

**CITY OF PROVIDENCE
RHODE ISLAND**

IN CITY COUNCIL
MAY 17 1973



APPROVED:
Vincent Vespa
CLERK

CITY COUNCIL

JOURNAL OF PROCEEDINGS

No. 53 City Council Regular Meeting, Thursday, May 3, 1973, 8:00 P.M. (EDT).

PRESIDING

COUNCIL PRESIDENT

ROBERT J. HAXTON

ROLL CALL

Present: Council President Haxton and Councilmen Addison, Ahern, Beatini, Bradshaw, Brown, Cola, Crowley, Darigan, DeVito, Goldin, Johnson, Kelly, Lynch, Mascia, McKiernan, Moran, W. Murphy, Payne, Pearlman, Pisaturo, Prete, Sciarretta and Xavier—24.

Absent: Councilmen Lorenzo and J. Murphy—2.

INVOCATION

The Invocation is given by Reverend Father David Piacentini, Assistant Pastor of St. Ann's Roman Catholic Church of Providence.

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

COUNCILMAN PHILIP F. ADDISON, 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. 52 of the Regular Meeting of the City Council held April 24, 1973, and posted May 1, 1973, on that Bulletin Board located on the ground floor of the City Hall, is approved as printed, on motion of COUNCILMAN SCIARRETTA, seconded by COUNCILMAN LYNCH.

RESIGNATION OF JUDGE OF PROBATE COURT

Communication from Judge of the Probate Court Francis B. Brown, dated April 24, 1973, informing the City Council of his resignation as Judge of Probate Court of the City of Providence.

Received.

NOMINATIONS FOR JUDGE OF PROBATE COURT OF THE CITY OF PROVIDENCE

COUNCIL PRESIDENT HAXTON informs the Members of the City Council that nominations are in order for the Office of Judge of Probate Court for the remainder of the term ending on the First Thursday in November, 1977, to fill the vacancy created by the resignation of Francis B. Brown, Esquire, former Judge of the said Court.

COUNCILMAN COLA places in nomination the name of **COUNCILMAN ANTHONY B. SCIARRETTA**, of Providence, Rhode Island, a Member of the Bar of the State of Rhode Island.

This nomination is seconded by **COUNCIL PRESIDENT HAXTON** and Councilmen Addison, Ahern, Beatini, Brown, Crowley, Darigan, DeVito, Goldin, Johnson, Kelly, Lynch, Mascia, McKiernan, Moran, W. Murphy, Payne, Pearlman, Pisaturo, Prete and Xavier.

COUNCILMAN PEARLMAN places in nomination the name of the **HONORABLE JOHN B. KELAGHAN**, of Providence, Rhode Island.

This motion is seconded by **COUNCILMAN BRADSHAW**.

COUNCIL PRESIDENT HAXTON calls for further nominations and there are none.

There being no further nominations, on motion of **COUNCILMAN LYNCH**, seconded by **COUNCILMAN DARIGAN**, it is voted that nominations be closed.

The nominations of **COUNCILMAN ANTHONY B. SCIARRETTA** and **JOHN B. KELAGHAN**, Esquire, as Judge of the Probate Court of the City of Providence are thereupon severally layed on the City Clerks desk for the prescribed period of time in accordance with the law.

RECESS

On motion of COUNCILMAN SCIARRETTA, seconded by COUNCILMAN LYNCH, it is voted that the City Council be in Recess at 8:43 o'clock P.M. (EDT).

RECONVENTION

COUNCIL PRESIDENT HAXTON reconvenes the City Council at 8:50 o'clock P.M. (EDT) and directs the Clerk to call the Roll to ascertain if there is a quorum present.

Present: Council President Haxton and Councilmen Addison, Ahern, Beatini, Bradshaw,

Brown, Cola, Crowley, Darigan, DeVito, Goldin, Johnson, Kelly, Lynch, Mascia, McKiernan, Moran, Payne, Pearlman, Pisaturo, Prete, Sciarretta and Xavier—23.

Absent: Councilmen Lorenzo, J. Murphy, and W. Murphy—3.

ORDINANCES SECOND READING

The following Ordinances were in City Council April 24, 1973, Read and Passed the First Time and are Returned for Passage the Second Time.

An Ordinance Amending the Appropriation Ordinance Chapter 1972-32 Approved June 23, 1972 by Appropriating the Sum of One Hundred Sixty Seven Thousand Dollars (\$167,000) to Various Items in Various Water Departments.

Be it Ordained by the City of Providence:

Section 1. Chapter 1972-32 of the Ordinances of the City of Providence, as approved June 23,

1972, entitled: "An Ordinance Making Appropriation of \$76,070,746.51 for the Support of the City Government for the Fiscal Period Beginning July 1, 1972 and Ending June 30, 1973", as amended, is hereby further amended by appropriating the sum of One Hundred Sixty Seven Thousand Dollars (\$167,000) as follows:

1. 81-03 — Item 7 (721) — Water—Transmission and Distribution
2. 81-02 — Item 2 (231) — Water—Source of Supply
3. 81-09 — Item 3 — Water—Taxes

Sec. 2. The said sum of One Hundred Sixty Seven Thousand Dollars (\$167,000) as thus added and appropriated shall be obtained by authorizing and directing the City Controller and City Treasurer to transfer One Hundred Sixty Seven Thousand Dollars (\$167,000) from Water—Transmission and Distribution—Water Depreciation and Extension Fund to the Receipt Account.

Sec. 3. This Ordinance shall take effect upon its passage.

An Ordinance in Amendment of Chapter 544 of 1951 by Changing from an R-4 Multiple Dwelling Zone to an M-1 General Industrial Zone, Lots 23, 24, and 32, as Set Out and Delineated on City Assessor's Plat 31; Said Lots Being Situated Along Dexter Street and Warren Street.

Be it Ordained by the City of Providence:

Section 1. The Zoning Map accompanying and made a part of Chapter 544 of the Ordinances of the City of Providence, approved September 21, 1951, as heretofore amended, and entitled "An Ordinance Zoning the City of Providence and Establishing Use, Height and Area Regulations", is hereby further amended by changing from an R-4 Multiple Dwelling Zone to an M-1 General Industrial Zone, Lots 23, 24 and 32, as set out and delineated on City Assessor's Plat 31; said lots being situated along Dexter Street and Warren Street, bounded and described as follows:

Beginning at the southeasterly corner of Dexter Street and Warren Street at the northwesterly corner of Lot 24 on City Assessor's Plat 31; thence easterly along the southerly line of Warren Street to the northeasterly corner of Lot 23; thence southerly along the westerly line of Lot 254 to the southeasterly corner of Lot 23 at the zoning division line of the present R-4 Multiple Dwelling Zone and the present M-1 General Industrial Zone; thence westerly along the zoning division line and crossing Lot 32 to

the easterly line of Dexter Street; thence northerly along the easterly line of Dexter Street to the southeasterly corner of Dexter and Warren Streets at the northwesterly corner of Lot 24 and the point and place of beginning.

Sec. 2. This Ordinance shall take effect upon its passage.

An Ordinance in Amendment of Chapter 544 of 1951 by Changing from an R-4 Multiple Dwelling Zone to a C-4 Heavy Commercial Zone, Lots 506, 507, and 508, as Set Out and Delineated on City Assessor's Plat 63; Said Lots Being Situated at the Southeasterly Corner of Sheridan Street and Manton Avenue.

Be it Ordained by the City of Providence:

Section 1. The Zoning Map accompanying and made a part of Chapter 544 of the Ordinances of the City of Providence, approved September 21, 1951, as heretofore amended, and entitled "An Ordinance Zoning the City of Providence and Establishing Use, Height and Area Regulations", is hereby further amended by changing from an R-4 Multiple Dwelling Zone to a C-4 Heavy Commercial Zone, Lots 506, 507 and 508, as set out and delineated on City Assessor's Plat 63; said lots being situated at the southeasterly corner of Sheridan Street and Manton Avenue, bounded and described as follows:

Beginning at the southwesterly corner of Manton Avenue and Sheridan Street at the northeasterly corner of Lot 507 on City Assessor's Plat 63; thence running westerly along the southerly line of Sheridan Street to the southeasterly corner of Sheridan Street and Curtis Street at the northwesterly corner of Lot 508; thence southerly along the easterly line of Curtis Street to the southwesterly corner of Lot 508; thence easterly along the northerly lines of Lots 551 and 505 to the westerly line of Manton Avenue at the southeasterly corner of Lot 506; thence northerly along the westerly line of Manton

Avenue to the southwesterly corner of Manton Avenue and Sheridan Street at the northeasterly corner of Lot 507, said point being the point and place of beginning.

Sec. 2. This Ordinance shall take effect upon its passage.

Severally Read and Collectively Passed the Second Time, on motion of COUNCILMAN SCIARRETTA, seconded by COUNCILMAN LYNCH, by the following Roll Call vote:

Ayes: Council President Haxton and Councilmen Addison, Ahern, Beatini, Bradshaw, Brown, Cola, Crowley, Darigan, DeVito, Goldin, Johnson, Kelly, Lynch, Mascia, McKiernan, Moran, Payne, Pearlman, Pisaturo, Sciarretta and Xavier—22.

Noes: None.

Absent: Councilmen Lorenzo, J. Murphy, W. Murphy and Prete—4.

PRESENTATION OF RESOLUTIONS

COUNCIL PRESIDENT HAXTON (By Request):

Resolution endorsing May 12, 1973 as "Youth Day" in conjunction with the Providence Youth Carnival and the Urban 4-H Club.

Whereas, The Providence Urban 4-H Program is sponsoring the "Providence Youth Carnival" on May 12, 1973, in the Cranston Street Armory, and

Whereas, This year's program is geared to the theme of "Youth in Action" and will serve nearly two thousand City of Providence boys and girls, and

Whereas, The program will begin with a parade through Downtown Providence to the Armory is a manifestation of boys and girls activity in youth serving organizations such as the John Hope Settlement House; the Southside Boys' Club; Boy Scouts of America; Olneyville Boys' Club; North Rhode Island 4-H Clubs, plus many other organizations.

Now, Therefore, Be It Resolved, that in appreciation of the progressive programs of the 4-H Clubs, His Honor, Mayor Joseph A. Doorley,

Jr., and the Members of the City Council do hereby endorse May 12, 1973, as "Youth Day" and express their best wishes for a successful program.

COUNCILMAN CROWLEY and COUNCILMAN AHERN:

Resolution Requesting that Pot Holes be Repaired along Kinsley Avenue.

Resolved, That the Director of Public Works is requested to cause potholes to be repaired along Kinsley Avenue.

Resolution Requesting that Holden Street be Resurfaced.

Resolved, That the Director of Public Works

is requested to cause Holden Street to be Resurfaced.

Resolution Requesting Street Lights along Chalkstone Avenue and Raymond and Andem Streets.

Resolved, That the Acting Public Service Engineer is requested to order the installation of electric street lights as follows:

- Pole No. 6 along Chalkstone Avenue;
- Poles Numbered 4 and 7 along Raymond Street, and Pole No. 4 along Andem Street.

COUNCILMAN PISATURO:

Resolution Requesting that a General Clean-Up Drive be Conducted within the Seventh Ward.

Resolved, That the Director of Public Works is requested to consider a general Clean-Up Drive be undertaken within the Seventh Ward.

Resolution Requesting Street Lights along that Portion of Kinfield Street Recently Improved.

Resolved, That the Acting Public Service Engineer is requested to order the installation of electric street lights along that portion of Kinfield Street which was recently improved.

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

Resolution Requesting the Director of the Department of Public Property to cause the Installation of Appropriate Lighting Upon the Daniel Avenue Basketball Court.

Referred to the Committee on Public Welfare, on motion of COUNCILMAN SCIARRETTA, seconded by COUNCILMAN BEATINI.

COUNCILMAN PISATURO (By Request):

Resolution Authorizing St. Bartholomew's Roman Catholic Church of Providence, to use a portion of Neutaconkanut Park for Its Annual Feast and Carnival from August Twenty-First to August Twenty-Sixth, 1973, Inclusive.

Referred to the Committee on Public Welfare, on motion of COUNCILMAN SCIARRETTA, seconded by COUNCILMEN BEATINI and PISATURO.

COUNCILMAN SCIARRETTA and COUNCILMAN COLA:

Resolution expressing Best Wishes to Battalion Chief Guido Nutini, Providence Fire Department, Upon His Retirement.

Whereas, Battalion Fire Chief Guido Nutini, a Member of the Providence Fire Department since September 10, 1935, has retired effective April 28, 1973, and

Whereas, Chief Nutini, a dedicated member of the well regarded Fire Department, earned the various promotions leading to that of Battalion Chief during his service, having been cited on several occasions for excellence in performance.

Now, Therefore, Be It Resolved, That His Honor, Mayor Joseph A. Doorley, Jr., and the

Members of the City Council express to Battalion Chief Guido Nutini, retired, their respective best wishes for a long and enjoyable retirement.

Read and Passed, on motion of COUNCILMAN SCIARRETTA, seconded by COUNCILMEN BEATINI, COLA, and LYNCH.

COUNCILMAN SCIARRETTA and COUNCILMAN LYNCH (By Request):

Resolution Approving the Comprehensive Amend-

atory Program and Authorizing Agreements for the Providence Model Cities Fourth Year Program.

Referred to the Committee on Urban Re-development, Renewal and Planning, on motion of COUNCILMAN SCIARRETTA, seconded by COUNCILMAN LYNCH.

Resolutions Accepting Gifts of Money for Specified Burial Lots in North Burial Ground.

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

**REPORT FROM COMMITTEE
COUNCILMAN ROBERT F. LYNCH, Chairman
COMMITTEE ON FINANCE**

Transmits the following with Recommendation the Same be Severally Adopted:

An Ordinance Amending the Appropriation Ordinance Chapter 1972-32, Approved June 23, 1972, by Appropriating the Sum of Two Hundred Eighty-Six Thousand Eight Hundred Ninety-Eight Dollars and Thirty Cents (\$286,898.30) to Item 0, Various Departments (Laborers' Contract).

An Ordinance Amending the Appropriation Ordinance Chapter 1972-32, Approved June 23, 1972, by Appropriating the Sum of One Hundred Twenty Thousand Eight Hundred Eighty-Three Dollars and Two Cents (\$120,883.02) to Item 0, Various Departments (5½% General Raise).

An Ordinance Amending the Appropriation Ordinance Chapter 1972-32, Approved June 23, 1972, by Appropriating the Sum of Four Hundred Fifty-Three Thousand Sixteen Dollars and Eight Cents (\$453,016.08) to Various Departments.

Severally Read and Collectively Passed the First Time, on motion of COUNCILMAN SCIARRETTA, seconded by COUNCILMAN LYNCH, by the following Roll Call vote:

Ayes: Council President Haxton and Councilmen Addison, Ahern, Beatini, Bradshaw, Brown, Cola, Crowley, Darigan, DeVito, Goldin, Johnson, Kelly, Lynch, Mascia, McKiernan, Moran, Pearlman, Pisaturo, Sciarretta and Xavier—21.

Noes: None.

Absent: Councilmen Lorenzo, J. Murphy, W. Murphy, Payne, and Prete—5.

Resolution Authorizing the Reimbursement to Caesare Santoro, an Employee of the City Collector's Office, the Sum of Twenty Dollars. Representing His Payment for Accepting Counterfeit Currency.

Resolved, That the City Treasurer and the City Controller are authorized and directed to reimburse Caesare Santoro, an employee of the City Collector's Office, the sum of twenty dollars (\$20.00) for his reimbursement to the Industrial National Bank on April 12, 1973 of said sum representing his having received a counterfeit bill in that denomination, a copy of the receipt issued by Industrial National Bank is attached hereto, and

Be It Further Resolved, That the City Council orders, with the approval of His Honor the Mayor, that the sum of twenty dollars (\$20.00) to be paid to Caesare Santoro be charged to the Contingencies Appropriation.

Resolution Refunding to Certain Taxpayers Sums of Money Representing Overpayment of Taxes to the City Collector for the Years 1967, 1968, 1970, 1971 and 1972.

Resolved, That the accompanying certificates, numbers 1592 thru 1628, except numbers 1594, 1606, 1616, 1617 and 1623, representing overpayment of City Taxes for the Years 1967, 1968, 1970, 1971 and 1972, are hereby refunded in the amounts overpaid. (For Certificates, See Files of City Council.)

Severally Read and Collectively Passed, on motion of COUNCILMAN SCIARRETTA, seconded by COUNCILMAN LYNCH, by the following Roll Call vote:

Ayes: Council President Haxton and Councilmen Addison, Ahern, Beatini, Bradshaw, Brown, Cola, Crowley, Darigan, DeVito, Goldin, Johnson, Kelly, Lynch, Mascia, McKiernan, Moran, Pearlman, Pisaturo, Sciarretta and Xavier—21.

Noes: None.

Absent: Councilmen Lorenzo, J. Murphy, W. Murphy, Payne, and Prete—5.

COMMUNICATIONS AND REPORTS

FROM THE CITY CLERK

Communication Informing His Honor the Mayor and the Members of the City Council of His Appointments of Rose M. Mendonca, of Prov-

idence, as First Deputy City Clerk, and Michael R. Clement, of Providence, as Second Deputy City Clerk.

Received.

FROM BOARD OF CANVASSERS AND REGISTRATION

Communication Informing the City Council of Its Organization and Election of Leo P. Baronian as Chairman and Gaetano Lanzi as Secretary.

Received.

FROM SECRETARY OF STATE

Communication Transmitting to the City Council Certified Copy of Senate Resolution S-1013 Entitled: "Senate Resolution in Support of Project Z.A.C." passed by the Senate on April 13, 1973.

Received.

FROM CITY CONTROLLER

Monthly Statements of Capital, General and School Funds for the Nine Months Ended March 31, 1973.

Received.

FROM PROVIDENCE REDEVELOPMENT AGENCY

Report Informing the City Council of Its Proposed Sale of Real Property within the West Broadway and East Side Renewal Projects.

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

FROM CITY ASSESSOR

Certificate (69-H) Recommending the Same be Canceled, Pursuant to the Provisions of Sections 14 and 15 of Title 44, Chapter 7, of the General Laws of Rhode Island, 1956, as amended.

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

FROM THE CLERK'S DESK

Petitions of Thomas G. De Concilis, et als, that Grade be Defined; Be Brought to the Established or Defined Grade; Curbstones be Set and Gutters Paved; and Laid Out as a Public Highway for Aleppo Street, from Bosworth Street to Sheridan Street.

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

William Lee Calhoun

Richard Galasso

Rafael Martinez

Armando A. Palumbo

Matthew S. Prebluda

Schuster Express, Inc.

Max and Bessie Senders

Petitions for Compensation for Injuries and Damages, viz:

Eugene Boulden

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

MATTER NOT APPEARING ON THE PRINTED DOCKET

On motion of **COUNCILMAN SCIARRETTA**, seconded by **COUNCILMAN LYNCH**, it is voted to suspend Rule 16 of the Rules of the City Council incorporated in Resolution No. 1, approved January 4, 1971, in order to allow the introduction of the following Matter Not Appearing on the Printed Docket.

REPORT FROM COMMITTEE

COUNCILMAN JOSEPH F. PRETE, 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 853 of the Ordinances of the City of Providence, Approved May 20, 1954, and Entitled "An Ordinance Approving and Adopting the Official Redevelopment Plan for the Willard Center Unit Two Project Area D2-A2," as Amended.

Ayes: Council President Haxton and Councilmen Addison, Ahern, Beatini, Bradshaw, Brown, Cola, Crowley, Darigan, DeVito, Goldin, Johnson, Kelly, Lynch, Mascia, McKiernan, Moran, Pearlman, Pisaturo, Sciarretta, and Xavier—21.

Noes: None.

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

Absent: Councilmen Lorenzo, J. Murphy, W. Murphy, Payne, and Prete—5.

ADJOURNMENT

There being no further business, on motion of COUNCILMAN SCIARRETTA, seconded by COUNCILMAN LYNCH, the City Council adjourns at 9:10 o'clock P.M. (EDT) to meet again on THURSDAY, MAY 17, 1973, at 8:00 o'clock P.M. (EDT).

Vincent Vecchia

City Clerk