMAN LLOYD T. GRIFFIN, JR., 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 RECORD

The Journal of Proceedings No. 72 of the Regular Meeting of the City Council held September 17, 1981 and Posted September 29, 1981 on that Bulletin Board located on the Ground Floor Level of City Hall, is Approved as Printed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN FLYNN.

PRESENTATION OF ORDINANCES

COUNCILMAN EASTON, COUNCILMAN SNOWDEN, COUNCILMAN O'CONNOR, COUNCILMAN DILLON, COUNCILMAN GRIFFIN and COUNCILMAN MANSOLILLO:

An Ordinance Amending the Appropriation Ordinance Chapter 1981-39 Effective July 20, 1981, by Creating Two New Divisions within Section 4, Building Codes and Inspection, and Transferring Certain Sums of Money within that Department.

Referred to Committee on Finance, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN FLYNN.

The motion to Refer is Sustained.

An Ordinance in Amendment of Sections 21 and 22 of Chapter 1981-40 effective July 20, 1981, entitled, "An Ordinance Establishing the Classes of Positions, the Maximum Number of Employees and the Number of Employees in Certain Classes in the City Departments," relative to Department of Building Inspection.

An Ordinance in Amendment of Section 1 of Chapter 1981-41, effective July 20, 1981, entitled: "An Ordinance Establishing a Compensation Plan for the City of Providence", relative to Council Code Enforcement.

An Ordinance in Amendment of Chapter 13 of Article I, by adding section 13-25, to be entitled: "Revolving fund for housing and building liens".

COUNCILMAN EASTON and COUNCILMAN DILLON:

An Ordinance in Amendment of Chapter 21 of Article I, by Adding Section 21-16, to be entitled: "City Treasurer authorized to contract with S.W.A.P. for the clearing of title and resale of tax reverted property".

Severally Referred to Committee on Finance, on motion of COUNCILMAN JOHNSON, seconded by COUNCILMEN FLYNN and GLAVIN.

The motion to Refer is Sustained.

COUNCILMAN MANSOLILLO (By Request):

An Ordinance Amending Sections 31, 35, 36 and 47 of Chapter 1981-40 entitled, "An Ordinance Establishing the Classes of Positions, the Maximum Number of Employees and the Number of Employees in Certain Classes in the City Departments," effective July 20, 1981, relative to Department of Public Works and Recorder of Deeds.

An Ordinance in Amendment of Section 1 of Chapter 1981-41, effective July 20, 1981, entitled: "An Ordinance Establishing a Compensation Plan for the City of Providence", relative to Police, Fire and Communications Departments.

An Ordinance Amending the Appropriation Ordinance, Chapter 1981-39 Effective July 20, 1981, by Transferring Certain Sums of Money within the Zoning Board of Review and Building Board of Review.

An Ordinance Amending the Appropriation Ordinance Chapter 1981-39, Effective July 20, 1981, by Transferring the Sum of Thirteen Thousand, Six Hundred Forty Dollars (\$13,640.00) from Engineering, Item 001, to Sewer Construction and Maintenance Item 001.

An Ordinance Amending the Appropriation Ordinance, Chapter 1981-39 Effective July 20, 1981, by Transferring the Sum of Forty-Four Thousand, Eight Hundred Forty-Three Dollars, Fifty-Two Cents (\$44,843.52) from Purchasing, Item 211 to Public Buildings, Item 166.

Severally Referred to Committee on Finance, on motion of COUNCILMAN JOHNSON, seconded by COUNCILMAN FLYNN.

The motion to Refer is Sustained.

**COUNCIL PRESIDENT FARGNOLI and
THE MEMBERS OF THE CITY COUNCIL:**

Resolution extending congratulations to Councilman and Mrs. Harry A. Johnson, Upon the Birth of their Baby Boy on September 17, 1981.

Whereas, It is noted with extreme pleasure by the Members of the City Council that charming Barbara F. Johnson has presented our distinguished colleague with their second child, a baby boy,

Now Therefore, Be It Resolved, That best wishes are expressed for good health for the new infant in the Johnson abode and for his very proud parents a most luxuriant future.

COUNCILMAN ALMAGNO:

Resolution Congratulating the City of Warwick, Rhode Island, Upon its Golden Anniversary of its Birth as a City.

Whereas, Warwick, Rhode Island, in celebrating their Fiftieth Anniversary of its birth as a City, has planned month-long festivities in honor of this notable occasion,

Now, Therefore, Be It Resolved, That the Members of the Providence City Council hereby extend their congratulations to the City of Warwick upon the commemoration of their Golden Anniversary.

Severally Read and Collectively Passed, on motion of COUNCILMAN JOHNSON, seconded by COUNCILMAN GLAVIN.

The motion for Passage is Sustained.

COUNCILMAN DILLON:

Resolution authorizing the Committee on Claims and Pending Suits to review and determine the propriety of payment of certain purchase requisitions and invoices in accordance with the Providence Review Commission memorandum dated May 13, 1981.

Referred to Committee on Claims and Pending Suits, on motion of COUNCILMAN JOHNSON, seconded by COUNCILMAN EASTON.

The motion to Refer is Sustained.

COUNCILMAN DILLON and COUNCILMAN FLYNN (By Request):

Resolution Requesting the Acting Public Service Engineer to Order the Installation of a Street Light on that Pole located in front of 34 Kelley Street.

Resolved, That the Acting Public Service Engineer is requested to cause the installation of a street light on that Pole located in front of 34 Kelley Street.

Resolution Requesting the Director of Public Works to cause that sidewalk in front of 162 Linwood Avenue to be replaced, the same having been damaged by a City tree.

Resolved, That the Director of Public Works is requested to cause that sidewalk in front of 162 Linwood Avenue to be replaced, the same having been damaged by a City tree.

COUNCILMAN FARMER (By Request):

Resolution Requesting the Director of Public Works to cause the block of Intervale Road, between Cole Avenue and Blackstone Boulevard to be resurfaced.

Resolved, That the Director of Public Works is requested to cause the block of Intervale Road, between Cole Avenue and Blackstone Boulevard to be resurfaced.

Resolution Requesting the Chief Electrical Inspector and Narragansett Electric Company to install a 4000 Lumen Mercury Vapor Light on Pole No. 13, located along Fosdyke Street at the intersection of Woodbury Street.

Whereas, The Chief Electrical Inspector of the Department of Building Inspection, in response to a request for a street light on Fosdyke Street at the intersection of Woodbury Street, has recommended the installation of a 4000 lumen mercury light,

Now, Therefore, Be It Resolved, That the Chief Electrical Inspector and Narragansett Electric Company are hereby requested to install a 4000 lumen mercury light on Pole No. 13 on Fosdyke Street at the intersection of Woodbury Street.

COUNCILMAN FARMER and COUNCILMAN EASTON:

Resolution Authorizing That No Borrowings shall occur for new Capital Projects without the Approval of the City Council after October 1, 1981.

Resolved, That in order to permit proper

planning of capital expenditures to establish priorities among same and to complete a thorough evaluation of the City's fiscal situation, notwithstanding all prior Resolutions authorizing borrowing for new capital projects, no such borrowings shall occur without the approval of the City Council granted after October 1, 1981.

COUNCILMAN FLYNN and COUNCILMAN DILLON (By Request):

Resolution Requesting the Acting Public Service Engineer to order the Installation of a Street Light on Pole No. 7, located along Humes Street.

Resolved, That the Acting Public Service Engineer is requested to order the installation of a Street Light on Pole No. 7, located along Humes Street.

Severally Read and Collectively Passed, on motion of COUNCILMAN JOHNSON, seconded by COUNCILMAN GLAVIN.

The motion for Passage is Sustained.

COUNCILMAN GRIFFIN and COUNCILMAN SNOWDEN:

Resolution Requesting the Committee on City Property to Study the Feasibility of Forming a Board to Operate, Control and Manage that Facility which is the Subject of a Lease between the City of Providence and the Urban League of Rhode Island.

COUNCILMAN GRIFFIN moves that the Resolution be amended by deleting the

words "City Property" and inserting in lieu thereof, the words "Public Welfare".

This motion being seconded by COUNCILMAN O'CONNOR is Put to Vote and Passed.

The motion to Amend is Sustained.

Be It Resolved, That the Committee on Public Welfare study the feasibility of forming a Board to be made up of one member from the following; Providence Head Start, Urban League of Rhode Island, V I V A, South Providence Re-vitalization and Providence Health Centers in order to operate, control and manage that facility which is the subject of a lease between the City of Providence and the Urban League of Rhode Island.

COUNCILMAN JOHNSON moves that the Resolution be Read and Passed, as Amended.

This motion being seconded by COUNCILMAN O'CONNOR, is Put to Vote and Passed.

The motion for Passage as Amended is Sustained.

Resolution Requesting the Committee on Public Works to Conduct or Order an Audit Relative to Certain Provisions of a Lease Existing between the City of Providence and the Urban League of Rhode Island Concerning Certain Monies Collected for Rent.

COUNCILMAN GRIFFIN moves that the Resolution be Amended by deleting the words "Public Works" and inserting in lieu thereof the words "Public Welfare".

This motion being seconded by COUNCILMAN O'CONNOR is Put to Vote and Passed.

The motion to Amend is Sustained.

Be It Resolved, That, the Committee on Public Welfare conduct or order an audit relative to certain provisions of a lease existing between the City of Providence and the Urban League of Rhode Island concerning certain monies collected for rent.

COUNCILMAN JOHNSON moves the Resolution be Read and Passed, as Amended.

This motion being seconded by COUNCILMAN O'CONNOR is Put to Vote and Passed.

COUNCILMAN BRENNAN desires to be recorded as voting "No".

The motion for Passage as Amended is Sustained.

COUNCILMAN MANSOLILLO:

Resolution Requesting the Board of Park Commissioners to Study the feasibility of Establishing Admission Charges for the Roger Williams Park Zoo, Museum of Natural History and Other Park Facilities.

Referred to Committee on Finance, on motion of COUNCILMAN JOHNSON, seconded by COUNCILMEN GLAVIN and O'CONNOR.

The motion to Refer is Sustained.

COUNCILMAN MOISE:

Resolution Endorsing Saturday, September 19, 1981 as Solidarity Day.

Resolved, That the Members of the City Council hereby endorse Saturday, September 19, 1981 as Solidarity Day.

Read and Passed, on motion of COUNCILMAN JOHNSON, seconded by COUNCILMAN FLYNN.

The motion for Passage is Sustained.

COUNCILMAN MOISE, COUNCILMAN PEARLMAN and COUNCILWOMAN BRASSIL (By Request):

Resolution Requesting the Committee on Urban Redevelopment, Renewal and Planning to Change the Name of lower Pine Street, from the intersection of Pine and Dyer Streets to the area where Friendship and Richmond Streets join, to Courthouse Row.

Referred to Committee on Urban Redevelopment, Renewal and Planning, on motion of COUNCILMAN JOHNSON, seconded by COUNCILMAN FLYNN.

The motion to Refer is Sustained.

COUNCILMAN PAOLINO and COUNCILMAN JOHNSON:

Resolution Requesting the City Solicitor to Transmit a Copy to the City Council, of the Tentative Agreement between the City of Providence and Downing Associates, Inc.,

relative to the proposed sale of the Valley View Housing Complex, prior to its being signed by the Mayor and Representatives of the firm, for their Review.

Resolved, That the City Solicitor is hereby requested to transmit to the City Council, a copy of the Tentative Agreement between the City of Providence and Downing Associates, Inc., relative to the proposed sale of the Valley View Housing Complex, prior to its being signed by the Mayor and Representatives of the firm, for their review.

COUNCILMAN PAOLINO (By Request):

Resolution Requesting the Director of Public Works to Replace that Sidewalk located along 189 Knight Street.

Resolved, That the Director of Public Works is requested to replace that sidewalk located along 189 Knight Street.

**COUNCILMAN PETROSINELLI and
COUNCILMAN SALVATORE (By Request):**

Resolution Requesting the Director of Public Works to cause Sedan Street, from Windmill Street to its termination, to be Paved.

Resolved, That the Director of Public Works is requested to cause Sedan Street, from Windmill Street to its termination, to be Paved.

**COUNCILMAN PETROSINELLI and
COUNCILMAN SALVATORE:**

Resolution Requesting the Acting Superintendent of the Providence School Department to relinquish to the Providence City Council, a complete list of Arbitrator's Awards, Monetary in Nature, commencing with January 1, 1975 to present.

Resolved, That the Acting Superintendent of the Providence School Department is requested to relinquish to the Providence City Council, a complete list of Arbitrator's Awards, Monetary in Nature, commencing with January 1, 1975 to present.

Resolution Requesting the Various Unions of All Employees of the Providence School Department to relinquish to the Providence City Council, a complete list of Arbitrator's Awards, Monetary in Nature, commencing with January 1, 1975 to present.

Resolved, That the American Federation of State, County and Municipal Employees, Council 94; American Federation of State, County and Municipal Employees, Local 1339; American Federation of Teachers, Local 958 and Public Service Employees' Local Union 1033, are hereby requested to relinquish to the Providence City Council, a complete list of Arbitrator's Awards, monetary in nature, commencing with January 1, 1975 to present.

**Severally Read and Collectively Passed,
on motion of COUNCILMAN JOHNSON,
seconded by COUNCILMAN FLYNN.**

The motion for Passage is Sustained.

**COUNCILMAN XAVIER, COUNCILMAN
FLYNN and COUNCILMAN JOHNSON
(By Request):**

Resolution Authorizing His Honor the Mayor to execute a Deed of Conveyance to Boys and Girls Clubs of Providence, 25 Dryden Lane, Providence, Rhode Island, for that certain parcel of land adjacent to the Olneyville Boys and Girls Clubs, situated along Plainfield Street for the Sum of Three Thousand Five Hundred Dollars, (\$3,500.00) and Rescinding Resolution 464, approved August 15, 1981.

Resolved, That His Honor the Mayor, is hereby authorized to execute a Deed of Conveyance to Boys and Girls Clubs of Providence, 25 Dryden Lane, Providence, Rhode Island 02904, of that certain parcel of land adjacent to the Boys and Girls Clubs of Providence, 25 Dryden Lane, Providence, Rhode Island 02904, of that certain parcel of land adjacent to the Olneyville Boys and Girls Clubs situated along Plainfield Street, comprising an area of approximately Seven Thousand Two Hundred Two (7,202) square feet of land, more or less, as set out and delineated on City Assessor's Plat 105, all in accordance with accompanying plan entitled "Providence, R.I., P.W. Dept. Engineering Office, City Property

Section, Plan No. 064145, Date May 7, 1981" for the sum of Three Thousand Five Hundred Dollars (\$3,500); and

Be It Further Resolved, That Resolution No. 464, Approved August 15, 1981, is hereby Rescinded.

Read and Passed, on motion of COUNCILMAN JOHNSON, seconded by COUNCILMAN FLYNN, by the following Roll Call Vote:

Ayes: Council President Fargnoli and Councilmen Almagno, Boyle, Councilwoman Brassil, Councilmen Brennan, Cola, Dillon, Easton, Farmer, Flynn, Glavin, Griffin, Johnson, Lynch, O'Connor, Paolino, Pearlman, Pennine, Petrosinelli, Salvatore, Snowden, Stravato and Xavier—23.

Absent: Councilmen Cirelli, Mansolillo and Moise—3.

The motion for Passage is Sustained.

REPORTS FROM COMMITTEES

COUNCILMAN DAVID G. DILLON, Chairman COMMITTEE ON CLAIMS AND PENDING SUITS

The following are Transmitted with Recommendation the Same be Severally Approved for Cancellation.

Certificates from the City Assessor (71-H, 72-H and 8-J) 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, 1956, as Amended.

Severally Approved for Cancellation, on motion of COUNCILMAN JOHNSON, seconded by COUNCILMAN FLYNN, by the following Roll Call Vote:

Ayes: Council President Fargnoli and Councilmen Almagno, Boyle, Councilwoman Brassil, Councilmen Brennan, Cirilli, Cola, Dillon, Easton, Farmer, Flynn, Glavin, Griffin, Johnson, Lynch, Manso-

lillo, O'Connor, Paolino, Pearlman, Penine, Petrosinelli, Salvatore, Snowden, Stravato and Xavier—25.

Absent: Councilman Moise—1.

The motion to Approve for Cancellation is Sustained.

COUNCILMAN NICHOLAS W. EASTON, Chairman COMMITTEE ON LICENSES

Transmits the following with Recommendation the Same be Severally Adopted:

Resolution Granting Permission to Merit Oil of Rhode Island, Inc., 71-89 Point Street, Plat 21 and Lot 298, to install one (1) additional pump, and Four (4) Ten Thousand Gallon Storage Tanks, (10,000), Making a total of Seven (7) Pumps, Fourteen (14) Nozzels, making a total of Forty Thousand (40,000) Gallons Storage Capacity upon the Premises.

Resolved, That the following named person, firm or corporation is hereby granted permission to erect, alter or use a building or structure at the location named herein for the sale of petroleum, kerosene, gasoline, coal oil and their products, compounds and components as described and shown in and on the application therefor and accompanying plat, all on file in the office of the Department of Building Inspection subject to the conditions that said person, firm or corporation shall not violate any of the laws of the State of Rhode Island or any of the Ordinances of the City of Providence relative to the erection, use or occupation of said structure and that said person,

firm or corporation shall not allow petroleum, kerosene, gasoline, coal oil or their products, compounds or components, to be conveyed over or across any sidewalk by means of any pipe or hose, and upon such special conditions as are hereby enumerated and further provided that the Director of the Department of Building Inspection may authorize minor changes in the structural detail of plans on file, viz:

Merit Oil of Rhode Island, Inc., 71-89 Point Street, Plat 21 and Lot 298, to install One (1) Additional Pump, and Four (4) Ten Thousand Gallon Storage Tanks, (10,000) making a total of Seven (7) Pumps, Fourteen (14) Nozzels, making a total of Forty Thousand (40,000) Gallons Storage Capacity upon the Premises.

The erection or location of any buildings or structures not shown on the original plat on file with the Director of Department of Building Inspection, or any change in the location of

buildings or structures from that shown on said plat shall be deemed a violation of this permit.

buildings or structures from that shown on said plat shall be deemed a violation of this permit.

Resolution Granting Permission to Texaco, Inc., 540 Allens Avenue, Plat 55 and Lot 196, to install One (1) Eight Thousand (8,000) Gallon Diesel Fuel Tank, making a total of Twenty One Thousand (21,000) Gallons Storage Capacity upon the Premises.

Resolved, That the following named person, firm or corporation is hereby granted permission to erect, alter or use a building or structure at the location named herein for the sale of petroleum, kerosene, gasoline, coal oil and their products, compounds and components as described and shown in and on the application therefor and accompanying plat, all on file in the office of the Department of Building Inspection subject to the conditions that said person, firm or corporation shall not violate any of the laws of the State of Rhode Island or any of the Ordinances of the City of Providence relative to the erection, use or occupation of said structure and that said person, firm or corporation shall not allow petroleum, kerosene, gasoline, coal oil or their products, compounds or components, to be conveyed over or across any sidewalk by means of any pipe or hose, and upon such special conditions as are hereby enumerated and further provided that the Director of the Department of Building Inspection may authorize minor changes in the structural detail of plans on file, viz:

Texaco, Inc., 540 Allens Avenue, Plat 55 and Lot 196, to install One (1) Eight Thousand (8,000) Gallon Diesel Fuel Tank, making a total of Twenty One Thousand (21,000) Gallons Storage Capacity upon the Premises.

The erection or location of any buildings or structures not shown on the original plat on file with the Director of Department of Building Inspection, or any change in the location of

Resolution Granting Permission to Tremarco Corp., 27 Plainfield Street, Plat 105 and 416, to install Two (2) additional pumps; to remove existing four (4) 4,000 gallon gasoline storage tanks and replace with three (3) 8,000 gallon gasoline storage tanks; add one (1) 8,000 gallon diesel storage tank; remove existing 550 gallon fuel oil tank and replace with 700 gallon fuel oil tank; remove existing 550 waste oil tank and replace with 700 gallon waste oil tank, making a total of eight (8) pumps and Thirty-Three Thousand Four Hundred gallons storage capacity upon the premises.

Resolved, That the following named person, firm or corporation is hereby granted permission to erect, alter or use a building or structure at the location named herein for the sale of petroleum, kerosene, gasoline, coal oil and their products, compounds and components as described and shown in and on the application therefor and accompanying plat, all on file in the office of the Department of Building Inspection subject to the conditions that said person, firm or corporation shall not violate any of the laws of the State of Rhode Island or any of the Ordinances of the City of Providence relative to the erection, use or occupation of said structure and that said person, firm or corporation shall not allow petroleum, kerosene, gasoline, coal oil or their products, compounds or components, to be conveyed over or across any sidewalk by means of any pipe or hose, and upon such special conditions as are hereby enumerated and further provided that the Director of the Department of Building Inspection may authorize minor changes in the structural detail of plans on file, viz:

Tremarco Corp., 27 Plainfield Street, Plat 105, Lot 416, to install Two (2) additional pumps; to remove existing four (4) 4,000 gallon gasoline

storage tanks and replace with three (3) 8,000 gallon gasoline storage tanks; add one (1) 8,000 gallon diesel storage tank; remove existing 550 gallon fuel oil tank and replace with 700 gallon fuel oil tank; remove existing 550 waste oil tank and replace with 700 gallon waste oil tank, making a total of eight (8) pumps and Thirty-Three Thousand Four Hundred gallons Storage Capacity upon the Premises.

The erection or location of any buildings or structures not shown on the original plat on file

with the Director of Department of Building Inspection, or any change in the location of buildings or structures from that shown on said plat shall be deemed a violation of this permit.

Severally Read and Collectively Passed, on motion of COUNCILMAN JOHNSON, seconded by COUNCILMAN FLYNN.

The motion for Passage is Sustained.

COUNCILMAN LAURENCE K. FLYNN, Chairman COMMITTEE ON PUBLIC WORKS

Transmits the following with Recommendation, the Same be Adopted:

Resolution Ordering the Abandonment of Catskill Street, Running from the Northerly Line of Valley Street to the Southerly Line of Prescott Street.

Referred Back to Committee on Public Works on motion of COUNCILMAN JOHNSON, seconded by COUNCILMAN FLYNN.

The motion to Refer Back to Committee on Public Works is Sustained.

The following is Transmitted with Recommendation, the Same be Denied:

Petition to abandon a Portion of Nahant Street, from the Westerly Line of Charles Street to the Easterly Line of Russo Street.

JOHNSON, seconded by COUNCILMAN FLYNN.

The motion to Deny is Sustained.

Denied, on motion of COUNCILMAN

**COUNCILMAN THOMAS F. O'CONNOR, JR., Chairman
COMMITTEE ON URBAN REDEVELOPMENT, RENEWAL AND
PLANNING**

Transmits the following with Recommendation, the Same be Adopted:

An Ordinance in Amendment of and In Addition to Chapter 1977-5, of the Ordinances of the City of Providence, Approved February 14, 1977, and Entitled, "An Ordinance Approving and Adopting the Official Redevelopment Plan for Downtown Providence Renewal".

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

Ayes: Council President Fagnoli and Councilmen Almagno, Boyle, Council-

woman Brassil, Councilmen Brennan, Cirelli, Cola, Dillon, Easton, Farmer, Flynn, Glavin, Griffin, Johnson, Lynch, Mansolillo, O'Connor, Paolino, Pearlman, Pennine, Petrosinelli, Salvatore, Snowden, Stravato and Xavier—25.

Absent: Councilman Moise—1.

The motion for Passage the First Time, is Sustained.

The following is Transmitted with Recommendation, the Same be Denied:

An Ordinance in Amendment of and In addition to Chapter 1977-5 of the Ordinances of the City of Providence, Approved February 14, 1977 and Entitled "An Ordinance Approving and Adopting the Official Redevelopment Plan for Downtown Providence Renewal" for the Acquisition of Lot Nos. 92, 145, 147 and 148 on Assessor's Plat No. 25.

Denied, on motion of COUNCILMAN JOHNSON, seconded by COUNCILMEN O'CONNOR, GLAVIN and SALVATORE, by the following Roll Call Vote:

Ayes: Councilman Boyle, Councilwoman Brassil, Councilmen Brennan, Dillon,

Easton, Glavin, Johnson, Lynch, O'Connor, Salvatore, Stravato and Xavier—12.

Noes: Council President Fagnoli and Councilmen Almagno, Cirelli, Cola, Griffin, Mansolillo, Pearlman, Pennine and Snowden—9.

Not Voting: Councilmen Farmer, Flynn, Paolino and Petrosinelli—4.

Absent: Councilman Moise—1.

The motion to Deny is Sustained.

COMMUNICATIONS AND REPORTS

FROM THE PROVIDENCE REDEVELOPMENT AGENCY:

Report dated September 14, 1981, Informing the Honorable City Council of Its Proposed Sale of Real Property within the West Broadway NDP, A2-1, Year III:

The Agency proposes the sale of Parcel 3-33 as delineated on the attached map, within the West Broadway NDP, for the disposition price of \$1,350.00 to Joseph Mercurio et ux and Joseph Ascoli et ux of 86 Wood Street, Providence, R.I. The parcel will be developed as a residential fringe parcel in accordance with plans approved by the Agency.

The Agency proposes the sale of Parcel 3-26 as delineated on the attached map within the West Broadway NDP for the disposition price of \$37,000.00 to Vincent M. Calise d/b/a Alpine Associates of 1263 Hartford Avenue, Johnson, R.I. The parcel will be developed as a commercial parcel in accordance with plans approved by the Agency.

Referred to Committee on Urban Redevelopment, Renewal and Planning, on motion of COUNCILMAN JOHNSON, seconded by COUNCILMAN FLYNN.

The motion to Refer is Sustained.

FROM THE CITY ASSESSOR:

Certificates (2-J, 3-J, 5-J, 9-J, 10-J, 13-J and 15-

J) 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, 1956, as Amended.

Severally Referred to Committee on Claims and Pending Suits, on motion of COUNCILMAN JOHNSON, seconded by COUNCILMAN EASTON.

The motion to Refer is Sustained.

FROM THE PORT DIRECTOR:

Reports for the Months of June, July, and August, 1981, Fourth Quarterly Report for the Three Months Ended June, 1981 and the Annual Report for fiscal year ended June 30, 1981.

Severally Received.

FROM THE CITY CONTROLLER:

Monthly Statement of Capital, General and School Funds, for the Nine Months Ended March 31, 1981.

Received.

PETITION

COUNCILWOMAN BRASSIL and COUNCILMAN XAVIER (By Request):

Petition of the Foundation for Repertory Theatre of Rhode Island, Inc., requesting an easement for the purpose of allowing an Elevator to be constructed upon a certain portion of Aborn Street, adjacent to the Lederer Building in order

to provide access for the Handicapped to the Lederer Building and its Facilities.

Referred to Committee on Public Works, on motion of COUNCILMAN JOHNSON, seconded by COUNCILMAN FLYNN.

The motion to Refer is Sustained.

FROM THE CLERK'S DESK

Petitions for Compensation for Injuries and Damages, viz:

Frances Barbato

Philip Ciresi

City of Cranston

Javier Diaz

Elena DiSandro

Odell Doyle

Paul Hansen

Alisha James, Guardian of Laetitia James, Lori Freeman, Guardian of Raquel Freeman and Avis and George A. Castro

Richard James

Ann Johnson

George Miller

Sandra Rainone

Anthony F. Ricapito

Michael Ricapito

Theodore Samatis

Richard M. Schneiderhan

Edward Sedlak, Sr.

Louis Serapiglia p.p.a.
Joseph D. Serapiglia

Sandra L. Smiley

Severally Referred to Committee on Claims and Pending Suits, on motion of COUNCILMAN JOHNSON, seconded by COUNCILMAN GLAVIN.

The motion to Refer is Sustained.

PRESENTATION OF RESOLUTIONS

"In Congratulations"

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

Resolutions Extending Congratulations to the
Following:

Mr. and Mrs. Myer Pearl, Upon the Occasion of
their Sixtieth Wedding Anniversary.

Mr. and Mrs. Francis X. LaFrance, Upon the
Occasion of their Fiftieth Wedding Anniversary.

Paul L. Gains, Upon his Recent Victory in
Being Elected the First Black Mayor of Newport,
Rhode Island.

**Severally Read and Collectively Passed,
on motion of COUNCILMAN JOHNSON,
seconded by COUNCILMAN FLYNN.**

The motion for Passage is Sustained.

PRESENTATION OF RESOLUTIONS

"In Memoriam"

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

Resolutions Extending Sympathy of the Members
of the City Council to the Families of Various
Decedents:

Resolved, That the Sympathy of the Members
of the City Council is hereby expressed to the
families of the following:

Joseph E. McGough

Carmella Pellegrino

Helen E. Kirk

Gaetano Erice

John C. Martins

Pasco Notardonato

Frank L. Andreozzi, Sr.

Frank Diano

Paul C. Asprinio, Sr.

Marion E. Mulvaney

Emilio Capaldi

Giuseppe Ferrazza

Sylvia F. Sanguiliano

James V. McCarthy

Joseph D. Loppi

Eugene S. Duffy

Earl F. Curtis

Yolanda Badessa

Guy E. Renfro

Francesco Antonuccio

Yolanda Crabtree

**Severally Read and Collectively Passed
by a Unanimous Rising Vote, on motion of
COUNCILMAN JOHNSON, seconded by
COUNCILMAN FLYNN.**

Thomas P. Regan

Rose Cleinman

MATTERS NOT APPEARING ON THE PRINTED DOCKET

**On motion of COUNCILMAN JOHNSON,
seconded by COUNCILMAN FLYNN, it is
voted to Suspend Rule 16 of the Rules of the
City Council in order to allow the In-
troduction of the following matters Not
Appearing on the Printed Docket.**

PRESENTATION OF ORDINANCE

**COUNCILMAN EASTON, COUNCILMAN
BRENNAN and COUNCILMAN PAO-
LINO:**

**An Ordinance in Amendment of Section 21-16
of the Code of Ordinances of the City of
Providence by granting an Extension of the
Appeal Deadline for Automobiles.**

**Read and Passed, the First Time, on
motion of COUNCILMAN EASTON, sec-
onded by COUNCILMAN FLYNN, by the
following Roll Call Vote:**

**Ayes: Council President Fagnoli and
Councilman Boyle, Councilwoman Brassil,
Councilmen Brennan, Cirelli, Cola, Dillon,**

Easton, Flynn, Johnson, Lynch, O'Connor, Paolino, Pennine, and Stravato—15.

Not Voting: Councilmen Farmer, Griffin, Mansolillo and Snowden—4.

Absent: Councilmen Almagno, Glavin,

Moise, Pearlman, Petrosinelli, Salvatore and Xavier—7.

The motion for Passage, the First Time, is Sustained.

PRESENTATION OF RESOLUTION

COUNCILMAN JOHNSON, COUNCILMAN LYNCH, COUNCILMAN GLAVIN, COUNCILMAN BOYLE, COUNCILMAN PENNINE, COUNCILMAN FLYNN, COUNCILMAN XAVIER, COUNCILMAN CIRELLI, COUNCILWOMAN BRASSIL, COUNCILMAN PETROSINELLI, COUNCILMAN SALVATORE, COUNCILMAN PAOLINO, COUNCILMAN O'CONNOR, COUNCILMAN BRENNAN, COUNCILMAN EASTON, COUNCILMAN FARMER and COUNCIL PRESIDENT PRO TEMPORE STRAVATO:

Resolution Commending Charles J. Toomey for the Excellent Job he has accomplished as Director of the Providence Civic Center and Trusting he will Continue his Exemplary Performance for a Long Period of Time.

Resolved, That the Members of the City Council hereby commend Charles J. Toomey for the excellent job he has accomplished as Director of

Providence Civic Center and trusting that he will continue his exemplary performance for a long period of time.

Read and Passed, on motion of COUNCILMAN JOHNSON, seconded by COUNCILMAN O'CONNOR and COUNCILMAN FLYNN, by the following Roll Call Vote:

Ayes: Council President Fagnoli and Councilman Boyle, Councilwoman Brassil, Councilmen Brennan, Cirelli, Cola, Dillon, Easton, Farmer, Flynn, Griffin, Johnson, Lynch, O'Connor, Paolino, Pennine, Snowden and Stravato—18.

Absent: Councilmen Almagno, Glavin Mansolillo, Moise, Pearlman, Petrosinelli, Salvatore and Xavier—8.

The motion for Passage is Sustained.

ADJOURNMENT

There being no further business, on motion of COUNCILMAN JOHNSON, seconded by COUNCILMAN FLYNN, the City Council adjourns at 10:50 o'clock P.M. (E.D.T.) to meet again on THURSDAY, OCTOBER 15, 1981 at 8:00 o'clock P.M. (E.D.T.).

Rose M. Mendonca

City Clerk