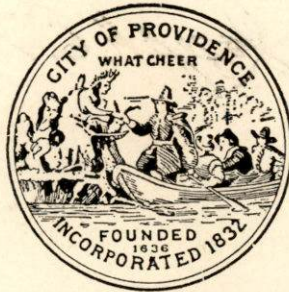


RESOLUTIONS AND ORDINANCES
OF THE
CITY COUNCIL
OF THE
CITY OF PROVIDENCE
WITH
REPORTS AND FINISHED BUSINESS
IN THE
BOARD OF ALDERMEN AND COMMON COUNCIL
JANUARY, 1939, TO JANUARY, 1940



PROVIDENCE
THE OXFORD PRESS
1940

NO. 11. RESOLUTION RELATIVE TO PRINTING, INDEXING
AND BINDING THE CITY COUNCIL RESOLUTIONS
OF 1939 AND 1940.

(Approved January 12, 1939.)

RESOLVED, That the City Clerk, acting under the direction of the Joint Standing Committee on Printing, is hereby instructed to cause the resolutions and finished business of the City Council for the Municipal years 1939-1940 to be printed and indexed and the said resolutions and finished business for the years named to be respectively bound for the use of the City Government; and arrange for such public distribution as said Committee on Printing may direct.

A true copy,

Witness :

Joseph E. Maguire
City Clerk

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RESOLUTIONS AND ORDINANCES
OF THE
CITY COUNCIL
OF THE
CITY OF PROVIDENCE
WITH
REPORTS AND FINISHED BUSINESS
IN THE
BOARD OF ALDERMEN AND COMMON COUNCIL
1939

IN CONVENTION.

JANUARY 2, 1939.

This being the date fixed by law for the organization of the City Government of the City of Providence for the Municipal Term ending on the first Monday in January, A. D. 1941, the Mayor-elect and the members-elect of the City Council assemble in the Metropolitan Theatre at the corner of Broad and Chestnut streets at 11:00 o'clock a. m.

The Inaugural exercises are preceded by an organ recital by Professor John J. Fitzpatrick.

City Sergeant Haven then presents Mayor-elect John F. Collins, the members-elect of the City Council assembled, and honored guests.

Following the singing of America, the Invocation is given by Rev. Michael J. McCabe, pastor of St. Paul's Church.

The certificate of election of Hon. John F. Collins as Mayor of the City of Providence for the term of two years next ensuing is read by the City Clerk, and the oath of office is administered by Judge Francis J. McCabe.

The roll of the members-elect of the Board of Aldermen is read by the City Clerk and the oath of office is then administered by His Honor Mayor John F. Collins to the following Aldermen:

BOARD OF ALDERMEN

Charles H. Eden.....	First Ward
Joseph A. Lockhart.....	Second Ward
William E. McCabe.....	Third Ward
Frank Rao.....	Fourth Ward
James H. Lynch, Jr.....	Fifth Ward
Thomas J. Sullivan.....	Sixth Ward

John J. Finnegan.....	Seventh Ward
Charles A. Gannon.....	Eighth Ward
Charles B. Coppen.....	Ninth Ward
John E. Duggan.....	Tenth Ward
Henry A. Violet.....	Eleventh Ward
William A. Cahir.....	Twelfth Ward
Thomas S. Luongo.....	Thirteenth Ward

The roll of the members-elect of the Common Council is read by the City Clerk and the oath of office is then administered by His Honor Mayor John F. Collins to the following Councilmen :

COMMON COUNCIL

First Ward

Henry T. Farrell	Henry J. Donovan
Alfred R. Ferreira	

Second Ward

J. Benjamin Nevin	Philip V. Marcus
Duncan Langdon	

Third Ward

Hugh B. Donley	Frederick L. McKiernan
Howard Presel	

Fourth Ward

Philip P. Bowe	John H. Cahir
Vincent A. Bucci	

Fifth Ward

Henry J. McLaughlin

James F. McCaffrey

Ralph Matera

Sixth Ward

William L. Hickey

Adolph J. Arpin

Charles I. Coffey

Seventh Ward

Samuel J. Johnston

Walter E. O'Neil

Frederick S. Barnes

Eighth Ward

Louis M. E. Jacques

Frank H. Brady

Olaf G. H. Oden

Ninth Ward

Carl S. Darelius

G. Elmer Lord

Joseph Schlossberg

Tenth Ward

William C. Coleman

James F. Jackson

A. Smith Mitchell

Eleventh Ward

Louis Adler

Albert C. Rider

Francis J. Beagan

Twelfth Ward

Stanley Phillips

Hyman Fain

Eugene J. McCaffrey

Thirteenth Ward

Anthony Viola, Jr.

Thomas J. Toohey

Umberto Patalano

His Honor Mayor Collins then submits and reads in full his Inaugural Address.

A vocal selection is then rendered by Councilman Joseph Schlossberg, following which the "Star Spangled Banner" is sung by the assemblage.

At 11:55 o'clock a. m., the City Clerk announces a recess until 1:30 o'clock p. m., when the members of the City Council will reconvene in Joint Convention in the Council Chamber in City Hall.

The Joint Convention reconvenes in the Chamber of the Common Council, City Hall, at 1:45 o'clock p. m.

The Convention proceeds to the election of the following City officials:

Joseph E. Maguire is elected City Clerk for the term of two years ending on the first Monday in January, A. D. 1941, and the oath of office is administered to him by His Honor Mayor Collins.

The City Clerk presents a communication announcing the appointments of Fred Colagiovanni as First Deputy City Clerk and W. Earl Dodd as Second Deputy City Clerk, each respectively for the term of two years ending on the first Monday in January, A. D. 1941, and the same is read and the appointments approved, and the oath of office is administered to them by His Honor Mayor Collins.

The members of the City Council are then sworn in as Police Constables for the term of one year ending on the first Monday in January, A. D. 1940, and the oath of office is administered to them by Joseph C. Scuncio, Chairman of the Bureau of Police and Fire.

Upon nomination by Councilman Adler, Edwin Eayrs is elected Recorder of Deeds for the term of two years ending on the first Monday in January, A. D. 1941.

From the Recorder of Deeds is received a communication appointing Alice G. Toye as Deputy Recorder of Deeds for the term of two years ending on the first Monday in January, A. D. 1941, and the same is read and the appointment approved.

Upon nomination by Alderman Violet, Joseph A. Sullivan is elected Commissioner of Public Buildings for the term of two years ending on the first Monday in January, A. D. 1941.

Upon nomination by Councilman Adler, John J. Crook is elected City Sergeant for the term of two years ending on the first Monday in January, A. D. 1941.

From the City Sergeant is received a communication appointing Samuel Teplitsky as First Deputy City Sergeant and Daniel Barnett as Second Deputy City Sergeant, each respectively for the term of two years ending on the first Monday in January, A. D. 1941, and the same is read and the appointments approved.

Upon nomination by Councilman Brady, Frederick T. Murphy is elected Superintendent of Weights and Measures for the term of two years ending on the first Monday in January, A. D. 1941.

Upon nomination by Councilman Beagan, Edward F. Drumm is elected Sanitary Engineer of Plumbing and Drainage for the term of two years ending on the first Monday in January, A. D. 1941.

From the Sanitary Engineer of Plumbing and Drainage is received a communication appointing Andrew W. Goodman as Deputy Sanitary Engineer of Plumbing and Drainage for the

term of two years ending on the first Monday in January, A. D. 1941 and the same is read and the appointment approved.

Upon nomination by Councilman Adler, Councilmen Albert C. Rider, Frederick L. McKiernan and Carl S. Darelus are elected as Commissioners of the North Burial Ground each respectively for the term of two years ending on the first Monday in January, A. D. 1941.

At this time His Honor Mayor Collins announces his appointment of Joseph A. Lockhart as the Aldermanic member of the North Burial Ground Committee.

Upon motion of Councilman Adler, the following Municipal Officers are severally elected for the term of two years ending on the first Monday in January, A. D. 1941, viz.:

<i>Viewer of Fences</i>	John Donnelly
<i>Pound Keeper—Dexter Asylum</i>	Charles E. McGowan
<i>Pound Keeper—Roger Williams Park</i> .	Martin F. Noonan
<i>Port Warden</i>	Isadore J. Adler
<i>Inspector of Saleratus and Bicarbonate of Soda</i>	Arthur A. Hoey
<i>Inspectors of Pot and Pearl Ashes</i>	{ Raymond E. Shawcross Samuel C. Kagan
<i>Inspectors of Chain Cables</i>	{ Thomas F. O'Donnell Thomas Tarro
<i>Inspector of Beef and Pork</i>	H. David Falk
<i>Sealers of Leather</i>	{ Luigi Maiello Charles T. Richmond
<i>Inspectors of Hoops</i>	{ Ralph Gregory J. Merrill Gibson
<i>Surveyors and Corders of Wood</i>	{ Herbert E. Humes Earl C. Sylvander

<i>Surveyors and Measurers of Stone...</i>	{ Rush Sturges Edward M. Flanagan
<i>Inspectors and Measurers of Carpenters', Masons' and Painters' Work...</i>	{ Charles A. Maguire Edmund A. Truelove Angelo M. Parente
<i>Packers of Fish.....</i>	{ Robert Hirons Thomas J. King William Hughes
<i>Measurers of Grain, Salt and Sea Coal.....</i>	{ Rodolphe A. Magnan Frank J. Duffy Charles B. Toye
<i>Weighers of Cotton.....</i>	{ Charles F. Young Edward H. Barry Bernard J. Gallagher Arthur Henius William J. O'Brien
<i>Appraiser of Damage under Dog Law.</i>	Albert F. Curley

Upon nomination by Councilman Adler, John C. Going is elected as Public Administrator for the term of two years ending on the first Monday in January, A. D. 1941.

Upon nomination by Councilman Nevin, Arthur W. Drew is elected a member of the Board of Tax Assessors for the term of two years ending on the first Monday in January, A. D. 1941.

Upon nomination by Councilman Adler, Michael N. Cardarelli is designated as Chairman of the Board of Tax Assessors for the term of one year ending on the first Monday in January, A. D. 1940.

Upon nomination by Alderman McCabe, William R. McGuirk, M. D. is elected a member of the Board of Hospital Commis-

sioners for the term of three years ending on the first Monday in January, A. D. 1942.

Upon nomination by Councilman Langdon, George B. Clegg is elected a member of the Retirement Board for the term of four years ending on the first Monday in January, A. D. 1943.

Also upon nomination by Councilman Langdon, Charles J. Mason is elected a Commissioner of the Charles H. Smith Estate for the term of four years ending on the first Monday in January, A. D. 1943.

Communications are received from the following Municipal Officers appointing certain deputies each respectively for the term of two years ending on the first Monday in January, A. D. 1941, and the same are severally read and the appointments approved, viz.:

From the City Treasurer, appointing Thomas F. Little and Philip E. Cunningham as First and Second Deputy City Treasurers, respectively:

From the Superintendent of Health, appointing Joseph Smith, M. D. and George F. Johnson, M. D., as First and Second Deputy Superintendents of Health and as First and Second Deputy City Registrars, respectively.

From His Honor Mayor Collins is received a communication announcing the appointment of Royal B. Farnum and Edwin E. Cull as members of the City Plan Commission, respectively, for the term of four years ending on the first day of February, A. D. 1943, and the same is read and the appointments approved.

Also from His Honor Mayor Collins is received a communication announcing the appointment of Bernard J. Kiernan as Executive Secretary for the term of two years ending on the first Monday in January, A. D. 1941, and the same is read.

IN BOARD OF ALDERMEN.

JANUARY 2, 1939.

Upon nomination by Alderman Lockhart, Alderman Henry A. Violet is elected President of the Board of Aldermen.

Also upon nomination by Alderman Lockhart, Alderman William E. McCabe is elected President pro tempore of the Board of Aldermen.

Upon nomination by Alderman Duggan, Howard E. Pratt is elected Superintendent of the Burial of Deceased Soldiers and Sailors for the term of two years ending on the first Monday in January, A. D. 1941.

Aldermen Eden and Duggan are respectively nominated as members of the Joint Standing Committee on Accounts, and upon motion of Alderman Lockhart the Clerk is directed to cast one ballot for said nominees, and the Aldermen are so elected.

Upon nomination by Alderman Lynch, Albert H. Daly is elected, on the part of the Board of Aldermen, a Commissioner of Sinking Funds for the term of three years ending on the first Monday in January, A. D. 1942.

Announcement is made by Councilman Beagan that the Common Council is organized by the election of William C. Coleman as President.

Upon nomination by Alderman Duggan, Victor H. Frazier is elected, on the part of the Board of Aldermen, a Commissioner of Sinking Funds for the remainder of the term ending on the first Monday in January, A. D. 1941.

Upon nomination by Alderman Lynch, Carl Testa is elected, on the part of the Board of Aldermen, a Justice of the Police Court for the term of two years ending on the first Monday in January, A. D. 1941.

Subsequently, notice is received from the Common Council of the election of Isadore S. Horenstein, on the part of the Common Council, as a Justice of the Police Court for the term of two years ending on the first Monday in January, A. D. 1941.

Upon nomination by Alderman Lynch, Frank L. Hanley is elected, on the part of the Board of Aldermen, a Justice of the Police Court for the term of two years ending on the first Monday in January, A. D. 1941.

From the Desk are taken the petitions of various persons for appointments as Auctioneers for the term of two years ending on the first Monday in January, A. D. 1941, together with a Resolution, which is read and passed, appointing the following persons as Auctioneers, viz. :

Alexander Barad	William H. J. Griffin
Harry L. Bates	E. Tudor Gross
Barnett Carter	Richard A. Hurley
Maxwell R. Carter	Morris M. Ladd
Benjamin Friedman	Charles J. Mason
Charles A. Frost	Harry Nathanson
Joseph J. Owens	

Also from the Desk are taken the petitions of various persons for appointments as Weighers of Coal and Other Merchandise for the term of two years ending on the first Monday in January, A. D. 1941, together with a Resolution, which is read and passed, appointing the following persons as Weighers of Coal and Other Merchandise, viz. :

Walter C. Anderson	Frank E. Jencks
Arthur Black	Daniel Moran
Archie J. Chaset	Aaron Norman
Thomas W. Dunne	William A. Ogden
James J. Fogarty	Albert H. Thomas
Robert W. Hiatt	Peter J. J. Toohey
James B. Henry	Louis C. Velleco

From His Honor Mayor John F. Collins is received a communication appointing Bernard J. Kiernan as Executive Secretary for the term of two years ending on the first Monday in January, A. D. 1941, and the same is read.

Alderman Lockhart presents the following Resolutions, and upon his motion the same are read and passed, viz. :

RESOLVED, That the Committee to Inquire into the Conditions Existing at the Dexter Asylum be and the same is hereby continued;

RESOLVED, That the Committee on Public Welfare be and the same is hereby continued.

Alderman Duggan presents a Resolution adopting the Rules of Order of the Board of Aldermen for 1937 and 1938 as the Rules of Order of the Board of Aldermen for 1939 and 1940.

Alderman McCabe moves that the rules previously in force in the Board of Aldermen for 1937 and 1938 be amended by striking out Rule 6, namely: "When a vote has been passed, it shall be in order for any member to move a reconsideration thereof at the next meeting, or to give notice in writing of his intention to move a reconsideration at the next meeting, in which case the Clerk shall retain possession of the papers until the next meeting, but no longer; and when a motion to reconsider has been decided, that vote shall not be reconsidered"; and substituting in lieu thereof the provisions of Rule 8 of the Rules of Order of the Common Council for 1937 and 1938, namely: "When a vote has been passed, it shall be in order for any member voting with the prevailing side to move a reconsideration thereof at the next meeting, or to give notice in writing of his intention to move a reconsideration at the next adjourned meeting; in the latter case the Clerk shall retain possession of the papers until the next adjourned meeting; and when such notice of an intention to reconsider has been given, no subsequent motion to reconsider the vote passed shall be in order at the same meeting, unless upon a withdrawal of notice; and when a motion to reconsider has been decided that vote shall not be reconsidered;

and the same Resolution shall come but once before the Council (Board) for reconsideration"; and this motion is seconded by Alderman Lynch.

Alderman McCabe explains that the suggested amendment will require that a motion for reconsideration can only be made by a member who has voted with the prevailing side, whereas under the old rule any member could move reconsideration.

The question being called, said amendment is put to vote and adopted.

On motion of Alderman Lynch, seconded by Alderman McCabe, it is then voted that the Rules of Order of the Board of Aldermen for 1937 and 1938, as amended, be adopted as the Rules of Order of the Board of Aldermen for 1939 and 1940.

The Account for Dexter Asylum Payroll in the sum of \$397.20 is presented, examined and allowed, and the Clerk is authorized to certify to the same.

From the Superintendent of Health is received a communication announcing the appointments of Joseph P. O'Neil as Chief Sanitary Inspector and Robert L. Maiello as Sanitary Inspector, respectively, for the term of one year ending on the first Monday in January, A. D. 1940 and the same is read and the appointments approved.

Also from the Superintendent of Health is received a communication announcing the appointments of Edwin M. Knights, Ph. D., as Deputy Inspector of Milk; Walter R. Bugbee, as Collector of Samples; and Vincent P. Boylan as Collector of Samples and Assistant Inspector of Dairies, respectively, for the term of two years ending on the first Monday in January, A. D. 1941 and the same is read and the appointments approved.

Alderman Luongo presents the report of the Dexter Asylum for the week ending December 31, 1938 and upon his motion the same is read and approved.

From His Honor Mayor John F. Collins is received a communication announcing the appointment of Howard S. Almy as

a member of the Bureau of Police and Fire for the term of three years ending on the first Monday in January, A. D. 1942 and the same is read.

Mayor Collins then administers the oath of Office to Mr. Almy in the presence of the Board.

IN COMMON COUNCIL.

JANUARY 2, 1939.

The Common Council is called together by the senior member, Henry J. McLaughlin, and is organized for the ensuing municipal term ending on the first Monday in January, A. D. 1941 by the election of William C. Coleman as President.

President Coleman extends his thanks to the members for the honor conferred upon him and requests Councilman Beagan to notify the Board of Aldermen of the organization of the Common Council.

Upon nomination by Councilman Schlossberg, Isadore S. Horenstein is elected, on the part of the Common Council, a Justice of the Police Court for the term of two years ending on the first Monday in January, A. D. 1941.

Subsequently, notice is received from the Board of Aldermen of the election of Carl Testa, on the part of the Board of Aldermen, as a Justice of the Police Court for the term of two years ending on the first Monday in January, A. D. 1941.

Subsequently, notice is received from the Board of Aldermen of the election of Frank L. Hanley, on the part of the Board of Aldermen, as a Justice of the Police Court for the term of two years ending on the first Monday in January, A. D. 1941.

Upon nomination by Councilman Adler, Philip A. Feiner is elected, on the part of the Common Council, a Commissioner of Sinking Funds for the term of three years ending on the first Monday in January, A. D. 1942.

Subsequently, notice is received from the Board of Aldermen of the election of Albert H. Daly, on the part of the Board of Aldermen, as a Commissioner of Sinking Funds for the term of three years ending on the first Monday in January, A. D. 1942.

Upon nomination by Councilman Adler, Victor H. Frazier is elected, on the part of the Common Council, a Commissioner of Sinking Funds for the balance of the term ending on the first Monday in January, A. D. 1941.

Subsequently, notice is received from the Board of Aldermen of the election of Victor H. Frazier, on the part of the Board of Aldermen, as a Commissioner of Sinking Funds for the term of three years ending on the first Monday in January, A. D. 1942.

Councilmen Adler, O'Neil, Mitchell, Darelus and E. J. McCaffrey are respectively nominated as members of the Joint Standing Committee on Accounts, and the Clerk is directed to cast one ballot for said nominees, and the Councilmen are so elected.

Subsequently, notice is received from the Board of Aldermen of the election of Aldermen Eden and Duggan as members of said Committee on Accounts on the part of the Board of Aldermen.

Councilman Adler presents the following Resolutions, and upon his motion the same are read and passed, viz. :

RESOLVED, That the Standing Rules of the Common Council for 1937-1938 be and the same are hereby adopted for 1939-1940 ;

RESOLVED, That the Councilmanic Committee to Confer with the Aldermanic Committee on Conditions at the Dexter Asylum be and the said Committee is hereby continued.

From His Honor Mayor John F. Collins is received a communication announcing the appointment of Howard S. Almy as a member of the Bureau of Police and Fire for the term of three years ending on the first Monday in January, A. D. 1942 and the same is read.

Also from His Honor the Mayor is received a communication appointing Bernard J. Kiernan as Executive Secretary for the term of two years ending on the first Monday in January, A. D. 1941 and the same is read.

President Coleman announces his appointment of Messrs. Lord, Nevin, Coffey and Bucci as the Councilmanic members of the Joint Standing Committee on North Burial Ground.

IN CITY COUNCIL.

(City Council File, January 2, 1939.)

No. 1. Resolution Accepting Certain Gifts to the North Burial Ground Fund.

(Approved January 10, 1939.)

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

From Bertha H. Farrar and Elizabeth M. Wike, the sum of \$100.00 for lot standing in the name of Bertha H. Farrar and Elizabeth M. Wike; Fund accepted under the name of Bertha H. Farrar and Elizabeth M. Wike;

From Giovanni Cimini, the sum of \$50.00 for lot standing in the name of Giovanni Cimini; Fund accepted under the name of Giovanni Cimini;

From Maxwell Lamont, the sum of \$115.00 for lot standing in the name of Maxwell Lamont; Fund accepted under the name of Maxwell Lamont;

From Annie Drew, the sum of \$50.00 for lot standing in the name of Annie Drew; Fund accepted under the name of Annie Drew; From Edward Dayian, the sum of \$50.00 for lot standing in the name of Edward Dayian; Fund accepted under the name of Edward Dayian.

No. 2. Resolution to Pay to the Special Committee for Receiving, Reviewing and Tabulating for Final Totals the Sum of \$450.00 in Connection with the Providence School Committee Election on November 2, 1937.

(Approved January 11, 1939.)

RESOLVED, That the sum of Four Hundred and Fifty Dollars (\$450.00) be and it is hereby appropriated, said sum to be paid in equal amounts to those members of the Special Committee for Receiving, Reviewing and Tabulating for Final Totals, who were not otherwise employed by the City of Providence, at the time that said committee reviewed the returns and tabulations from the respective voting machines used at the Providence School Committee election on November 2, 1937; and

BE IT FURTHER RESOLVED, That said sum is in full payment for services rendered by the members of said Special Committee, said sum shall be charged to the appropriation for Contingencies.

No. 3. Resolution Continuing Certain Joint Special Committees.

(Approved January 11, 1939.)

RESOLVED, That the following named Joint Special Committees be and the same are hereby continued, viz. :

Pending Suits.
 Public Bath Houses.
 Public Comfort Stations.
 United Electric Railway Company Affairs.
 City Charter Revision.
 Distribution of Prizes of Senator Anthony Prize Fund.
 Forestry.
 Greater Providence.
 Unemployment.
 To Confer with the Providence Budget Commission.
 Dumps.
 Emergency Public Works (see Res. 232 of 1933.)
 Municipal Stadium.
 Electric Rates and Charges.
 New Forms of Revenue.
 Providence Day.
 Zeiss Planetarium.
 Providence Publicity.
 Housing and Slum Clearance.

RESOLVED, That all other special committees, unless otherwise provided for, be and the same are hereby discharged.

IN BOARD OF ALDERMEN.

MARCH 5, 1939.

From the Board of Tax Assessors are received various communications relative to changes in the 1937 and 1938 City Tax

Lists to correct clerical errors in assessments in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same are approved.

(See Files of the Board of Aldermen.)

Upon motion of Alderman Duggan, Harold L. Hamill is elected Superintendent of Public Buildings for the remainder of the term ending on the first Monday in January, A. D. 1941.

From the Desk is received the petition of Chester R. Tuttle to be appointed an Auctioneer for the remainder of the term of two years ending on the first Monday in January, A. D. 1941 and the same is read and granted.

Alderman Luongo presents the report of the Director of Public Welfare for the month of December, 1938 and upon his motion the same is read and received.

From the Superintendent of Weights and Measures is received a communication appointing Walter J. Pare as First Deputy Sealer of Weights and Measures for the remainder of the term ending on the first Monday in January, A. D. 1941 and the same is read and the appointment approved.

From the Common Council are received notices of the following elections on the part of the Common Council on January 2, 1939, viz.:

The election of Victor H. Frazier as a member of the Board of Sinking Funds for the balance of the term ending on the first Monday in January, A. D. 1941;

The election of Philip A. Feiner as a member of the Board of Sinking Funds Commissioners for the term of three years ending on the first Monday in January, A. D. 1942;

The election of Councilmen Louis Adler, Walter E. O'Neil, A. Smith Mitchell, Carl S. Darelus and Eugene J. McCaffrey as members of the Joint Standing Committee on Accounts.

IN CITY COUNCIL.

(City Council File, January 5, 1939.)

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No. 4. Ninety-Second Annual Report of the City Auditor.

—

No. 5. Annual Report of the City Treasurer for the Financial Year 1937-1938.

—

No. 6. Fourteenth Annual Report of the Retirement Board.

—

No. 7. Sixty-Fifth Annual Report of the Board of Commissioners of Sinking Funds.

—

No. 8. Annual Report of the Clerk of the Police Court.

—

No. 9. Twenty-Fifth Annual Report of the City Plan Commission.

No. 10. Resolution Relative to Printing the Mayor's
Message and Pocket Manual.

(Approved January 12, 1939.)

RESOLVED, That the Joint Standing Committee on Printing be and said committee is hereby authorized and directed to wait upon His Honor the Mayor John F. Collins and request him to furnish for publication a copy of the address delivered by him to the City Council January 2, 1939, and to cause the same to be published in such manner as they shall deem expedient; also

RESOLVED, That the above named committee be and they are hereby directed to cause the standing rules of order of the Board of Aldermen and Common Council, a list of the City Officers and such other printed matter as they shall deem expedient to be printed for the use of the City Council under the general title of the "Pocket Manual."

No. 11. Resolution Relative to Printing, Indexing
and Binding the City Council Resolutions for
1939-1940.

(Approved January 12, 1939.)

RESOLVED, That the City Clerk, acting under the direction of the Joint Standing Committee on Printing, is hereby instructed to cause the Resolutions and finished business of the City Council for the municipal years 1939-1940 to be printed and indexed and the said Resolutions and finished business for the years named to be respectively bound for the use of the City Government; and arrange for such public distribution as said Committee on Printing may direct.

No. 12. Resolution Referring the Mayor's Message and Stated Reports to the Proper Committees.

(Approved January 12, 1939.)

RESOLVED, That the several Joint Standing Committees of the City Council be and they are hereby directed to inquire into the subjects relating to their Departments which are contained in the Inaugural Address of the Mayor, and in the regular stated reports required of any officer or department and to report thereon to the City Council when deemed expedient by the committee.

No. 13. Resolution Relative to Delivering Flowers Presented to the Members of the City Council.

(Approved January 12, 1939.)

RESOLVED, That the City Sergeant be and he is hereby directed to deliver the flowers presented on the inauguration of the members of the City Council, the expense thereof to be charged to the appropriation of the City Council.

No. 14. Resolution Relative to Contracting for City Advertising, Automobile Hire and City Printing.

(Approved January 12, 1939.)

RESOLVED, That the Board of Contract and Supply be and said Board is hereby authorized and directed to contract for the City Advertising for a period of two years from February 1, 1939; also to contract for the furnishing of all automobiles for the use of the various departments of the City Government for the period of two years from February 1, 1939; also to contract for the City Printing for not exceeding the period of three years from the expiration of the present contract for the same.

No. 15. Resolution Approving a State Unemployment Relief Program for the Month Ending January 31, 1939.

(Approved January 12, 1939.)

RESOLVED, That the City Council of the City of Providence hereby approves the accompanying program for the City of Providence for the month ending January 31, 1939, in accordance with the requirements of "The State Unemployment Relief Act of 1934."

IN BOARD OF ALDERMEN.

JANUARY 17, 1939.

Pursuant to a Warrant issued by His Honor the Mayor, the Board of Aldermen meets this day in Special Session at 7:30 o'clock p. m., and various matters requiring concurrent action are passed.

IN COMMON COUNCIL.

JANUARY 17, 1939.

Pursuant to a Warrant issued by His Honor the Mayor, the Common Council meets this day in Special Session at 7:30 o'clock p. m.

Councilman Donley presents the following Resolution, and upon his motion the same is read and passed by a unanimous rising vote, viz.:

WHEREAS, It has pleased Almighty God to take unto Himself the soul of the beloved brother of our esteemed associate, Howard Presel,

NOW THEREFORE, BE IT RESOLVED, That we, the members of the Common Council of the City of Providence, while humbly bowing to the will of an all wise Providence, sincerely condole with our colleague in his great loss, and

BE IT FURTHER RESOLVED, That we express to Councilman Howard Presel and to his family our deepest sympathy in their bereavement, and direct that a copy of this Resolution be spread on the records of this Common Council.

IN CITY COUNCIL.

(City Council File, January 17, 1939.)

No. 15A. Message of His Honor the Mayor Relative to Financing Works Progress Administration Projects.

CITY OF PROVIDENCE,
EXECUTIVE DEPARTMENT,
CITY HALL.

January 17, 1939.

To the Honorable the City Council:

GENTLEMEN:

You are called together at this time for the purpose of giving consideration to the matter of the financing of the W. P. A. projects, of which there are thirty-six in number now under construction. The Mayor has had conferences with the Emergency Public Works Committee and members of the Committee

on Finance. The exploitation made by these advisers reveals accounts payable or accrued for \$167,000. The carrying on of these projects until approximately March 1, 1939, calls for \$233,000 additional, or a total of \$400,000. Mr. Farrell D. Coyle, W. P. A. Administrator, is authority for the statement that these projects employ 7100 residents of Providence.

The alternative of taking care of these 7100 persons is rather the throwing of them over upon relief rolls, and that means that the City of Providence will contribute to the support of these 7100 persons without receiving any return in labor or other service. In other words, any expenditure in that way will be wholly without return, or, on the other hand, the support of these 7100 persons by and through the W. P. A. projects will return to the City of Providence worthwhile improvements in sewer construction, public buildings renovations, tax surveys, and other important work of a constructive nature, from which the City in the long run will receive a substantial benefit. The consensus of opinion of those participating in the conference was that the City should elect and start unemployed persons by and through the W. P. A. projects.

In this opinion I concur and recommend the adoption of a Resolution appropriating the \$400,000, which sum will be earmarked for the purpose of these particular projects and for no other purpose whatsoever.

I cannot leave this matter without a statement as to provision in the future of funds for the support of the unemployed. At the moment I am taking into consideration that the Congress of the United States has under discussion the establishment of a new department of Public Welfare, with the head thereof as a member of the President's Cabinet, the outcome of which may be that the State of Rhode Island as a State and the municipalities of this State may be required to establish unemployment relief on an entirely different system than is now in vogue, or until the action of Congress reaches more definite form than at present. Neither the State of Rhode Island nor the City of Providence can be expected to dismantle the existing system and set up another in its place.

The situation that is presented at this time calls for study on the part of those representing the City of Providence in its financial management. I do not advise that a new agency be set up to make such study because, in my opinion, we have in the Committee on Finance of this City Council a body competent to keep in touch with and to formulate a program that will work out a solution of the problem of unemployment relief in conjunction with the State and National governments.

I, therefore, advise that the City Council adopt an appropriate Resolution charging the Committee with this duty of studying and formulating such a program, and, in so doing, to confer with the State and National authorities dealing with such matters.

Respectfully presented,

/s/ JOHN F. COLLINS,
Mayor

No. 16. Resolution Authorizing the City Treasurer to Hire the Sum of \$400,000.00 in Anticipation of Taxes for Expenses of Projects Carried on Under the Works Progress Administration.

(Approved January 18, 1939.)

RESOLVED, That the City Treasurer, acting under the direction of the Joint Standing Committee on Finance, be and he is hereby authorized and directed to borrow under the authority of and in compliance with the provisions of Chapter 47 of the General Laws of the State of Rhode Island, as amended by Chapter 1617 of the Public Laws of 1930 and Chapter 1861 of the Public Laws of 1932, during the present financial year, in anticipation of the receipt of the proceeds of the annual tax to be assessed in said present financial year, from time to time and in such amounts as he may be directed to borrow by the Joint Standing Committee on Finance, a sum not to exceed four hundred thousand dollars (\$400,000.00) and to issue and sell at

private sale the City's negotiable notes original and in renewal therefor, bearing interest at a rate not exceeding six per centum (6%) per annum, payable not later than one year from the date of the original notes so issued or renewed or paid and carrying on their face the designation "Note in Anticipation of Taxes", said original and renewal notes to be signed by the City Treasurer and countersigned by the Mayor and the Chairman of the Joint Standing Committee on Finance.

The money thus authorized is hereby appropriated for the purpose of paying for materials, supplies, supervision, transportation and all other necessary expenses on projects carried on under the Works Progress Administration.

No. 17. Resolution Requesting the United States Senators and Representatives from Rhode Island to Endorse the National Deficiency Appropriation Bill.

(Approved January 18, 1939.)

RESOLVED, That the City of Providence hereby respectfully requests Honorable Peter G. Gerry and Honorable Theodore Francis Green, United States Senators from Rhode Island, and Honorable Harry Sandager and Honorable Charles F. Risk, Representatives in the Congress of the United States from Rhode Island, to use their good offices to retain as a part of the National Deficiency Appropriation Bill now pending in Congress, such provisions as will continue the reimbursement for non-labor items to municipalities carrying on W. P. A. projects on the basis of seven dollars per man per month, and be it further

RESOLVED, That copies of this Resolution be transmitted to Honorable Peter G. Gerry and Honorable Theodore Francis Green, United States Senators from Rhode Island, and to Hon-

orable Harry Sandager and Honorable Charles F. Risk, Representatives in the Congress of the United States from Rhode Island.

IN BOARD OF ALDERMEN.

J A N U A R Y 1 9 , 1 9 3 9 .

Upon recommendation of the Superintendent of Health, Nuisance Orders in accordance with Form C are severally issued to Charles Dale and Alanson Jones, each of 38 De Soto street, also to Alice Quirini and Domenic Testa, each of 55 Aleppo street.

From the Board of Tax Assessors are received various communications relative to changes in the 1935-1936-1937 and 1938 City Tax Lists to correct clerical errors in assessments in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same are approved.

(See Files of the Board of Aldermen.)

Alderman Duggan presents the petition of Thomas J. Reilly to be appointed an Auctioneer for the remainder of the term ending on the first Monday in January, A. D. 1941 and upon his motion the same is read and granted.

Alderman Lockhart presents the report of the City Clerk for the quarter ending December 31, 1938, and upon his motion the same is read and received.

Alderman Lockhart also presents the reports of the Dexter Asylum for the weeks ending January 7 and 14, 1939, and upon his motion the same are read and received.

Alderman Violet presents the petition of Philip Crown for permission to keep and sell fireworks, the same bearing the

recommendation of the Bureau of Police and Fire, and upon his motion the same is read and granted.

Alderman Violet also presents the petitions of the following persons to be appointed Weighers of Coal and Other Merchandise for the remainder of the term ending on the first Monday in January, A. D. 1941 and upon his motion the same are read and granted, viz.:

Arthur L. Ahlborg	William G. Hodges, Jr.
John Grasslin	Cleveland K. Joslyn
Howard A. Gurney	Nicholas Mezzonette

From the Desk are taken the Bonds of the following Municipal Officers and employees, and the same are read and approved, viz.:

City Clerk.....	Joseph E. Maguire
First Deputy City Clerk.....	Fred Colagiovanni
Second Deputy City Clerk.....	W. Earl Dodd
Clerk, City Clerk's Office.....	Joseph O'Neil Burke
Second Deputy City Auditor.....	James E. Hartigan
First Deputy City Treasurer.....	Thomas F. Little
Clerk, City Treasurer's Office.....	William A. Borreca
Clerk, City Treasurer's Office.....	Dominic A. DeCesare
Clerk, City Treasurer's Office.....	Zita Marie Featherstone
Clerk, City Treasurer's Office.....	John Joseph Gildea
Clerk, City Treasurer's Office.....	Herbert J. Layden
Clerk, City Treasurer's Office.....	Earl L. Mason
Clerk, City Treasurer's Office.....	Florence M. Murphy
Clerk, City Treasurer's Office.....	Philip J. Pitassi
Clerk, City Treasurer's Office.....	Amelia Ricci
Clerk, City Treasurer's Office.....	Helen W. Tobin
Clerk, City Treasurer's Office.....	Alice G. Wallace
Superintendent of Weights and Measures.....	Frederick T. Murphy
First Deputy Sealer of Weights and Measures.....	Walter J. Pare

Second Deputy Sealer of Weights
 and Measures..... William H. Geary
 Secretary, Bureau of Police and Fire. Samuel Gee
 Justice of the Police Court..... Frank L. Hanley
 Justice of the Police Court..... Carl Testa
 Clerk of Police Court..... Frank J. Conley
 Deputy Clerk of Police Court..... Francis L. Palmer
 Clerk, Bureau of Police and Fire..... Otis P. Mowry, Jr.

IN CITY COUNCIL.

(City Council File, January 19, 1939.)

No. 18. Resolution Requesting the Committee on
 Emergency Public Works to Furnish to Members
 of the City Council a List of the Thirty-Six W. P. A.
 Projects in the City of Providence.

(Approved January 24, 1939.)

RESOLVED, That the Committee on Emergency Public Works
 be requested to furnish individual members of the City Council:

1. A list of the 36 W. P. A. Projects now underway in the
 City of Providence.
2. A history of each project giving :
 - (a) The dates when the several projects went into effect.
 - (b) The cost of the City's share and the Federal Govern-
 ment's share of each project.
 - (c) How much has been expended up to date (approx-
 imately.)
 - (d) The estimated or known amount each project will
 cost the City from date (approximately) to the time
 of its completion.

 IN BOARD OF ALDERMEN.

 FEBRUARY 2, 1939.

Upon recommendation of the Inspector of Milk, certain persons, firms and corporations are severally granted licenses to sell, exchange and deliver milk, cream and skimmed milk in the City of Providence.

(See Files of the Board of Aldermen.)

The Accounts for

Dexter Asylum Maintenance.....	\$4,436.10
Dexter Asylum Payroll.....	398.70
Asylum Walls and Buildings.....	23.95

are severally presented, examined and allowed and the Clerk is authorized to certify to the same.

From the Board of Tax Assessors are received various communications relative to changes in the 1937 and 1938 City Tax Lists to correct clerical errors in assessments in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same are approved.

(See Files of the Board of Aldermen.)

Upon motion of Alderman Cahir, the Resolution allowing Thomas J. Sullivan the sum of \$850.00 for injuries received April 28, 1938, by reason of a defect in the northerly sidewalk of Smith street, near the entrance of the Rhode Island State Office building, is read and indefinitely postponed, a substitute Resolution having been passed.

The Committee on Claims reporting adversely thereon, it is voted that the following petitioners be severally granted leave to withdraw, viz.: Walter M. Battey and Manual Cunha, for compensation for damages, each respectively.

Alderman Duggan presents the petition of Harry Nathanson to be appointed an Auctioneer for the remainder of the term ending on the first Monday in January, A. D. 1941 and upon his motion the same is read and granted.

Alderman Eden presents the petition of Michael J. Sullivan to be appointed a Weigher of Coal and Other Merchandise for the remainder of the term ending on the first Monday in January, A. D. 1941 and upon his motion the same is read and granted.

Alderman Lockhart presents the reports of the Dexter Asylum for the weeks ending January 21 and 28, 1939, and upon his motion the same are read and received.

From the Commissioner of Public Works is received a list of curbing assessments prepared by him and certified to the Board of Aldermen for approval, and the same is read and received.

(See Files of the Board of Aldermen.)

Alderman Luongo presents the report of the Director of Public Welfare for the month of January, 1939, and upon his motion the same is read and received.

IN COMMON COUNCIL.

FEBRUARY 6, 1939.

Councilman Langdon, for the Committee on Finance, presents the Resolution authorizing His Honor the Mayor to expend the sum of \$500.00 to make a preliminary survey of the financial structure of the City and upon motion of Councilman Adler, the same is indefinitely postponed, a substitute Resolution having been passed.

Upon nomination by Councilman Barnes, Frank L. Hanley is elected, on the part of the Common Council, as Justice of the Police Court for the remainder of the term ending on the first Monday in January, A. D. 1941.

Upon motion of Councilman Rider the Ordinance accepting the gift of a fund of money under the will of Henry B. Anthony, late of Providence, deceased, for the purpose of erecting a public fountain, said fund amounting to \$35,757.14, is indefinitely postponed.

IN CITY COUNCIL.

(City Council File, February 6, 1939.)

No. 19. Statement of the City Auditor for the Month of December, 1938.

No. 20. Report of the City Treasurer for the Month of December, 1938.

No. 21. Report of the Harbor Master for the Quarter Ending December 31, 1938.

No. 22. Report of the Bureau of Police and Fire for the Quarter Ending January 7, 1939.

No. 23. Report of the City Messenger for the Month of December, 1938.

No. 24. Detailed Account of the Bonded Indebtedness of the City of Providence to September 30, 1938.

No. 25. Report of the Joint Special Committee on City Charter Revision.

CHAPTER 968.

No. 26. An Ordinance Approving the Sale of \$2,800,000.00 City of Providence Bonds to Smith, Barney and Company and Associates.

(Approved February 7, 1939.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. The City Council of the City of Providence do and it hereby does confirm the sale of Two Million Dollars (\$2,000,000.00) "Emergency Unemployment Relief Loan" bonds and Eight Hundred Thousand Dollars (\$800,000.00) "P. W. A. Municipal Building Loan" Bonds to Smith, Barney & Company and associates for the sum of Two Million Eight Hundred Forty Thousand Eight Hundred Seventy-nine Dollars and Seventy-two Cents (\$2,840,879.72); said Bonds having been issued and sold under the authority of Chapters Nine Hundred

and Sixty-four and Nine Hundred and Sixty-six of the Ordinances of the City of Providence, approved November seventeenth, Nineteen Hundred and Thirty-Eight.

CHAPTER 969.

No. 27. An Ordinance in Amendment of Chapter 967, of the City Ordinances Approved December 14, 1938, Providing for the Issue of Public Works Loan Bonds to the Commissioners of Sinking Funds.

(Approved February 10, 1939.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. Section 2 of Chapter 967 of the City Ordinances, approved December 14, 1938, which reads:

“Sec. 2. The City Treasurer, with the advice and consent of the Joint Standing Committee on Finance, shall issue said bonds, or cause them to be issued, under the corporate name and seal of the City of Providence, to the Board of Commissioners of Sinking Funds, at par, for cash; and when issued, the full amount of said bonds shall be applied for the purposes named in said Chapter 2634 of said Public Laws of Rhode Island, approved April 25, 1938, and for no other purpose. be and the same is hereby amended to read as follows:

“Sec. 2. The City Treasurer, with the advice and consent of the Joint Standing Committee on Finance, shall issue said bonds, or cause them to be issued, under the corporate name and seal of the City of Providence, to the Board of Commissioners of Sinking Funds or to the Employees' Retirement

System, at par, for cash; and when issued, the full amount of said bonds shall be applied for the purposes named in said Chapter 2634 of said Public Laws of Rhode Island, approved April 25, 1938, and for no other purpose."

SEC. 2. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed.

CHAPTER 970.

No. 28. An Ordinance in Amendment of Chapter 55 of the Revised Ordinances of 1914, Entitled "Salaries" and the Ordinances in Amendment Thereof and in Addition Thereto, Fixing the Compensation of Assistants in the Office of the Director of Public Welfare.

(Approved February 10, 1939.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. That paragraph in Section 2 of Chapter 55 of the Revised Ordinances of 1914, entitled "Salaries" and the amendments thereof and additions thereto, which reads:

"To assistants to the Overseer of the Poor, four clerks, Class "I"

is hereby amended to read as follows:

"To assistants to the Director of Public Welfare, five clerks, class "I"; one clerk, Class "J".

SEC. 2. This Ordinance shall take effect and be operative upon its passage.

No. 29. Resolution Authorizing the City Treasurer to Borrow the Sum of \$19,000.00 in Anticipation of Taxes for Snow Removal.

(Approved February 10, 1939.)

RESOLVED, That the City Treasurer, acting under the direction of the Joint Standing Committee on Finance, be and he is hereby authorized and directed to borrow under the authority of and in compliance with the provisions of Chapter 47 of the General Laws of the State of Rhode Island, as amended by Chapter 1617 of the Public Laws of 1930, and Chapter 1861 of the Public Laws of 1932, during the present financial year, in anticipation of the receipt of the proceeds of the annual tax to be assessed in said present financial year, from time to time and in such amounts as he may be directed to borrow by the Joint Standing Committee on Finance, a sum not to exceed nineteen thousand dollars (\$19,000.00) and to issue and sell at private sale the City's negotiable notes original and in renewal therefor, bearing interest at a rate not exceeding six per centum (6%) per annum, payable not later than one year from the date of the original notes so issued or renewed or paid and carrying on their face the designation "Note in Anticipation of Taxes", said original and renewal notes to be signed by the City Treasurer and countersigned by the Mayor and the Chairman of the Joint Standing Committee on Finance.

The money thus authorized is hereby appropriated for the purpose of paying the costs of snow removal in the City of Providence.

No. 30. Resolution to Pay to Donald O. Burke the Sum of \$137.41, his Salary from January 8 to 28, 1939, Inclusive.

(Approved February 10, 1939.)

WHEREAS, Donald O. Burke, former legal advisor for the Bureau of Police and Fire of the City of Providence, was

allowed to go on his annual vacation by said Bureau for a period of three weeks commencing January 8, 1939, to January 28, 1939 inclusive, with the understanding that he was to be paid his regular salary for said period, and

WHEREAS an Act was passed by the legislature and approved by His Excellency the Governor on January 17, 1939, abolishing said office of legal advisor for the Bureau of Police and Fire,

NOW THEREFORE, BE IT RESOLVED, That the said Donald O. Burke be paid his regular salary for the period commencing January 8 to January 28, inclusive, in the amount of \$137.41.

No. 31. Resolution to Pay to Thomas J. Sullivan the Sum of \$950.00 as Compensation for Injuries.

(Approved February 10, 1939.)

RESOLVED, That to Thomas J. Sullivan (James H. Kiernan, Attorney), the sum of nine hundred and fifty dollars (\$950.00) be allowed, whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for injuries received April 28, 1938 by reason of a defect in the northerly sidewalk of Smith street near the entrance of the Rhode Island State Office Building. Said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 32. Resolution Authorizing His Honor the Mayor to Execute an Agreement with the Federal Surplus Commodities Corporation (Rhode Island Timber Salvage Administration) for Use of Land Below Kent Dam for a Sawmill Site.

(Approved February 10, 1939.)

RESOLVED, That His Honor the Mayor is hereby authorized to execute an agreement and license in behalf of the City of Providence with the Federal Surplus Commodities corporation (Rhode Island Timber Salvage Administration) permitting the use of approximately six acres of land below the Kent Dam in the Town of Scituate as a site for a sawmill, substantially in accordance with the terms of the accompanying draft cooperative agreement submitted by the Federal Surplus commodities Corporation.

REPORT OF THE JOINT COMMITTEE ON CITY PROPERTY

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

Your Committee has received from the Commissioner of Public Works a sample cooperative agreement received from the Federal Surplus Commodities Corporation (Rhode Island Timber Salvage Administration) and proposes that the City of Providence grant permission to said Federal Corporation for the use of five or six acres of land below the Kent Dam in the Town of Scituate as and for a log scaling station, log storage station, sawmill site and timber storage station, and for the erection of the necessary roads, mills, machinery, temporary buildings, and other temporary structures.

It is not proposed to pay the City any consideration for this license but the Commissioner of Public Works has explained to your Committee that the recent hurricane levelled a large number of trees in the Scituate area, and that it will be absolutely necessary to cut up and remove these trees from the ground to save the timber and in order to prevent infection and probable damage to standing trees. The Commissioner of Public Works is of the opinion that the City may derive a revenue of more than \$3500.00 from the sale of fallen trees to the Federal Government in connection with the work of the Rhode Island Timber Salvage Administration.

Having this in mind, your Committee believes that it is to the best interest of the City to cooperate with the Federal

Surplus Commodities Corporation in this matter, and that the proposed cooperative agreement or license should be authorized by the City Council.

Accordingly, your Committee recommends the passage of the accompanying Resolution.

Respectfully submitted
For the Committee,

JOHN E. DUGGAN,
Chairman.

No. 33. Resolution Directing the City Solicitor to Apply for Legislation Relative to an Act to Extend the Emergency Period Pertaining to the State Unemployment Relief Commission.

(Approved February 10, 1939.)

RESOLVED, That the City Solicitor is hereby directed to apply to the General Assembly for the passage of an Act in amendment of Chapter 2494, approved April 14, 1937, entitled "An Act in amendment of Section 1 of Chapter 2453 of the Public Laws, passed at the December Session, 1936, entitled 'An Act extending the term of the existence of the State Unemployment Relief Commission,'" to extend the "emergency period" set forth in Chapter 2011 of the Public Laws passed at the January session, 1933, as amended from time to time, for a period of two years to expire on June 30, 1941.

No. 34. Resolution Authorizing the Director of Public Welfare to Select Projects to be Carried on Under the Works Progress Administration and

Authorizing His Honor the Mayor and the City
Treasurer to Execute Such Agreements.

(Approved February 10, 1939.)

RESOLVED, That the Director of Public Welfare be and he is hereby authorized to select the projects to be carried on under the rules and regulations of the Works Progress Administration for the City of Providence,

AND BE IT FURTHER RESOLVED, that in compliance with said rules and regulations of the Works Progress Administration, the Mayor and the City Treasurer be and they are hereby authorized to execute such agreements on behalf of the City of Providence as may be approved by the said Director of Public Welfare and the Emergency Public Works Committee of the City of Providence.

No. 35. Resolution Authorizing the Superintendent
of Parks to Request the Trustees of the Charles H.
Smith Estate to Pay Over Certain Sums of Money
to the City Treasurer.

(Approved February 10, 1939.)

RESOLVED, That the City Council do and it hereby does authorize the Superintendent of Parks, subject to the approval of the Board of Park Commissioners, from time to time and until the trust estate of Charles H. Smith has been turned over to the City of Providence, to request the Trustees of said Smith Estate, in office at the time of the death of said Charles H. Smith, and who are at present in actual control of the assets of said estate, to pay over to the City Treasurer of the City of Providence for use in Roger Williams Park, in the City of Providence, such sums of money as said Superintendent of Parks may determine to be necessary in carrying out the provisions of the will of said Charles H. Smith.

No. 36. Resolution Appointing a Joint Special Committee on Pending Suits.

(Approved February 10, 1939.)

RESOLVED, That Henry T. Farrell, Charles H. Eden, Philip V. Marcus, William E. McCabe, Hyman Fain, William L. Hickey, and John E. Duggan be and they are hereby appointed a Joint Special Committee acting under the advice and direction of the City Solicitor and subject to his approval and that of the Mayor, to settle and refer on behalf of the City of Providence any action either at law or in equity or any statutory proceedings in which the City is a party pending in the Courts of the State or any and all claims which have been or which hereafter may be made against said City; and said committee is hereby directed to report quarterly to the City Council.

No. 37. Resolution Thanking the Junior League of Providence for their Sponsorship of a Concert by the National Broadcasting Symphony Orchestra under the Baton of Maestro Arturo Toscanini.

(Approved February 10, 1939.)

WHEREAS, Our City is to have the distinction of having as its guest the world-famous conductor and musical genius, Maestro Arturo Toscanini, who is coming here to direct the National Broadcasting Company Symphony Orchestra in a concert at the Metropolitan Theatre on February 7, and

WHEREAS, We feel that this is a signal honor for Providence and that it constitutes an event of great cultural significance, offering the people of this City a chance to see one of the world's really great men, the offspring of a race which numbers thousands of our fellow citizens of Providence,

NOW THEREFORE, BE IT RESOLVED, That this body unani-
mously and publicly thank the sponsors of the concert, the

Junior League of Providence, for thus honoring our City ; and

BE IT FURTHER RESOLVED, That we request His Honor, Mayor John F. Collins, to appoint an official reception committee to greet the maestro upon his arrival here, and to act as an escort of honor for him during his stay in Providence.

No. 38. Resolution Approving a State Unemployment Relief Program for the Month Ending February 28, 1939.

(Approved February 10, 1939.)

RESOLVED, That the City Council of the City of Providence hereby approves the accompanying program for the City of Providence for the month ending February 28, 1939, in accordance with the requirements of "The State Unemployment Relief Act of 1934."

IN BOARD OF ALDERMEN.

FEBRUARY 16, 1939.

Upon recommendation of the Superintendent of Health, Charles W. Pray, Jr., of Seekonk, Massachusetts, is granted a license to remove swill and offal in accordance with his petition.

Upon motion of Alderman Duggan, the Resolution authorizing the City of Providence to employ Public Administration Service or some other similar agency to make a survey of the Providence City Government is indefinitely postponed.

Upon motion of Alderman Duggan, the Resolution creating a Joint Special Committee to investigate and report relative to expenditures for hurricane rehabilitation is indefinitely postponed, with the understanding that a more comprehensive Resolution may be prepared and introduced at the next meeting of the Board by Alderman Lockhart, if he so desires.

Alderman Lockhart presents the reports of the Dexter Asylum for the weeks ending February 4 and 11, 1939, and upon his motion the same are read and received.

Alderman McCabe presents the petition of Ralph W. Muzzey to be appointed as a Weigher of Coal and Other Merchandise for the remainder of the term ending on the first Monday in January, A. D. 1941, and upon his motion the same is read and granted.

Alderman McCabe also presents the following Resolution of the Board of Aldermen, and upon his motion the same is read and passed, viz.:

RESOLVED, That the City Solicitor and the Mayor of the City of Providence be and they hereby are empowered and requested to appear before the General Assembly and any committee thereof and oppose the passage of Senate Bill No. 64 and House Bill No. 621.

From the Commissioner of Public Works is received a list of curbing assessments prepared by him and certified to the Board of Aldermen for approval and the same is read and received.

(See Files of the Board of Aldermen.)

Also from the Commissioner of Public Works is received a list of grading assessments prepared by him and certified to the Board of Aldermen for approval and the same is read and received.

(See Files of the Board of Aldermen.)

IN CITY COUNCIL.

(City Council File, February 16, 1939.)

No. 39. Report of the City Treasurer on the Surrender of Coupon Bonds for the Month of January, 1939.

No. 40. Report of the Joint Standing Committee on Finance on the Surrender of Coupon Bonds for the Month of January, 1939.

No. 41. Report of the City Messenger for the Month of January, 1939.

No. 42. Annual Report of the Commissioners of the North Burial Ground.

No. 43. Annual Report of the Inspector of Buildings.

No. 44. Resolution Authorizing the City Treasurer to Hire the Sum of \$150,000.00 for Rehabilitation Work.

(Approved February 20, 1939.)

RESOLVED, That the City Treasurer, acting under the direction of the Joint Standing Committee on Finance, be and he is

hereby authorized and directed to borrow under the authority of and in compliance with the provisions of Chapter 47 of the General Laws of the State of Rhode Island, as amended by Chapter 1617 of the Public Laws of 1930 and Chapter 1861 of the Public Laws of 1932, during the present financial year, in anticipation of the receipt of the proceeds of the annual tax to be assessed in said present financial year, from time to time and in such amounts as he may be directed to borrow by the Joint Standing Committee on Finance, a sum not to exceed one hundred fifty thousand dollars (\$150,000.00) and to issue and sell at private sale the City's negotiable notes original and in renewal therefor, bearing interest at a rate not exceeding six per centum (6%) per annum, payable not later than one year from the date of the original notes so issued or renewed or paid and carrying on their face the designation "Note in Anticipation of Taxes", said original and renewal notes to be signed by the City Treasurer and countersigned by the Mayor and the Chairman of the Joint Standing Committee on Finance.

The money thus authorized is hereby appropriated for the specific purpose of paying the expenses incidental to the rehabilitation of the City of Providence as a result of damage caused by the recent hurricane. The money thus borrowed shall be expended for the specific purpose named in this Resolution and a separate account set up against which the charges incidental thereto shall be made and accounted for.

No. 45. Resolution Authorizing His Honor the Mayor to Expend the Sum of \$500.00 for a Preliminary Survey of the Financial Structure of the City of Providence.

(Approved February 20, 1939.)

RESOLVED, That the Mayor be and he is hereby authorized to retain at an expense of not exceeding five hundred dollars the

service of a certified public accountant to make a preliminary survey of the financial structure of the City with special reference to the requirement of the law respecting the reduction of the City debt by way of deposits in the sinking funds for sinking fund bonds and of installment payments on serial bonds for the purpose of furnishing the Mayor with information upon which the Mayor may make recommendations to the Joint Standing Committee on Finance as to the funding of the City debt and as to dealing with provision of funds to meet the cost of unemployment relief and the sum of five hundred dollars or so much thereof as may be necessary is hereby appropriated for that purpose from funds in the City Treasury not otherwise appropriated.

No. 46. Resolution to Pay to James E. Ayers the Sum of \$8.40 for Refund of Over-Payment of Personal Property Tax.

(Approved February 20, 1939.)

RESOLVED, That to James E. Ayers the sum of Eight Dollars and Forty Cents (\$8.40) be allowed, said sum representing refund of over-payment to the City Treasurer on 1937 intangible personal property tax assessed against him, the original tax being subsequently reduced by a Certificate of Correction of the Board of Tax Assessors approved by the Board of Aldermen on February 3, 1938; said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 47. Resolution Accepting Certain Gifts to the North Burial Ground Fund.

(Approved February 20, 1939.)

RESOLVED, That the following gifts of the following sums of money, to the Commissioner of the North Burial Ground, in

trust, the income thereof to be applied, under the provisions of Chapter 367 of the Public Laws, to the preservation and care of the following specified burial lots in said ground be and the same are hereby respectively accepted as follows, viz.:

From Ella Laflamme, the sum of \$50.00, for lot standing in the name of Ella Laflamme; Fund accepted under the name of Ella Laflamme;

From Leo Minnie Hicks, the sum of \$40.00, for lot standing in the name of Leo Minnie Hicks; Fund accepted under the name of Leo Minnie Hicks;

From Annie Bezigian, the sum of \$130.00 for lot standing in the name of Annie Bezigian; Fund accepted under the name of Annie Bezigian;

From Henry M. McHale, the sum of \$50.00 for lot standing in the name of Henry M. McHale; Fund accepted under the name of Henry M. McHale.

IN BOARD OF ALDERMEN.

FEBRUARY 28, 1939.

Pursuant to a Warrant issued by His Honor the Mayor, the Board of Aldermen meets this day in Special Session at 4:00 o'clock p. m.

The following message of His Honor the Mayor is read, viz.:

CITY OF PROVIDENCE,
EXECUTIVE DEPARTMENT,
CITY HALL.

February 28, 1939.

To the Honorable the Members of the Board of Aldermen:

I have called you together at this session for the purpose of considering my appointment of a Commissioner of Public

Works to succeed the present incumbent, who is holding an interim appointment ending March 1, 1939.

I have the honor of informing you that I do hereby appoint Frank E. Waterman, of the City of Providence, Commissioner of Public Works for the term ending March 1, 1942, and until his successor is appointed and qualified. To this appointment I respectfully request your approval.

My appointment of Mr. Waterman as such Commissioner is based on the fact that he is exceptionally well-qualified for the position, due to the many years in which he served the City of Providence in that department as Commissioner and in other capacities. He is capable and experienced, but was denied re-appointment to that place by my predecessor for political reasons, so that the former administration could use that important office for the purpose of rewarding their political followers and dispensing party patronage.

Mr. Waterman will take politics out of the Public Works Department, and his primary purpose will be to serve the people of Providence in the vital activities carried on there, such as the operation of the water works, the construction of streets and sewers, the disposal of garbage, and other important matters.

I have told General Nolan, the present Commissioner, that if he cares to remain in the department he will be appointed to a position in line with his experience and training in the service of the city.

I have the honor to remain,

Respectfully yours,

/s/ JOHN F. COLLINS,
Mayor.

From Alderman McCabe is received a communication requesting a roll call on all matters coming before this meeting of the Board of Aldermen, and upon motion of Alderman Duggan the same is put to vote and adopted.

From His Honor Mayor Collins is received a communication appointing Frank E. Waterman to be Commissioner of Public Works for the term of three years from the first Monday in March, A. D. 1939 and the same is read and the appointment is not confirmed.

IN BOARD OF ALDERMEN.

MARCH 2, 1939.

The account for the Dexter Asylum Payroll, amounting to \$417.52, is presented, examined and allowed and the Clerk is authorized to certify to the same.

From the Board of Tax Assessors are received various communications relative to changes in the 1936, 1937 and 1938 City Tax Lists to correct clerical errors in assessments in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same are approved.

The Board of Tax Assessors reporting no errors in the assessments, the following petitioners are severally granted leave to withdraw: Sarah W. Dunnell, Sidney J. Angell, Giuseppe DeCataldo, George Doulamis, Rachel C. Menzies, International Harvester Company, Tillie Rand, General Scrap Iron, Inc., William Fletcher, John Flynn, Charles N. Nystrom et ux., Sonotone Corporation, Herbert S. Roberts and Arthur C. Cameron, Trustees of the Loyal Lily Lodge No. 6675, I. O. O. F. Manchester Unity, L. Krichbaum & Co., Sidney LeR. Hannon, Jr., and Frank M. Lucas.

From His Honor Mayor Collins is received a communication appointing Frank E. Waterman to be Commissioner of Public Works for the term of three years until the first Monday

in March, A. D. 1942 and the same is read and the appointment is not confirmed.

Alderman Cahir presents the petition of the Southern New England Supply Company for permission to keep and sell fireworks, the same bearing the recommendation of the Bureau of Police and Fire, and upon motion of Alderman McCabe the same is read and granted.

Alderman Eden presents the following Resolution of the Board of Aldermen and upon motion of Alderman Violet the same is read and passed, viz.:

RESOLVED, That the Board of Aldermen hereby approves and adopts the following amount as the sum necessary for the maintenance of the following department for the fiscal year commencing October 1, 1939, viz.:

Health Department\$118,434.00

Alderman Eden also presents the petition of Ida Siegal for permission to keep and sell fireworks, the same bearing the recommendation of the Bureau of Police and Fire, and upon motion of Alderman Duggan the same is read and granted.

Alderman Lockhart presents the reports of the Dexter Asylum for the weeks ending February 18 and 25, 1939, and upon his motion the same are read and received.

Alderman McCabe presents the following Resolution of the Board of Aldermen and upon his motion the same is read and passed, viz.:

RESOLVED, That the City Solicitor be and he hereby is requested and instructed to appear before the General Assembly or any committee of either branch thereof and oppose the passage of House Bill No. 661 and Senate Bill No. 101 and any substitute of either of said bills, which attempts or seeks to clothe the Mayor of the City of Providence with the power of appointment over the heads of the several administrative departments of the city government of the City of Providence without confirmation.

Alderman Violet presents the following Resolution of the Board of Aldermen and upon his motion the same is read and passed, viz.:

RESOLVED, That the Board of Aldermen hereby approves and adopts the following amount as the sum necessary for the maintenance of the following department for the fiscal year commencing October 1, 1939, viz.:

Director of Public Welfare.....\$431,868.84

From the Common Council is received notice that at the meeting of that Body held February 6, 1939, Frank L. Hanley was elected a Justice of the Police Court, on the part of the Common Council, for the remainder of the term ending on the first Monday in January, A. D. 1941.

IN CONVENTION.

MARCH 6, 1939.

Upon nomination by Alderman Rao, Thomas A. Cahir is elected a member of the Board of Canvassers and Registration for the term of six years ending on the first Monday in March, A. D. 1945.

From the Desk is received the resignation of John Donnelly from the office of the Viewer of Fences and the same is read and accepted.

Upon nomination by Councilman Barnes, Stanley A. Steffen is elected Viewer of Fences for the remainder of the term ending on the first Monday in January, A. D. 1941.

From the Desk is received a communication from John C. Going declining to serve as Public Administrator and the same is read and accepted.

Upon nomination by Councilman Mitchell, Philip A. Gory is elected Public Administrator for the remainder of the term ending on the first Monday in January, A. D. 1941.

IN BOARD OF ALDERMEN.

MARCH 6, 1939.

The Accounts for

Dexter Asylum Maintenance.....	\$3,680.35
Asylum Walls and Buildings.....	89.30

are severally presented, examined and allowed and the Clerk is authorized to certify to the same.

From His Honor Mayor Collins is received a communication appointing Frank E. Waterman to be Commissioner of Public Works for the term of three years ending on the first Monday in March, A. D. 1942, and the same is read and the appointment is not confirmed.

Alderman Duggan presents the petition of Walter C. Anderson to be appointed a Weigher of Coal and Other Merchandise for the remainder of the term ending on the first Monday in January, A. D. 1941, and upon his motion the same is read and granted.

Alderman Lockhart presents the report of the Dexter Asylum for the week ending March 4, 1939, and upon his motion the same is read and received.

From the Desk are taken the Bonds of the following Municipal Officers and employees, and the same are read and approved, viz.:

Second Deputy City Treasurer . . .	Philip E. Cunningham
Clerk, City Treasurer's Office . . .	Roy F. Brace
Clerk, City Treasurer's Office . . .	Howard F. Holbrook
Clerk, City Treasurer's Office . . .	Jennie L. Clarke
Clerk, City Treasurer's Office . . .	John Croteau
Clerk, City Treasurer's Office . . .	Rita Donahue
Clerk, City Treasurer's Office . . .	Mary A. T. Fitzpatrick
Clerk, City Treasurer's Office . . .	Rose Mangiante
Clerk, City Treasurer's Office . . .	Howard E. Pratt
Clerk, City Treasurer's Office . . .	May F. Rynn
First Deputy City Auditor	Thomas P. Moran
Superintendent of Police	John J. Parker
Recorder of Deeds	Edwin Eayrs
Deputy Recorder of Deeds	Alice G. Toy
Superintendent, Charles V. Chapin Hospital	Dennett L. Richardson, M. D.
Superintendent, North Burial Ground	Frank E. Wilcox
City Registrar	Michael J. Nestor, M. D.
Director of Public Welfare	Eugene A. McGough
Deputy Director of Public Welfare	Charles E. McGowan
Commissioner of Public Buildings	Joseph A. Sullivan
Superintendent of Public Buildings	Harold L. Hamill
City Sergeant	John J. Crook
First Deputy City Sergeant	Sam Teplitsky
Second Deputy City Sergeant	Daniel Barnett
Superintendent of Parks	Martin F. Noonan
Inspector of Buildings	Alexander Addeo
First Deputy City Weigher	Patrick H. Hughes
Second Deputy City Weigher	Frank A. Corrente

IN COMMON COUNCIL.

MARCH 6, 1939.

Upon recommendation of the Committee on Finance, the Resolution directing the City Solicitor to apply for legislation authorizing the City of Providence to hire the sum of \$900,000.00 for highway purposes is indefinitely postponed, a substitute Resolution having been passed.

The Committee on Claims reporting adversely thereon, it is voted that the following petitioners be granted leave to withdraw, viz.: Bernice A. and Clinton R. Allen for compensation for injuries; Timothy P. Kennedy for compensation for damages.

From the Bureau of Police and Fire is received a report relative to a Resolution in regard to allowing members of the Police and Fire Departments a 15-day sick leave in each calendar year, and the same is read and received.

IN CITY COUNCIL.

(City Council File, March 6, 1939.)

No. 48. Report of the City Treasurer for the Month of January, 1939.

CHAPTER 971.

No. 49. An Ordinance Accepting the Gift of \$35,757.14 Under the Will of Henry B. Anthony

to the City of Providence for the Purpose of Erecting a Public Fountain in the City of Providence.

(Approved March 7, 1939)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. The gift of the fund of money under the will of Henry B. Anthony, late of the City of Providence, deceased, to the City of Providence, now amounting to \$35,757.14, for the purpose of erecting a public fountain in the City of Providence is hereby accepted, and the Treasurer of said City upon its receipt shall hold it and any interest received thereon as a separate and special fund for said purpose.

CHAPTER 972.

No. 50. An Ordinance Closing the City Hall Building and the Several City Departments at Twelve O'clock Noon on Good Friday for the Remainder of the Day.

(Approved March 7, 1939)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. The heads of the several city departments, other than the Bureau of Police and Fire, the School Department and the Board of Hospital Commissioners, are hereby directed to close their several departments on Good Friday of each and every year at twelve o'clock noon for the remainder of the day.

SEC. 2. His Honor the Mayor is hereby authorized in his discretion to require any department head to keep his department

open for business on the Saturday morning following Good Friday, or any part of said Saturday.

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

No. 51. Resolution to Pay to the American Insulated Wire Corporation the Sum of \$840.00 for the Remission of Taxes Erroneously Assessed.

(Approved March 7, 1939.)

RESOLVED, That to American Insulated Wire Corp. the sum of Eight Hundred and Forty Dollars (\$840.00) be refunded, said sum representing over-payment of 1938 personal property tax, said tax having been subsequently reduced through a certificate of correction filed by the Tax Assessors with the Board of Aldermen; said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 52. Resolution to Pay to Edward M. and Elizabeth S. Brennan the Sum of \$31.20 for Refund of Sewer Assessment.

(Approved March 7, 1939.)

RESOLVED, That to Edward M. and Elizabeth S. Brennan the sum of Thirty One Dollars and Twenty Cents (\$31.20) be allowed, said sum representing a refund for over-assessment of taxes assessed for the year 1938; said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 53. Resolution to Pay to F. David Chadwick the Sum of \$100.00 as Compensation for Damages.

(Approved March 7, 1939.)

RESOLVED, That to F. David Chadwick the sum of One Hundred Dollars (\$100.00) be allowed, whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for damages to automobile, sustained August 11, 1938, by reason of collision of Ford Coupe and a Police Department automobile on Allens avenue, at the corner of Oxford street; said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 54. Resolution to Pay to Frederick Dixon the Sum of \$1.00 for Refund of Poll Tax Erroneously Assessed.

(Approved March 7, 1939.)

RESOLVED, That to Frederick Dixon the sum of One Dollar (\$1.00) be allowed, said sum representing refund of assessment of poll tax assessed in error in the year 1937; said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 55. Resolution to Pay to Albert Leaver the Sum of \$40.00 for Remission of Tax Erroneously Assessed.

(Approved March 7, 1939.)

RESOLVED, That to Albert Leaver the sum of Forty Dollars (\$40.00) be refunded, said sum representing over-payment of 1938 personal property tax, said tax having been subsequently reduced through a certificate of correction filed by the Tax As-

sessors with the Board of Aldermen; said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 56. Resolution to Pay to the McLellan Stores Company the Sum of \$24.00 for Remission of Tax Erroneously Assessed.

(Approved March 7, 1939.)

RESOLVED, That to the McLellan Stores Company the sum of Twenty Four Dollars (\$24.00) be refunded, said sum representing over-payment of 1938 personal property tax, said tax having been subsequently reduced through a certificate of correction filed by the Tax Assessors with the Board of Aldermen; said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 57. Resolution to Pay to Alexander H. McMillen the Sum of \$271.20 for Remission of Tax Erroneously Assessed.

(Approved March 7, 1939.)

RESOLVED, That to Alexander H. McMillen the sum of Two Hundred Seventy One Dollars and Twenty Cents (\$271.20) be refunded, said sum representing over-payment of 1938 personal property tax, said tax having been subsequently reduced through a certificate of correction filed by the Tax Assessors with the Board of Aldermen; said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 58. Resolution to Pay to Albeus P. Murray the Sum of \$5.76 for Remission of Tax Erroneously Assessed.

(Approved March 7, 1939.)

RESOLVED, That to Albeus P. Murray and wife Ellen C., the sum of Five Dollars and Seventy Six Cents (\$5.76) be refunded, said sum representing over-payment of 1938 personal property tax, said tax having been subsequently reduced through a certificate of correction filed by the Tax Assessors with the Board of Aldermen; said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 59. Resolution to Pay to Anna G. Murray the Sum of \$5.76 for Remission of Tax Erroneously Assessed.

(Approved March 7, 1939.)

RESOLVED, That to Anna G. Murray the sum of Five Dollars and Seventy Six Cents (\$5.76) be refunded, said sum representing over-payment of 1938 personal property tax, said tax having been subsequently reduced through a certificate of correction filed by the Tax Assessors with the Board of Aldermen; said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 60. Resolution to Pay to John O'Beirne the Sum of \$16.00 for Remission of Tax Erroneously Assessed.

(Approved March 7, 1939.)

RESOLVED, That to John O'Beirne the sum of Sixteen Dollars (\$16.00) be refunded, said sum representing over-payment of

1938 personal property tax, said tax having been subsequently reduced through a certificate of correction filed by the Tax Assessors with the Board of Aldermen; said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 61. Resolution to Pay to W. A. Mahoney, M. D.
the Sum of \$50.00 for Anti-Rabic Treatment.

(Approved March 7, 1939.)

RESOLVED, That the following bill for rabies serum treatment be allowed for payment:

W. A. Mahoney, M. D. \$50.00

The above bill represents the cost of anti-rabic treatment for Marion O'Connor who was bitten by a rabid dog and was treated by Dr. W. A. Mahoney. The above payment is authorized under authority of Section 30, Chapter 1936 of the General Laws of the State of Rhode Island of 1923, the same to be charged to "Dog Licenses."

No. 62. Resolution to Pay to St. Joseph's Hospital
the Sum of \$50.00 for Anti-Rabic Treatment.

(Approved March 7, 1939.)

RESOLVED, That the following bill for rabies serum treatment be allowed for payment:

St. Joseph's Hospital \$50.00

The above bill represents the cost of anti-rabic treatment for George Richard Patry of 295 Willard avenue, who was bitten by a rabid dog and was treated at St. Joseph's Hospital. The above payment is authorized under authority of Section 30, Chapter 1936 of the General Laws of the State of Rhode Island of 1923, the same to be charged to "Dog Licenses."

No. 63. Resolution Directing the City Solicitor to Apply for Legislation to Amend Section 16 of Chapter 2640 of the Public Laws of 1938 Relative to Caucuses and Elections.

(Approved March 7, 1939.)

RESOLVED, That the City Solicitor is hereby directed to apply to the General Assembly for the passage of an Act in amendment of Section 16 of Chapter 2640 of the Public Laws of 1938 entitled, "An Act relating to the holding of caucuses and elections," substantially in accordance with the accompanying draft act.

STATE OF RHODE ISLAND, &C.
IN GENERAL ASSEMBLY,
JANUARY SESSION, A. D. 1939.

AN ACT

IN AMENDMENT OF SECTION 16 OF CHAPTER 2640 OF THE PUBLIC LAWS OF 1938, ENTITLED "AN ACT RELATING TO THE HOLDING OF CAUCUSES AND ELECTIONS."

It is enacted by the General Assembly as follows:

SECTION 1. Section 16 of Chapter 2640 of the Public Laws of 1938, entitled "An act relating to the holding of caucuses and elections," is hereby amended to read as follows:

“Sec. 16. The caucus moderator or warden shall call the caucus of his political party to order at the hour named in the call therefor and shall preside thereat.

“The caucus clerk or assistant clerk shall check the voting list of the district, ward or town respectively in which he is appointed to serve.

“Each set of candidates legally nominated shall be allowed one representative to watch the count.

“In the City of Providence each set of candidates, and each individual candidate who is not also one of a set of candidates, shall be allowed one representative who shall be permitted to remain within the voting place before, during and after the voting. Such representative is authorized to watch the balloting within the ward room as near as may be to the actual balloting so that he may be in a position to observe the conduct of the caucus, the voting and the count of ballots cast or registered on the voting machines.

“Each candidate receiving a plurality of the votes cast for the office for which he was nominated shall be by the caucus moderator or warden declared elected or nominated as the case may be. Voting lists shall then be forthwith sealed up, together with the statement of the results of the caucus in form required by law in case of elective meetings. In cities said voting lists shall be forthwith delivered in person by the caucus clerk of the first voting district in each ward, or by the caucus clerk of the first voting district of a representative district, to the secretary of state, and in towns divided into voting districts by the caucus clerk of the first voting district, and in towns not divided into voting districts, by the caucus clerk to the secretary of state. The secretary of state shall forthwith cause certified copies of said voting lists to be forwarded to the respective board of canvassers or town clerk.

“The warden or moderator of any caucus shall within twenty-four hours after said caucus is held, deliver or send to each delegate to a political convention and to each member of a political

committee, a certificate of his election, and to each candidate for an elective office, a certificate of his nomination, and shall also cause the certificate of nomination required by law in the case of all candidates who are nominated by such caucus for any elective office to be prepared and seasonably filed in the proper public office, unless proceedings for a recount of the votes cast at such caucus are inaugurated conformably to the provisions of section nineteen of this act, in which case he shall not deliver, send, or cause to be filed any such certificates. Upon each check list used at such caucus, the clerk or assistant clerk checking such list, shall make a return under oath that the said check list is the identical one used in the caucus of the political party for which it was furnished and that the names checked were truly and properly checked at such caucus, and that no alternation or erasure or additional check has been made thereon. The caucus moderator or warden and clerk shall have the same powers and duties in connection with the conduct of the caucus and the use of the voting machines at such caucus as the moderator and clerk respectively at elections, as prescribed by chapter 2195 of the public laws, January session, 1935, as amended."

SEC. 2. This act shall take effect upon its passage.

No. 64. Resolution Directing the City Solicitor to Apply for Legislation to Amend Section 13 of Chapter 2640 of the Public Laws of 1938 Relative to Caucuses and Elections.

(Approved March 7, 1939.)

RESOLVED, That the City Solicitor is hereby directed to apply to the General Assembly for the passage of an Act in amendment of Section 13 of Chapter 2640 of the Public Laws of 1938, entitled "An Act relating to the holding of caucuses and elections," substantially in accordance with the accompanying draft act.

STATE OF RHODE ISLAND, &C.
IN GENERAL ASSEMBLY,
JANUARY SESSION, A. D. 1939.

AN ACT

IN AMENDMENT OF SECTION 13 OF CHAPTER 2640 OF THE PUBLIC LAWS OF 1938, ENTITLED "AN ACT RELATING TO THE HOLDING OF CAUCUSES AND ELECTIONS."

It is enacted by the General Assembly as follows:

SECTION 1. Section 13 of Chapter 2640 of the Public Laws of 1938, entitled "An Act relating to the holding of caucuses and elections," is hereby amended to read as follows:

"Sec. 13. It shall be the duty of the Boards of canvassers and registration in cities, in and at the expense of their respective cities, to provide polling places for all caucuses held under the provisions of this act. Such polling places shall be in the representative district for which such representative district caucus is to be held and in the ward for which such ward caucus is to be held: *provided*, that the board of canvassers and registration in the City of Providence shall provide two polling places as widely separated as may be in each ward for caucuses held for the nomination or election of any city officer or officers.

"In towns the respective town committees or representative district committees, shall designate the place of holding the caucuses, and if the places so selected are within the control of the town, the town clerk, at the expense of the town, shall provide for the equipment, occupation and use of said polling places for the caucuses of the political party applying therefor.

"Notice in writing shall be given by said boards of canvassers and registration and said town clerks to the division of elections

and to the person requesting the assignment of caucus dates of the location of the place so provided, at least ten days prior to the date assigned for any caucus.

“Said town clerks and boards of canvassers and registration shall cause to be delivered to the moderator prior to the hour named for the opening of any caucus the voting lists prepared for use thereat, a list of the candidates legally nominated to be voted for and a list of the dates assigned for other caucuses. The secretary of state and the division of elections are hereby authorized and required to furnish each polling place with voting machines having the proper ballot labels and suitable forms for recording the required information for each machine in use, and all printed matter, stationery and supplies necessary for the making of proper returns of caucus results.”

SEC. 2. This act shall take effect upon its passage.

No. 65. Resolution Directing the City Solicitor to Apply for Legislation Relative to Bonding Notes for Rehabilitation of Hurricane Damage.

(Approved March 7, 1939.)

RESOLVED, That the City Solicitor be and he hereby is authorized and directed to appear at the January Session of the General Assembly of the State of Rhode Island, A. D. 1939, and before any committee thereof, and urge the passage of an Act authorizing the City of Providence to issue bonds for the payment or funding of the indebtedness of the said City of Providence, evidenced by notes now outstanding and heretofore issued or notes to be issued in anticipation of taxes for rehabilitation of hurricane damage, substantially in accordance with the provisions of the accompanying draft act.

STATE OF RHODE ISLAND, &C.
IN GENERAL ASSEMBLY,
JANUARY SESSION, A. D. 1939

AN ACT

AUTHORIZING THE CITY OF PROVIDENCE TO
ISSUE BONDS FOR FUNDING PURPOSES.

It is enacted by the General Assembly as follows:

SECTION 1. The City of Providence is hereby authorized and empowered, in addition to and not in substitution for authority previously granted, to issue, in addition to the bonds heretofore issued and now outstanding, under its corporate name and seal, bonds in serial form, to an amount not exceeding one million four hundred thousand dollars to cover the cost of hurricane damage. Said bonds shall be of any denomination not exceeding twenty thousand dollars each, shall bear interest at a rate not exceeding four and one-half per centum per annum, payable semi-annually; the principal thereof and the interest thereon shall be payable in any coin or currency of the United States of America which, at the time of payment is legal tender for public and private debts, and the debt secured by said bonds shall be obligatory on said city in the same manner and to the same extent as other debts lawfully contracted by said city. The dates of maturity of said bonds shall in no case be more than twenty-five years after date of issue and not more than seventy thousand dollars shall become due and payable in any one year, the payments on principal to begin in the year 1945; Provided, however, that no bonds issued under the provisions of this act shall mature later than the year 1964.

SEC. 2. Said bonds shall be signed by the City Treasurer and countersigned by the Mayor of the City of Providence, and shall be issued and sold at such times and in such amounts as the city council of said city shall determine: Provided, however, that the premiums, if any, arising from the sale of said bonds shall be applied to the payment of the principal of said

bonds in the order of their maturity. The proceeds arising from the sale of the bonds authorized by this act shall be delivered to the City Treasurer, and such proceeds, except as hereinbefore provided in respect to the premiums arising from the sale thereof, shall be expended for the payment or funding of the indebtedness of said city evidenced by notes now outstanding and heretofore issued or notes to be issued in anticipation of taxes for rehabilitation of hurricane damage. No purchaser of any of said bonds, however, shall be in any way responsible for the proper application of the proceeds derived from the sale thereof.

SEC. 3. The City of Providence shall annually appropriate a sum sufficient to pay the interest upon the bonds issued and outstanding under authority of this act, and also to pay the principal of the bonds maturing in any such year, until said bonds are paid in full. All obligations of said city which are incurred under authority of this act shall be excepted from the operation of section 22 of chapter 47 of the general laws, as amended.

SEC. 4. This act shall take effect upon its passage.

No. 66. Resolution Directing the City Solicitor to Apply for Legislation Relative to Hiring the Sum of \$450,000.00 for Highway Purposes.

(Approved March 7, 1939.)

RESOLVED, That the City Solicitor be and he is hereby directed to apply to the General Assembly at its present session for the passage of legislation authorizing the City of Providence to hire Four Hundred Fifty Thousand Dollars (\$450,000.00) to be expended for the purpose of paving or repaving with a durable pavement such highways in the City of Providence as said City Council may determine, and/or for the purpose of acquiring land in said City of Providence for highway purposes.

STATE OF RHODE ISLAND, &C.
IN GENERAL ASSEMBLY,
JANUARY SESSION, A. D. 1939.

AN ACT

AUTHORIZING THE CITY OF PROVIDENCE TO
ISSUE BONDS IN THE AMOUNT OF FOUR HUN-
DRED AND FIFTY THOUSAND DOLLARS FOR HIGH-
WAY PURPOSES.

It is enacted by the General Assembly as follows :

SECTION 1. The city of Providence is hereby authorized and empowered, in addition to and not in substitution for authority previously granted, to issue, in addition to the bonds heretofore issued and now outstanding, under its corporate name and seal, bonds in serial form to an amount not exceeding four hundred and fifty thousand dollars. Said bonds shall be of any denomination not exceeding twenty thousand dollars each, shall bear interest at a rate not exceeding four and one-half per centum per annum, payable semi-annually; the principal thereof and the interest thereon shall be payable in any coin or currency of the United States of America which, at the time of payment, is legal tender for public and private debts, and the debts secured by said bonds shall be obligatory on said city in the same manner and to the same extent as other debts lawfully contracted by said city. The dates of maturity of said bonds shall in no case be more than twenty-five years after date of issue and not more than fifty thousand dollars shall become due and payable in any one year: Provided, however, that no bonds issued under the provisions of this act shall mature later than the year 1965.

SEC. 2. Said bonds shall be signed by the city treasurer and countersigned by the mayor of the city of Providence, and shall be issued and sold at such times and in such amounts as the city council shall determine: Provided, however, that the premiums, if any, arising from the sale of said bonds shall be applied to the

payment of the principal of said bonds in the order of their maturity. The proceeds arising from the sale of the bonds authorized by this act shall be delivered to the city treasurer, and such proceeds, except as hereinbefore provided in respect to the premiums arising from the sale thereof, shall be expended for the purpose of paving and repaving such highways in the city of Providence as said city council may determine and/or for the purpose of acquiring land in said city of Providence for highway purposes. No purchaser of any of said bonds, however, shall be in any way responsible for the proper application of the proceeds derived from the sale thereof.

SEC. 3. The city of Providence shall annually appropriate a sum sufficient to pay the interest upon the bonds issued and outstanding under the authority of this act, and also to pay the principal of the bonds maturing in any such year, until said bonds are paid in full. All obligations of said city which are incurred under authority of this act shall be excepted from the operation of section 22 of chapter 47 of the general laws, as amended.

SEC. 4. This act shall take effect upon its passage.

No. 67. Resolution Directing the City Solicitor to Apply for Legislation Relative to Establishing a System of Fees and Charges for Outdoor Parking.

(Approved March 7, 1939.)

RESOLVED, That the City Solicitor is hereby directed to apply to the General Assembly for the passage of an act authorizing the City of Providence to establish a system of fees and charges for outdoor parking, substantially in accordance with the accompanying draft act.

STATE OF RHODE ISLAND, &C.
IN GENERAL ASSEMBLY
JANUARY SESSION, A. D. 1939.

AN ACT

AUTHORIZING THE CITY OF PROVIDENCE TO ESTABLISH A SYSTEM OF FEES AND CHARGES FOR PARKING AUTOMOBILES ON OUTDOOR PARKING LOTS.

It is enacted by the General Assembly as follows:

SECTION 1. The city council of the city of Providence is hereby authorized and empowered to provide by Ordinance for the licensing, control and regulation of the business of parking automobiles on outdoor parking lots, and said city council by Ordinance may establish a system of fees and charges for outdoor parking, not only for the purpose of covering the cost of regulation and control, but also for the purpose of providing additional revenue for said city.

SEC. 2. Said city council may delegate to the Bureau of Police and Fire, established by Chapter 2275, May Session A. D. 1935, such powers and duties relative to the licensing, control and regulation of outdoor parking, and the collection of fees and charges for parking as said city council may deem expedient, and may change, alter and amend the same from time to time.

SEC. 3. This act shall take effect upon its passage.

No. 68. Resolution Directing the City Solicitor and His Honor the Mayor to Appear before the General Assembly and Oppose the Passage of Senate Bill No. 64 and House Bill No. 621.

(Approved March 7, 1939.)

RESOLVED, That the City Solicitor and the Mayor of the City of Providence be and they hereby are empowered and requested to appear before the General Assembly and any committees thereof and oppose the passage of Senate Bill No. 64 and House Bill No. 621.

No. 69. Resolution Authorizing His Honor the Mayor to Execute an Agreement with the Federal Surplus Commodities Corporation, Rhode Island Timber Salvage Administration, for the Sale of Timber and Logs from the Water Supply Development at Scituate.

(Approved March 7, 1939.)

RESOLVED, That His Honor the Mayor is hereby authorized to execute a timber purchase agreement with the Federal Surplus Commodities Corporation, Rhode Island Timber Salvage Administration, for the sale of timber and logs from the Providence Water Supply Development at Scituate, substantially in accordance with the accompanying draft.

No. 70. Resolution Condoling the Holy Roman Catholic Church upon the Death of His Holiness Pope Pius XI, The Pope of Peace.

(Approved March 7, 1939.)

WHEREAS, It has pleased Almighty God to take unto Himself the soul of His Holiness Pope Pius XI, 261st head of the Holy Roman Catholic Church, known throughout Christendom as the Pope of Peace; and

WHEREAS, He has endeared himself to the peoples of all nations and all faiths in his untiring efforts in the cause of Social

Justice and Labor and the maintenance of international security ;
and

WHEREAS, In his death the world has lost a leader of great spiritual influence, a man of wide learning and sincere piety, a martyr to the cause of liberty and one whose memory will outlast many generations ; therefore

BE IT RESOLVED, That the City Council of the City of Providence, while humbly bowing to the Will of an all wise Providence, sincerely condoles with the Holy Roman Catholic Church in its great loss ; and

BE IT FURTHER RESOLVED, That a copy of this Resolution be forwarded to the Most Reverend Francis P. Keough, D. D., Bishop of the Diocese of Providence, and that the same be recorded on the permanent records of the City Council of the City of Providence.

████████████████████

No. 71. Resolution Requesting the Members of Congress from Rhode Island to Urge the Adoption of the Name "Providence" for One of the Cruisers Being Built by the Navy Department.

(Approved March 7, 1939.)

RESOLVED, THAT WHEREAS, there are now under construction a number of cruisers by the Navy Department of the United States, and

WHEREAS, the City of Providence, Rhode Island, has a background that enters into the naval history of our country and is situated at the head of navigation on Narragansett Bay and is the capital of a maritime state, now

THEREFORE, BE IT RESOLVED, That the City Council of the City of Providence requests the Senators and Representatives from the State of Rhode Island in the Congress of the United

States to use their good offices with the proper department of the United States Government to the end that one of the cruisers now being constructed by the Navy Department may be named "Providence", thereby perpetuating the glorious traditions of this maritime city, which has given many naval heroes to the service of our beloved country.

Nos. 72-74 Inc. Resolution Permitting Certain Persons, Firms or Corporations to Erect Gasoline Stations.

(Approved March 7, 1939.)

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 Inspector of Buildings 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, viz.:

No. 72. Louis Germani, 296-302 Huntington avenue, Lot 378, Plat 42; 3 pumps.

No. 73. Michael J. Hodnett, 558 Smith street, Lot 50, Plat 82; 500 additional gallon tank, making 1500 gallons in all.

No. 74. William A. Suddard, 320 Point street, Lot 277, Plat 23; 4 pumps.

The erection or location of any buildings or structures not shown on the original plat on file with the Inspector of Buildings or any change in the location of buildings or structures from that shown on said plat shall be deemed a violation of this permit.

No. 75. Resolution Directing the City Solicitor to Apply for Legislation to Amend Section 12 of Chapter 2640 of the Public Laws of 1938 Relative to Caucuses and Election.

(Approved March 7, 1939.)

RESOLVED, That the City Solicitor is hereby directed to apply to the General Assembly for the passage of an Act in amendment of Section 12 of Chapter 2640 of the Public Laws of 1938, entitled, "An Act relating to the holding of caucuses and elections," substantially in accordance with the accompanying draft act.

STATE OF RHODE ISLAND, &C.
IN GENERAL ASSEMBLY,
JANUARY SESSION, A. D. 1939.

AN ACT

IN AMENDMENT OF SECTION 12 OF CHAPTER 2640 OF THE PUBLIC LAWS OF 1938, ENTITLED "AN ACT RELATING TO THE HOLDING OF CAUCUSES AND ELECTIONS."

It is enacted by the General Assembly as follows:

SECTION 1. Section 12 of Chapter 2640 of the Public Laws of 1938, entitled "An act relating to the holding of caucuses and elections," is hereby amended to read as follows:

“Sec. 12. Caucuses shall be called to order at two o'clock p. m. and the polls shall be opened at or before two-fifteen o'clock p. m. and, if there is a contest, kept open until ten o'clock p. m. and no longer, except that in towns having less than five hundred electors, the polls may be closed at five o'clock p. m., provided that the committee holding such caucuses shall vote for such closing and give notice thereof in the notice of the caucus, *excepting that in the City of Providence caucuses shall be called to order at six o'clock a. m. and the polls shall be opened at or before six-fifteen o'clock a. m., and if there is a contest, kept open until ten o'clock p. m. and no longer*; provided, however, if only one set or list of nominations to be voted on in a party caucus is filed with the board of canvassers and registration, or town clerk, the said board or town clerk shall, at the expiration of the time for filing lists of nominations, declare the nominees nominated or elected as the case may be; and shall forthwith notify all such nominees of their nomination or election; and shall deliver to those elected a certificate of election; and shall notify nominees of their nomination and shall deliver or send each such nominee a certificate of nomination and shall also cause the certificates of nomination for each, required by law in the case of all candidates who are nominated by caucus for any elective office, to be prepared and seasonably filed in the proper offices, said certificates to contain the name and address of each such nominee and when and by what party nominated and that the nomination was made in accordance with the provisions of this section, there being no contest; and said certificates shall be signed only by said board or town clerk and shall be sworn to in the manner required for other certificates of nomination. Said board or town clerk shall forthwith, after the expiration of the time for filing lists of nominations for such caucus, notify the party committee interested and the secretary of state that the caucus will not be held, and no caucus shall be held in such case, but such nominations and elections and the certificates so given and filed shall have full force and effect as if a caucus was held, returns made therefor, and the certificates given and filed by the caucus officials; and such board of canvassers and registration, or town clerk, shall perform all duties necessary to effectuate this section.”

SEC. 2. This act shall take effect upon its passage and all acts and parts of acts inconsistent herewith are hereby repealed.

IN BOARD OF ALDERMEN.

MARCH 16, 1939.

From the Board of Tax Assessors are received various communications relative to changes in the 1937 and 1938 City Tax Lists to correct clerical errors in assessments in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same are approved.

(See Files of the Board of Aldermen.)

Alderman Lockhart presents the report of the Dexter Asylum for the week ending March 11, 1939, and upon his motion the same is read and received.

From His Honor Mayor Collins is received a communication appointing Frank E. Waterman to be Commissioner of Public Works for the term of three years ending on the first Monday in January, A. D. 1942, and the same is read and the appointment is not confirmed.

IN CITY COUNCIL.

(City Council File, March 16, 1939.)

No. 76. Statement of the City Auditor for the Month of January, 1939.

No. 77. Report of the City Messenger for the Month of February, 1939.

No. 78. Annual Report of the Public Service Engineer.

No. 79. Annual Reports of the Local Federal and State Relief Administrator and of the Director of Public Welfare and Local Director of Aid to Dependent Children.

No. 80. Resolution Directing the City Solicitor to Apply for Legislation Relative to an Agreement with the Town of North Providence for the Disposal of its Sewage through the Sewage System of the City of Providence.

(Approved March 21, 1939.)

RESOLVED, That the City Solicitor is hereby directed to apply to the General Assembly for authority to enter into an agreement with the Town of North Providence for the disposal of North Providence sewage in, by and through the sewer system of the City of Providence, substantially in accordance with the accompanying draft act.

STATE OF RHODE ISLAND, &C.
IN GENERAL ASSEMBLY,
JANUARY SESSION, A. D. 1939.

AN ACT

TO AUTHORIZE THE CITY OF PROVIDENCE AND THE TOWN OF NORTH PROVIDENCE TO CONTRACT FOR THE DISPOSITION OF THE SEWAGE OF SAID NORTH PROVIDENCE BY MEANS OF THE SEWER SYSTEM OF SAID PROVIDENCE.

It is enacted by the General Assembly as follows:

SECTION 1. The city council of the city of Providence and the town council of the town of North Providence are hereby authorized and empowered, in behalf of said city and town respectively, from time to time, to enter into a contract or contracts to make suitable provision by which the town of North Providence may connect the drains and sewers now or hereafter built in said town, or any portion or portions thereof, with and dispose of said town's sewage or any portion or portions thereof, in, by, and through the sewer system of the city of Providence upon such terms and conditions as may be mutually agreed upon by said city and town councils.

SEC. 2. This act shall take effect upon its passage.

No. 81. Resolution Approving a State Unemployment Relief Program for the Month Ending March 31, 1939.

(Approved March 21, 1939.)

RESOLVED, That the City Council of the City of Providence hereby approves the accompanying program for the City of

Providence for the month ending March 31, 1939, in accordance with the requirements of "The State Unemployment Relief Act of 1934."

No. 82. Resolution Praying the Administrative Government of Great Britain not to Repudiate the Balfour Declaration Relative to the Establishment of Palestine as a Jewish National Home.

(Approved March 21, 1939.)

WHEREAS, It appears by the Balfour Declaration, approved by joint resolution of Congress, and under the mandate of the League of Nations, that Great Britain has undertaken the establishment in Palestine of a National Home for the Jewish people; and

WHEREAS, It appears from reports that Great Britain has indicated a possible repudiation of its policy enunciated in and by the terms of said Balfour Declaration;

NOW THEREFORE, BE IT RESOLVED, That the members in and of the City Council of Providence, State of Rhode Island, in the United States, do respectfully and earnestly pray and petition the Administrative Government of Great Britain not to repudiate the Balfour Declaration with relation to the establishment of Palestine as a Jewish National Home; and be it further

RESOLVED, That a duly certified copy of this Resolution be transmitted by the City Clerk of the City of Providence to the Secretary of State of the United States, to be forwarded in turn by him to the United States Ambassador to the Court of St. James for transmission to the proper authority in the Administrative Government of Great Britain.

IN BOARD OF ALDERMEN.

MARCH 20, 1939.

From His Honor Mayor Collins is received a Resolution directing the City Solicitor to apply to the General Assembly for a referendum on House Bill 524, Substitute A, entitled "An Act prohibiting the use of motor devices on the highways of the State," and the same is read and not passed, a subsequent Resolution having been presented.

Also from His Honor the Mayor is received a communication appointing Frank E. Waterman to be Commissioner of Public Works for the term of three years ending on the first Monday in January, A. D. 1942, and the same is read and the appointment is not confirmed.

IN COMMON COUNCIL.

MARCH 20, 1939.

Pursuant to a Warrant issued by His Honor the Mayor, the Common Council meets this day in Special Session at 8:00 o'clock p. m.

The following Message of His Honor the Mayor is read, viz.:

CITY OF PROVIDENCE,
EXECUTIVE DEPARTMENT,
CITY HALL.

March 20, 1939.

To the Honorable the Members of the Common Council:

The main purpose in calling a special session on Monday, March 20, 1939, is:

I. To consider an appropriation covering the lowest or successful bidder on the completion and coordination of the tax survey heretofore carried on in connection with WPA, and which coordination is to be completed by an outside expert consultant.

II. To consider and appropriate funds for workers on projects connected with the Water Works System at Scituate, R. I.

Because of inability on the part of the Tax Assessors and WPA Administrator to confer on the substance of the two specifications, and the disparagement in some of the bids submitted, coupled with the possibility of the City of Providence being able to properly conduct the Water Works System at Scituate, as at present equipped, it is deemed prudent to delay further action on each of the projects above stated until a later session.

You will, therefore, be called upon to consider only urgent business at this session.

Inasmuch as the first Monday in April, namely, April 3, is within the period set apart as a Passover Holiday, it is respectfully suggested that when the Council adjourns on this day, it will adjourn to meet Tuesday, April 4, prox.

Respectfully,

/s/ JOHN F. COLLINS,
Mayor.

Councilman Donovan presents the following Resolution and upon his motion the same is passed by a unanimous rising vote, viz.:

████████████████████

WHEREAS, It has pleased Almighty God to take unto Himself the soul of the beloved mother of our esteemed associate, Alfred R. Ferreira,

NOW, THEREFORE, BE IT RESOLVED, That We, the members of the Common Council of the City of Providence, while humbly bowing to the Will of an all wise Providence, sincerely condole with our colleague in his great loss, and

BE IT FURTHER RESOLVED, That we express to Councilman Ferreira and to his family our deepest sympathy in their bereavement and direct that a copy of this Resolution be spread on the records of this Common Council.

IN CITY COUNCIL.

(City Council File, March 20, 1939.)

No. 83. Resolution Directing the City Solicitor to Request that House Bill No. 524, Substitute A, Relative to Park-o-meters be Sent Back to the Committee until a Future Date.

(Approved March 21, 1939.)

WHEREAS, House Bill No. 524, Substitute "A," entitled "An Act prohibiting the use of motor devices on the highways of this State" will if adopted by the Legislature deprive the City of Providence of the revenue which the City now received from the use of park-o-meters in the streets of the City of Providence; and

WHEREAS, This revenue bears a large part of the cost of traffic regulation in the City of Providence, and if discontinued will necessitate the finding of other and additional sources of revenue or an increase in the amount of taxes paid by the people of Providence;

NOW THEREFORE BE IT RESOLVED, That the City Solicitor is hereby directed to request the General Assembly that the Act

be sent back to the Committee until such time as the City of Providence through the City Council may express its views as opposed to the passage of this Bill through the City Solicitor to the Committee before which such Bill is pending ; and

BE IT FURTHER RESOLVED, That a copy of this Resolution be transmitted to the Honorable Hugo A. Clason, Speaker of the House of Representatives with the request that the Honorable Speaker cause the same to be read when the said House Bill 524 Substitute "A" comes up for consideration by the Honorable the House of Representatives.

IN COMMON COUNCIL.

APRIL 5, 1939.

The Committee on Claims reporting adversely thereon, it is voted that the following petitioners be granted leave to withdraw, viz.: Carmel Gendron, for compensation for injuries; Henry W. Billings, Mabel L. Blaney, J. Cossock and Sons, Inc., and Alexander C. Tainsh, for compensation for damages.

IN CITY COUNCIL.

(City Council File, April 5, 1939.)

No. 84. Statement of the City Auditor for the Month of February, 1939.

No. 85. Report of the City Treasurer for the Month of February, 1939.

CHAPTER 973.

No. 86. An Ordinance in Amendment of Section 2 of Chapter 55 of the Revised Ordinances of 1914, Entitled "Salaries" and the Ordinances in Amendment Thereof and in Addition Thereto, Fixing the Compensation of Assistants in the Office of the City Sergeant.

(Approved April 7, 1939.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. That paragraph in Section 2 of Chapter 55 of the Revised Ordinances of 1914, entitled "Salaries" as amended by Chapter 489 of the Ordinances, approved December 18, 1925, which reads:

"To assistants to the City Sergeant, clerk, Class L; clerk, Class J, switchboard operator, Class J"
is hereby amended so as to read:

"To assistants to the City Sergeant, clerk Class K; clerk, Class J; switchboard operator, Class J."

SEC. 2. This Ordinance shall take effect and become operative upon its passage.

No. 87. Resolution Transferring the Sum of \$250,000.00 from the Reserved Fund to the Appropriation for Loans Appropriation Account.

(Approved April 7, 1939.)

RESOLVED, That the sum of two hundred and fifty thousand dollars (\$250,000.00) be and the same is hereby transferred from the Reserved Fund to the appropriation for Loans Appropriation Account as made by City Council Resolution No. 293, approved September 30, 1938; said sum to be used for the payment and cancellation of notes issued in anticipation of taxes.

IN BOARD OF ALDERMEN.

A P R I L 6, 1 9 3 9.

Upon recommendation of the Superintendent of Health, the following persons are granted licenses to remove swill and offal in accordance with their several petitions, viz.:

Manuel Amaral	John Oliver
Hector Blais	Joseph M. Oliver
S. M. W. Brown	Henry O'Neil
Henry DiCenzo	Manuel Perry
Stephen J. Duell	Charles W. Pray, Jr.
David E. Goggin	Manuel Rose
Andrew J. Johnson	George M. Ryan
Manuel L. Mello	Arthur Soullier
Tony Merril	John A. Souto
	Manuel Viara

Upon recommendation of the Inspector of Milk, certain persons, firms and corporations are severally granted licenses to

sell, exchange and deliver milk, cream and skimmed milk in the City of Providence.

(See Files of the Board of Aldermen.)

The Accounts for

Dexter Asylum Payroll.....	\$412.72
Asylum Walls and Buildings.....	10.72

are severally presented, examined and allowed and the Clerk is authorized to certify to the same.

Alderman Duggan, for the Committee on Streets, presents the following Order of the Board of Aldermen, and upon his motion the same is read and passed, viz.:

RESOLVED, DECREED AND ORDERED, That the portion of Marengo street from Eddy street to the Harbor Line has ceased to be useful to the public and the same is abandoned as a highway and the damage to the abutters is appraised at nothing and so awarded; and

IT IS FURTHER ORDERED, That the Superintendent of Street Signs and Numbers be and he is hereby directed to cause a sign to be placed at each end of said Marengo street, as aforesaid having thereon the words, "Not a Public Highway" and

IT IS FURTHER ORDERED, That after entry of this order or decree the City Clerk shall cause a notice thereof to be published in a newspaper, published in the County of Providence, at least once each week for three successive weeks and a further and personal notice shall be served by the City Sergeant upon every owner abutting upon that part of Marengo street which has been abandoned, who is known to reside within the State.

From the Board of Tax Assessors are received various communications relative to changes in the 1937 and 1938 City Tax Lists to correct clerical errors in assessments in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same are approved.

(See Files of the Board of Aldermen.)

Alderman Duggan, for the Committee on City Property, also presents the following Resolution and upon his motion the same is read and passed, viz.:

RESOLVED, That His Honor the Mayor is hereby authorized to execute a lease of certain land on Kinsley avenue to the Providence Fruit and Produce Building Inc. for a term of one year at a rental of One Thousand Dollars per year, payable in equal monthly installments, in advance, substantially in accordance with the accompanying draft lease.

LEASE.

THIS INDENTURE OF LEASE, made and entered into this first day of April, in the year of our Lord one thousand nine hundred and thirty-nine, by and between the City of Providence, a municipal corporation created by the General Assembly of the State of Rhode Island, of the first part, lessor, and Providence Fruit and Produce Building Inc., a corporation organized and existing under the laws of the State of Rhode Island, of the second part, lessee.

WITNESSETH, that the said lessor for and in consideration of the rents and covenants hereinafter specified and contained, on the part of the said lessee, its successors and assigns, to be kept and performed, does hereby demise and lease unto the said lessee, its successors and assigns, for the term of one year beginning on the first day of April, A. D. 1939, those two certain tracts or parcels of land situated on the southwesterly side of Kinsley avenue, in said City of Providence, bounded and described as follows:

PARCEL NO. 1.

Beginning at a point marked "T" in the southwesterly line of Kinsley avenue as shown on that certain accompanying plat entitled, "Providence, R. I., City Engineer's Office, City Property Dep't. April 4, 1939, 057980," and at the northeasterly corner of land now or formerly of Merchants Cold Storage and

Warehouse Company, thence southeasterly and bounding northeasterly on Kinsley avenue one hundred ninety-three and forty-five one hundredths (193.45) feet to a point marked "M" on said plat, at a twenty-one foot right of way, thence southerly making an interior angle of $116^{\circ} 03' 23''$ and bounding easterly on said right of way two hundred one and sixteen one hundredths (201.16) feet to a point marked "D" on said plat in the northerly set-back line of Harris avenue, thence westerly along said set-back line and bounding southerly on a twenty (20.00) foot strip of land reserved for future highway widening one hundred fifty-nine and forty-five one hundredths (159.45) feet to a point marked "A" on said plat at land now or formerly of Merchants Cold Storage and Warehouse Company, thence northerly making an interior angle of $76^{\circ} 38' 48''$ and bounding westerly on said Warehouse Company land one hundred thirty-eight and twenty one hundredths (138.20) feet to a point marked "R" on said plat, thence westerly at a right angle and bounding southerly on land now or formerly of said Warehouse Company, eighty (80.00) feet to a corner at a point marked "S" on said plat, thence northerly at a right angle and bounding westerly on land now or formerly of said Warehouse Company one hundred thirty-six and eighty-six one hundredths (136.86) feet to a point marked "T" on said plat in the southwesterly line of Kinsley avenue and the point and place of beginning.

Said parcel is designated by the letters T-M-D-A-R-S-T and contains approximately 40,239 square feet of land.

PARCEL NO. 2.

Beginning at a point marked "N" in the southwesterly line of Kinsley avenue at the northeasterly corner of said right of way as shown on said plat hereinbefore referred to, thence southeasterly and bounding northeasterly on Kinsley avenue two hundred two and ten one hundredths (202.10) feet to a point marked "O" on said plat, thence southwesterly making an interior angle of $106^{\circ} 20' 32''$ and bounding southeasterly on

other land of this grantor under lease to Socony-Vacuum Oil Co., Inc., twenty-four and forty-one one hundredths (24.41) feet to a point marked "P" on said plat, thence westerly making an interior angle of $106^{\circ} 20' 32''$ and bounding southerly on land of this grantor under lease to Dorothy Katz, a month to month tenant, sixty (60.00) feet to a point marked "Q" on said plat, thence southwesterly making an exterior angle of $106^{\circ} 20' 32''$ and bounding southeasterly on land occupied by said Dorothy Katz, sixty (60.00) feet to a point marked "J" on said plat in the northerly set-back line of Harris avenue, thence westerly along said set-back line and bounding southerly on a twenty (20.00) foot strip of land reserved for future highway widening, eighty-six and thirty-five one hundredths (86.35) feet to a point marked "G" on said plat at said right of way, thence northerly at a right angle and bounding westerly on said right of way one hundred ninety and fourteen one hundredths (190.14) feet to a point marked "N" in the southwesterly line of Kinsley avenue and the point and place of beginning.

Said parcel is designated by the letters N-O-P-Q-J-G-N and contains approximately 18,644 square feet of land.

Together with all the right, title and interest of the lessor in and to the twenty-one (21.00) foot right of way, extending from Kinsley avenue to Harris avenue, and designated by the letters N-G-D-M.

TO HAVE AND TO HOLD, the same with all the rights and privileges thereof to said lessee, its successors and assigns, for and during the term of one year from the first day of April, A. D. 1939, they yielding and paying therefor as a yearly rent the sum of One Thousand (\$1,000.00) Dollars, payable in equal monthly installments in advance.

PROVIDED, ALWAYS, and this lease is made upon the following express conditions: That said lessee, its successors and assigns, shall during the continuance of this lease use and occupy the aforescribed premises for the purpose of parking automobiles; that they shall observe and abide by all statutes, laws, ordinances, rules and regulations which are now in force or which

may be hereafter in force relative to the parking of automobiles ; that they shall observe and abide by all statutes, laws, ordinances, rules and regulations which are now in force or which may be hereafter in force relative to the parking of automobiles in the City of Providence ; that they shall not use or occupy or suffer said premises, or any part thereof, to be used or occupied for any unlawful business or any unlawful or immoral purposes whatsoever ; that they will preserve the peace and maintain good order on said premises at all times ; that they will not assign, sublease or part with the possession of the whole or any part of the demised premises without first obtaining the written consent of the lessor, acting by and through the Joint Standing Committee on City Property.

It is further understood and agreed by and between the parties that the lessee may cross and recross the leased property and the twenty (20) foot reserved strip to and from Harris avenue and may build suitable driveways along Harris avenue as an entrance or outlet to or from said leased premises to Harris avenue in addition to the present entrance to said premises and may use said driveways to enter or leave said premises.

It is further understood and agreed by and between the parties hereto that any buildings or other improvements now or hereafter erected on said leased premises are and shall be held at the sole risk of the said lessee, its successors and assigns.

And it is further understood and agreed that upon any violation of any of the foregoing conditions or covenants, the said lessor, by any agent duly authorized, shall be at liberty to terminate this lease after ten days notice in writing to said lessee of said violation, provided said violation has not ceased within said ten day period, and may thereupon lawfully and without further notice or demand, enter into and upon said premises and repossess the same as of their former estate.

And it is further understood and agreed by and between the parties hereto that if the said lessee, its successors and assigns, shall not within one month from and after the expiration or other termination of this lease remove any and all buildings,

structures and other improvements now or hereafter erected on said premises by said lessee, the same shall become and be the sole and lawful property of the said lessor.

It is further understood and agreed by and between the parties hereto that all buildings and improvements erected or placed upon said land are and shall be pledged for the payment of all rents accruing or owing under this lease. And at any time after default in the payment of any rent or sum of money accruing or owing under this lease, and such default shall have continued for the space of thirty (30) days from and after written notice as hereinafter provided is served upon the lessee, it shall be lawful for the lessor to enforce said pledge by selling the buildings and improvements, or any of them on said premises at public auction, first giving notice once a week at least for three successive weeks of the time and place of such sale by advertisement in some newspaper published in said City of Providence; and in its or their own name or names, or as the attorney or attorneys of the lessee, (for that purpose by those presents duly authorized and appointed with full power of substitution and revocation) to make, execute and deliver to the purchaser or purchasers thereof good and sufficient transfers or bills of sale thereof; and to receive the proceeds of such sale or sales, and from such proceeds to retain the amount of rent then due from the lessee and all other sums of money accruing or owing under this lease, together with the expenses incident to such sale or sales, rendering and paying the surplus of said proceeds, if any there be, to the lessee; said notice may be served by leaving the same at any office or any officer of said corporation on the premises hereby leased with any person there employed, or by posting the same on any outer door of any building of any such officer now or hereafter on said premises.

It is furthermore agreed by and between the parties that if the City Council of the City of Providence shall determine that the premises hereby leased are needed for public or municipal purposes, the lessor acting by and through said City Council may terminate this lease upon giving the lessee at least four months notice in writing.

IN TESTIMONY WHEREOF, the said parties have caused these presents to be executed and their corporate seals to be hereunto affixed, the City of Providence by John F. Collins, its Mayor, thereunto duly authorized, and Providence Fruit and Produce Building Inc. by
 its _____ thereunto duly authorized.

Signed, sealed and delivered }
 in presence of }

.....

CITY OF PROVIDENCE

By
 Mayor.

PROVIDENCE FRUIT AND
 PRODUCE BUILDING, INC.

By

STATE OF RHODE ISLAND,
 PROVIDENCE SC.

In the City of Providence, on the _____ day of April, A. D. 1939, then personally appeared before me the above named John F. Collins, Mayor of the City of Providence, to me known and known by me to be the party executing the foregoing instrument, and acknowledged said instrument by him executed in the name and behalf of said City of Providence to be his free and voluntary act and deed and the free and voluntary act and deed of said City of Providence.

.....

STATE OF RHODE ISLAND,
PROVIDENCE, SC.

In the City of Providence, on the _____ day of
April, A. D. 1939, then personally appeared before me the
above named _____ of
Providence Fruit and Produce Building Inc., to me known and
known by me to be the party executing the foregoing instru-
ment, and acknowledged said instrument by him executed in
the name and behalf of said Providence Fruit and Produce
Building Inc., to be his free and voluntary act and deed and
the free and voluntary act and deed of the Providence Fruit
and Produce Building Inc.

.....
.....

The Joint Standing Committee on City Property hereby
approved the within lease.

.....
Chairman.

Authorized by Resolution of the Board of Aldermen, ap-
proved April _____, 1939.

The within description is satisfactory to me.

.....
City Engineer.

Correct in form and satisfactory to me.

.....
Assistant City Solicitor.

From the Superintendent of Weights and Measures is received a communication appointing William Ernestberger as Second Deputy City Sealer, Anthony Rezendes as First Deputy City Weigher and Hugh J. Christy as Second Deputy City Weigher and the same is read and upon motion of Alderman McCabe the appointments are disapproved.

From His Honor Mayor Collins is received a communication appointing Frank E. Waterman to be Commissioner of Public Works for the term of three years ending on the first Monday in March, A. D. 1942 and the same is read and the appointment is not confirmed.

Alderman Duggan presents the reports of the Dexter Asylum for the weeks ending March 18, 25 and April 1, 1939, and upon his motion the same are read and received.

Alderman Duggan also presents the report of the City Clerk for the quarter ending March 31, 1939, and upon his motion the same is read and received.

Alderman Duggan, for Alderman Eden, also presents the petitions of various persons for permission to keep and sell fireworks, the same bearing the recommendation of the Bureau of Police and Fire, and upon his motion the same are read and granted.

(See Files of the Board of Aldermen.)

Alderman Duggan, for Alderman Eden, also presents the following Resolution, and upon his motion the same is read and passed, viz.:

WHEREAS, for the past twenty-three years Frank C. Pettis has generously donated the use of Sunshine Island situated in the Providence River, together with the buildings thereon, to the Providence Floating Hospital Association for the purpose of carrying on its splendid work in providing health and recreation facilities for many underprivileged children; now, therefore

BE IT RESOLVED, that the Board of Aldermen hereby expresses its sincere thanks and appreciation to Mr. Pettis for his

charitable and continuous cooperation in aiding such a worthy cause; and further

BE IT RESOLVED, that a copy of this Resolution be forwarded to Frank C. Pettis and that the same be recorded on the permanent records of the Board of Aldermen of the City of Providence.

IN CITY COUNCIL.

(City Council File, April 6, 1939.)

No. 88. Report of the City Messenger for the Month of March, 1939.

No. 89. Report of the Joint Standing Committee on Sewers Relative to the Disposal of Sewage of the Town of North Providence.

No. 90. Budget of the Providence School Committee for the Fiscal Year Ending September 30, 1940.

No. 91. Annual Report of the Board of Park Commissioners.

CHAPTER 974.

No. 92. An Ordinance in Amendment of Chapter 370 of the Ordinances Approved June 6, 1923, Entitled "An Ordinance Zoning the City of Providence and Establishing Height, Area and Use Districts."

(Approved April 7, 1939.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. The Zoning Map accompanying and made a part of Chapter 370 of the Ordinances approved June 6, 1923, entitled "An Ordinance Zoning the City of Providence and establishing Height, Area and Use Districts" is hereby amended by changing from Dwelling House District B-1 to Apartment House District D-1, certain land located on the northerly and southerly sides of East Manning street, bounded and described as follows:

Beginning at a point in the southerly line of East Manning street one hundred (100) feet westerly from the southwest corner of East Manning street and Wayland avenue; thence southerly along the easterly line of lot number 40 on Assessors' Plat 14, and the westerly line of Business District C-1, one hundred (100) feet to the southeasterly corner of said lot number 40; thence westerly along the southerly line of lots numbered 40, 41, 42, 43, 44 and 45 on said Assessors' Plat 14 to the southwesterly corner of said lot number 45; thence northerly along the westerly line of said lot number 45, fifty (50) feet to the southeasterly corner of lot number 46; thence westerly along the southerly line of said lot number 46, twenty (20) feet to the northeasterly corner of lot number 47; thence southerly

along the easterly line of said lot number 47 fifty (50) feet to the southeasterly corner of lot number 47; thence westerly along the southerly line of lot number 47 eighty (80) feet to the easterly line of Gano street; thence crossing Gano street to the southeasterly corner of lot number 49; thence continuing westerly along the southerly line of lot number 49 one hundred (100) feet to the southwest corner of said lot number 49; thence northerly along the westerly line of lots numbered 49 and 48, one hundred (100) feet to the southerly line of East Manning street; thence continuing northerly crossing East Manning street and along the westerly line of lots numbered 16, 17 and 18 and the westerly line of Apartment House District D-1, to the northwest corner of lot number 18; thence easterly along the northerly line of said lot number 18 one hundred (100) feet to Gano street; thence southerly along the westerly line of Gano street to the northeasterly corner of lot number 17 and the corner of Dwelling House District B-1; thence easterly crossing Gano street along the line of said Dwelling House District B-1 and the northerly line of lots numbered 20 and 22 one hundred fifty (150) feet to the northeasterly corner of lot 22, and the westerly line of lot number 23; thence northerly along the westerly line of said lot number 23 and along the line of Dwelling House District B-1 to the northwesterly corner of lot number 23; thence easterly and southeasterly along the northerly and northeasterly line of lots numbered 23, 24, 25, 26 and 27 and also along the northerly and northeasterly line of Dwelling House District B-1 to the northeast corner of lot number 27; thence southerly along the easterly line of lot number 27 and the westerly line of Business District C-1 to the northerly line of East Manning street; thence continuing across East Manning street to the northeast corner of lot number 40 and the point and place of beginning. And includes the whole of lots numbered 40, 41, 42, 43, 44, 45, 46, 47, 37, 48, 49, 16, 17, 18, 20, 22, 23, 24, 25, 26 and 27 on Assessors' Plat 14.

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

CHAPTER 975.

No. 93. An Ordinance in Amendment of Chapter 370 of the Ordinances Approved June 6, 1923, Entitled "An Ordinance Zoning the City of Providence and Establishing Height, Area and Use Districts".

(Approved April 7, 1939.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. The Zoning Map accompanying and made a part of Chapter 370 of the Ordinances approved June 6, 1923, entitled "An Ordinance Zoning the City of Providence and establishing Height, Area and Use Districts" is hereby amended by changing from a Business District B-1 and C-1 to an Apartment House District C-1, certain land on the easterly and westerly sides of Academy avenue bounded and described as follows:

Beginning at a point on the easterly line of Academy avenue one hundred one and twenty-two one hundredths (101.22) feet northerly from the northeasterly corner of Academy and Wabun avenues and at the northwesterly corner of lot number 82 on Assessors' Plat 83, thence easterly along the northerly line of said lot 82 ninety-eight (98) feet more or less to the easterly line of said lot 82, thence southerly along the easterly line of lots numbered 82 and 84 and the westerly line of Dwelling House District B-1, one hundred (100) feet more or less to the northerly line of Wabun avenue, thence southerly crossing Wabun avenue to the northeasterly corner of lot 85 on said plat, thence southerly along the easterly line of lots numbered 85, 86, 87 and a portion of lot number 89 and the westerly line of Dwelling House District B-1, to the northerly line of "Apartment House District C-1", thence westerly along the said pres-

ent northerly line of "Apartment House District C-1" and crossing Academy avenue and lot number 25 to the westerly line of said lot number 25, thence northerly along the westerly line of lot number 25 to the southerly line of lot number 8, thence westerly along the southerly line of said lot number 8 to the southwesterly corner of said lot number 8, thence northerly along the westerly line of said lot number 8 to the northwesterly corner thereof, thence easterly along the northerly line of said lot number 8 and the southerly line of Dwelling House District B-1, to the westerly line of Academy avenue, thence northeasterly and crossing Academy avenue to the northwesterly corner of lot 82 on said Assessors' Plat 83 and the point and place of beginning.

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

CHAPTER 976.

No. 94. An Ordinance in Amendment of Chapter 370 of the Ordinances Approved June 6, 1923, Entitled "An Ordinance Zoning the City of Providence and Establishing Height, Area and Use Districts".

(Approved April 7, 1939.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. The Zoning Map accompanying and made a part of Chapter 370 of the Ordinances approved June 6, 1923, entitled "An Ordinance Zoning the City of Providence and establishing Height, Area and Use Districts" is hereby amended by changing from a Dwelling House District B-1 to an Apartment

House District C-1, certain land on the northerly and southerly sides of Comstock avenue, bounded and described as follows:

Beginning at a point in the northerly line of Comstock avenue, one hundred thirty-seven and fifty-three one hundredths (137.53) feet easterly from the northeasterly corner of Comstock avenue and Broad street and at the southwesterly corner of lot number 552 on Assessors' Plat 45, thence northerly along the westerly line of said lot number 552, and along the easterly line of the present Business District D-2 ninety-eight (98.00) feet to the northerly line of said lot number 552, thence easterly along the northerly line of lots numbered 552, 551, 549, 548, 547, 545, 544, 543, 542, 541, 539, 538, 537 and 536 and the southerly line of Apartment House District C-1 six hundred ninety-five (695) feet to the westerly line of lot number 535 on said plat, thence southerly along the westerly line of said lot 535 ninety-eight (98.00) feet to the northerly line of Comstock avenue, thence in a southwesterly direction and crossing Comstock avenue to the southwesterly corner of Taylor street and Comstock avenue and the northeasterly corner of lot 321 on said plat, thence southerly on the westerly line of Taylor street in the easterly line of said lot 321 thirty and nineteen one hundredths (30.19) feet to the southerly line of said lot 321, thence westerly along the southerly line of lots numbered 321 and 218 eighty and twenty-nine one hundredths (80.29) feet to the southwesterly corner of said lot 218, thence northerly along the westerly line of lot 218 nineteen and fifty one hundredths (19.50) feet to the southeasterly corner of lot number 30 on said plat, thence westerly along the southerly line of lots numbered 30 and 55 one hundred twenty and thirty-six one hundredths (120.36) feet to the southwesterly corner of said lot 55, thence northerly along the westerly line of said lot 55 ten and nineteen one hundredths (10.19) feet to the southeasterly corner of lot number 107, thence westerly along the southerly line of lots numbered 107 and 757 one hundred twenty and thirty-six one hundredths (120.36) feet to the southwesterly corner of said lot number 757, thence northerly

along the westerly line of said lot 757 twenty-one and twenty-seven one hundredths (21.27) feet to the southeasterly corner of lot number 571, thence westerly along the southerly line of lots numbered 571, 570, 569, 567 and 61 to the southwesterly corner of lot number 61; thence northerly along the westerly line of lots numbered 61 and 34, and the easterly line of Business District D-2, one hundred thirty (130) feet to the southerly line of Comstock avenue, thence crossing Comstock avenue to the southwesterly corner of lot number 552 and the point and place of beginning.

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

CHAPTER 977.

No. 95. An Ordinance in Amendment of Chapter 370, of the Ordinances Approved June 6, 1923, Entitled "An Ordinance Zoning the City of Providence and Establishing Height, Area and Use Districts".

(Approved April 7, 1939.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. The Zoning Map accompanying and made a part of Chapter 370 of the Ordinances approved June 6, 1923, entitled "An Ordinance Zoning the City of Providence and establishing Height, Area and Use Districts" is hereby amended by changing from Dwelling House District B-1 to Business District D-2, certain land at the junction of Lowell avenue and Killingly street, bounded and described as follows:

Beginning at the northeasterly corner of lot number 324 on Assessors' Plat 112; thence southerly along the westerly line of Lowell avenue to the northerly line of the present Business District D-2; thence westerly along the said northerly line of Business District D-2, to the northeasterly line of Killingly street; thence northwesterly along the said northeasterly line of Killingly street to the northwesterly corner of said lot number 324; thence easterly along the northerly line of lot number 324 to the northeasterly corner of said lot number 324 and the point and place of beginning.

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

CHAPTER 978.

No. 96. An Ordinance in Amendment of Section 5 of Chapter 45 of the Ordinances of 1914, Entitled "Poor".

(Approved April 7, 1939.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. Section 5 of Chapter 45 of the Ordinances of 1914, entitled "Poor" is hereby amended to read as follows:

"Sec. 5. The board of aldermen is hereby authorized to draw upon the city treasurer from time to time, upon the requisition of and to the order of the Director of Public Welfare, to an amount not exceeding five hundred dollars in any one month, as they shall deem necessary to be expended by said Director of Public Welfare in furnishing temporary relief in money, as provided by sections one and two of this chapter. Receipts for money expended by the Director of Public Welfare under said sections one and two shall be taken by him and deposited with

the City Auditor after approval by a committee of the board of aldermen."

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

No. 97. Resolution Ratifying the Action of the Commissioner of Public Works in Submitting Revised Estimate on P. W. A. Docket No. 1157-F to the Regional Director P. W. A. New York City.

(Approved April 7, 1939.)

WHEREAS, by Resolution No. 195, approved June 8, 1938, the City Council of the City of Providence authorized the Mayor to file an application with the United States of America through the Federal Administration of Public Works for a grant to aid in financing the construction of improvements to the waterworks system, and designated the Mayor and Commissioner of Public Works to furnish such information as the government may request, and

WHEREAS, by ordinance approved the 15th day of August, A. D. 1938, the City Council of the City of Providence accepted an offer of the Federal Emergency Administration of Public Works dated August 1, 1938, Docket No. R. I. 1157-F to aid in financing the construction of improvements to the waterworks system by making a grant to the City of Providence in the amount of 45 per cent. of the cost of the project upon completion, but not to exceed in any event the sum of \$436,379 on a total estimated cost of \$969,732, and

WHEREAS, as a result of bids received by the Board of Contract and Supply in September, 1938, it was determined that the project could be completed for a less sum than the amount originally estimated, and

WHEREAS, under date of December 5, 1938, S. Frank Nolan, Commissioner of Public Works of the City of Providence, filed with the Emergency Administration of Public Works revised copies of estimate and data supporting grant application P. W. A. Form 175 with respect to Docket No. R. I. 1157-F with respect to "Improvements Coagulation Basins", viz.:

<p>"Col. M. E. Gilmore Regional Director, P.W.A. 2 Lafayette St., New York City Dear Sir:</p>	<p>"December 5, 1938 Eng: FGS: ma Docket No. R. I. 1157-F Improvements, Coagulation Basins Scituate, R. I.</p>
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"In reference to your letter of November 16th, addressed to Mayor James E. Dunne, we are enclosing herewith five revised copies of Estimate and Data Supporting Grant Application, P.W.A. form 175, and will request, after City Council's approval, that the amount of the grant on the above docket be reduced to \$324,210.60.

"The attached estimate replaces Items 1 to 18 inclusive in the Approximate Estimate of Quantities and Cost in the data supporting grant application for Docket R. I. 1157-F entitled 'Concrete Linings and other Improvements for the Coagulation Basins.'

"If any further information is desired relative to the enclosed estimate, we will be glad to furnish it to you upon request.

"Yours very truly,

"S. FRANK NOLAN,
"Commissioner of Public Works."

AND WHEREAS said revised estimate and data supporting grant application as revised reduced the estimated cost of the project from \$969,732.00 to \$720,468.00, and

WHEREAS said revised estimate and data supporting grant application as revised reduced the amount of grant requested from \$436,379.00 to \$324,210.60,

NOW THEREFORE, BE IT RESOLVED, That the said action of the Commissioner of Public Works, S. Frank Nolan, submitting revised copies of the estimate and data supporting grant application, P.W.A. Form 175 under date of December 5, 1938, advising the Regional Director P.W.A., New York City, that he will request after City Council approval, that the amount of the grant on the above Docket be reduced to \$324,210.60, be and the same is hereby ratified and approved, and

BE IT FURTHER RESOLVED, That His Honor the Mayor be and he is authorized to execute and file an application on behalf of the City of Providence to the United States of America for a revised grant to aid in financing the construction of improvements to the waterworks system, and

BE IT FURTHER RESOLVED, That the Mayor and the Commissioner of Public Works be and they are hereby authorized and directed to furnish such information as the United States of America through the Federal Emergency Administration of Public Works may reasonably request in connection with the application for the revised grant which is hereby authorized to be filed.

FEDERAL EMERGENCY ADMINISTRATION OF PUBLIC WORKS
DATA SUPPORTING GRANT APPLICATION (REVISED)
State—Rhode Island

1. Exact corporate name of applicant—City of Providence
3. Estimate of cost of project:
 - (a) Preliminary expenses\$ 3,500.00
 - (b) Cost of land, rights-of-way, easements.... 0
 - (c) Construction cost:

List of items of break-down, giving quantities and unit prices:

See attached estimate\$613,585.00

Contingencies 61,359.00

Total Construction Cost\$674,944.00

(d) Engineering, architectural, and other fees for technical service. The basis upon which this item is computed should be clearly indicated	28,824.00
(e) Legal, administrative, and overhead costs, etc.	0
(f) Interest during construction.....	13,200.00
Total estimated cost of project.....	\$720,468.00
(h) Amount of funds to be furnished by the applicant from sources other than the Government 100%	720,468.00
(i) Amount of grant requested—45%	324,210.60

CONCRETE LININGS AND OTHER IMPROVEMENTS FOR THE
COAGULATION BASINS AT WATER PURIFICATION WORKS
REVISED ESTIMATE OF QUANTITIES AND COST
DECEMBER 5, 1938

ITEM

1	Removal of Sludge from North Coagulation Basin, Lump Sum	\$ 750.00
2	Removal of Sludge from South Coagulation Basin, Lump Sum	1,800.00
3	10 Acres, Clearing and Grubbing, \$100.00 per acre	1,000.00
4	Removal of Dry Masonry Stone Walls, 760 lin ft., \$0.50 per lin. ft.....	380.00
5	Removal of Soil—4,200 cu. yds., \$0.30 per cu. yd.	1,260.00
6	Earth Excavation—247,300 cu. yds., \$0.30 per cu. yd.	74,190.00
7	Rock Excavation—50,000 cu. yds., \$3.00 per cu. yd.	150,000.00
8	Removal of Riprap from Slopes of Dams and Baffles in the North Basin, Lump Sum	5,000.00

9	Removal of Riprap from Slopes of Dams and Baffles in South Basin, Lump Sum	11,000.00
10	Refill and Embankment in Bulk—63,000 cu. yds., \$0.30 per cu. yd.	18,900.00
11	Rolled Refill and Embankment—50,000 cu. yds., \$0.50 per cu. yd.	25,000.00
12	Soil Dressing—7,700 cu. yds., \$1.00 per cu. yd.	7,700.00
13	Grassing—10 acres, \$250.00 per acre.	2,500.00
14	Portland Cement—51,000 bbls., \$2.25 per bbl.	114,750.00
15	Concrete Lining in Basins, 31,100 cu yds., \$3.50 per cu. yd.	108,850.00
16	Concrete Wells, Drain Chambers, Walk-Ways, Curbing, etc.—2,700 cu. yds., \$15.00 per cu. yd.	40,500.00
17	Steel Fabric Reinforcement, 18,000 sq. yds., \$0.20 per sq. yd.	3,600.00
18	Steel for Reinforcing Concrete—68,000 lbs., \$0.04 per lb.	2,720.00
19	Miscellaneous steel and iron—25,000 lbs. \$0.11 per lb.	2,750.00
20	12-inch vitrified pipe—4,000 lin. ft., \$1.25 per lin. ft.	5,000.00
21	6-inch Cast Iron Water Pipe—5,700 lin. ft., \$1.75 per lin. ft.	9,975.00
22	Post Hydrants and Valves, Lump Sum	1,400.00
23	18 Catch Basins, Lump Sum	1,800.00
24	48-inch Pre-cast Concrete Pipe—235 lin. ft., \$16.00 per lin. ft.	3,760.00
25	8-inch Penetration Macadam—8,000 sq. yds., \$1.50 per sq. yd.	12,000.00
26	4 Motor-Operated Quick-Opening 36"x36" Sluice Gates and Appurtenances, Lump Sum	5,000.00
27	Engineer's Field Office, Lump Sum	2,000.00

\$613,585.00

No. 98. Resolution Dedicating for Park and Playground Purposes the Parcel of Land Situated at the Northeasterly Corner of Borden and Clay Streets.

(Approved April 7, 1939.)

RESOLVED, That the City Council of the City of Providence hereby dedicates the following tract or parcel of land for park and playground purposes, the same having been formerly the site of the old gasometer building, which was purchased by the City of Providence at tax sale in accordance with the provisions of Chapter 2259 of the Public Laws of 1935, viz.:

That certain tract or parcel of land situated in said City of Providence at the northeasterly corner of Borden and Clay streets, bounded and described as follows:

Beginning at the northeasterly corner of Borden and Clay streets, thence northerly in the easterly line of Clay street and bounding westerly on Clay street one hundred sixty and forty-four one hundredths (160.44) feet to the southerly line of Crary street, thence easterly in the southerly line of Crary street and bounding northerly on said Crary street one hundred sixty and seventy-five one hundredths (160.75) feet to a corner, thence southerly and making an interior angle of $89^{\circ} 59' 20''$ and bounding easterly in part on land now or formerly of Michael P. Riccitelli and in part on land now or formerly of Josephine DiMauro one hundred sixty and forty-four one hundredths (160.44) feet to the northerly line of Borden street, thence westerly in the northerly line of Borden street and bounding southerly on said Borden street one hundred sixty and seventy-five one hundredths (160.75) feet to the easterly line of Clay street and the point and place of beginning.

Said parcel contains approximately 25,791 square feet of land.

No. 99. Resolution Authorizing the Board of Contract and Supply to Acquire by Purchase Two Parcels of Land from the New York, New Haven and Hartford Railroad Company.

(Approved April 7, 1939.)

RESOLVED, That the Board of Contract and Supply is hereby authorized and directed to acquire by purchase, whenever the deeds and titles thereto shall be approved by the City Solicitor, two parcels of land from the New York, New Haven and Hartford Railroad Company, known as lots 179 and 317 on Assessors' Plat 22, all in accordance with the offer of said company dated March 22, 1939, providing that new railroad tracks to be laid in the highway shall be subject to the general agreement between the City and the Railroad Company governing the occupation of rails and the operation of trains in Allens avenue. Payment shall be in the sum of Five Thousand Six Hundred and Sixty (\$5,660.00) Dollars, which sum or so much thereof as may be necessary is hereby appropriated for the purchase of said lots 179 and 317, the same to be charged to the Loan Account authorized by Resolution No. 311, approved November 2, 1938, relative to the building of a viaduct on Point and Eddy streets, including the purchase and condemnation of land for the widening of said streets. (P.W.A. Docket No. 1173-F.)

No. 100. Resolution Authorizing His Honor the Mayor to Convey to Martha M. Macomber a Strip of Land on the Westerly Side of Winter Street.

(Approved April 7, 1939.)

RESOLVED, That His Honor the Mayor of the City of Providence be and he is hereby authorized, empowered and directed to execute and deliver to Martha M. Macomber, of Providence, in

consideration of the sum of one hundred and fifty (\$150.00) dollars, a deed to a certain strip of land located on the westerly side of Winter street, measuring one foot in width and extending one hundred and ninety-nine one hundredths (100.99) feet along Winter street, bounding westerly on land of said Martha M. Macomber and containing approximately one hundred and one (101) square feet of land, the former owner having released his statutory right to repurchase the same.

No. 101. Resolution Approving a State Unemployment Relief Program for the Month Ending April 30, 1939.

(Approved April 7, 1939.)

RESOLVED, That the City Council of the City of Providence hereby approves the accompanying program for the City of Providence for the month ending April 30, 1939, in accordance with the requirements of "The State Unemployment Relief Act of 1934."

No. 102. Resolution to Pay to John T. Clarke the Sum of \$1.00 for Refund of Poll Tax Erroneously Assessed.

(Approved April 7, 1939.)

RESOLVED, That to John T. Clarke the sum of One Dollar (\$1.00) be allowed, said sum representing refund on 1936 Poll Tax erroneously assessed.

Said sum to be paid in the ordinary course of payments by the City of Providence, according to the ordinances governing such payments.

No. 103. Resolution to Pay to Carmine DiFiore the Sum of \$1.00 for Refund of Poll Tax Erroneously Assessed.

(Approved April 7, 1939.)

RESOLVED, That to Carmine DiFiore the sum of One Dollar (\$1.00) be allowed, said sum representing refund on 1936 Poll Tax erroneously assessed.

Said sum to be paid in the ordinary course of payments by the City of Providence, according to the ordinances governing such payments.

No. 104. Resolution to Pay to Robert F. Flynn the Sum of \$22.00 as Compensation for Damages.

(Approved April 7, 1939.)

RESOLVED, That to Robert F. Flynn, the sum of Twenty-two Dollars (\$22.00) be allowed whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for damages to automobile sustained on January 23, 1939, by reason of machine being struck on Fountain street by a Police Car; said sum to be paid in the ordinary course of payments by the City of Providence, according to the ordinances governing such payments and charged to the appropriation for the Police Department, Item 2.

No. 105. Resolution to Pay to Harry H. Smith the Sum of \$7.00 as Compensation for Damages.

(Approved April 7, 1939.)

RESOLVED, That to Harry H. Smith the sum of Seven Dollars (\$7.00) be allowed whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for compensation for damages to automobile sustained on September 27, 1938, while machine was stopped at a traffic light at the inter-

section of Charles street and Branch avenue, by reason of Fire Department truck striking left front mudguard of petitioner's machine; said sum to be paid in the ordinary course of payments by the City of Providence, according to the ordinances governing such payments and charged to the appropriation for the Fire Department, Item 2.

No. 106. Resolution Refunding Various Taxes Erroneously Assessed.

(Approved April 7, 1939.)

RESOLVED, That to the following persons, firms and corporations the sum set opposite their names be refunded, said sum representing overpayment of personal property taxes; said taxes having been subsequently reduced through a certificate of correction filed by the Board of Tax Assessors with the Board of Aldermen; said sum to be paid in the ordinary course of payments by the City of Providence according to the ordinances governing such payments.

1936	
David Bogdian	\$ 2.78
1937	
Edith M. Stewart	88.00
1938	
Maida P. Stearns	71.60
William A. Horan	42.40
John H. Buss	21.60
John W. Kennedy	19.50
McCarthy Freight Co., Inc.	184.80
Paulina Young	32.00
Carolyn M. Reese	14.40
Gertrude King	4.20

Mary G. Tucker	22.00
Providence Electric Co., Inc.	122.40

Nos. 107-110. Inc. Resolutions Permitting Certain
Persons, Firms or Corporations to Erect Gasoline
Stations.

(Approved April 7, 1939.)

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 Inspector of Buildings 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, viz.:

No. 107. Salvatore Chiappinelli (Gulf Oil Company, Lessee), 296-302 Hartford avenue, Lots 434 and 451, Plat 107; 3 pumps.

No. 108. City of Providence (Daniel P. Fox, Lessee), 390 Elmwood avenue, Lot 364, (part) Plat 49; 5 pumps.

No. 109. Ecco, Inc., 169-171 Allens avenue, Lot 199, Plat 46; 5 pumps.

No. 110. Pasquale Malafrente, 665 Eddy street, Lot 24, Plat 46; 3 pumps.

The erection or location of any buildings or structures not shown on the original plat on file with the Inspector of Buildings or any change in the location of buildings or structures from that shown on said plat shall be deemed a violation of this permit.

IN BOARD OF ALDERMEN.

APRIL 20, 1939.

Upon recommendation of the Superintendent of Health, the following persons are granted licenses to remove swill and offal in accordance with their several petitions, viz.:

Onorato Colletti
Winifred A. Elderkin
Joseph Viara

Upon recommendation of the Inspector of Milk, certain persons, firms and corporations are severally granted licenses to sell, exchange and deliver milk, cream and skimmed milk in the City of Providence.

(See Files of the Board of Aldermen.)

From the Board of Tax Assessors are received various communications relative to changes in the 1938 City Tax Lists to correct clerical errors in assessments in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same are approved.

(See Files of the Board of Aldermen.)

Alderman Duggan presents the petitions of Franklin A. Bowman, William A. Watson and John R. White to be appointed as Weighers of Coal and Other Merchandise for the remainder of the term ending on the first Monday in January, A. D. 1941 and upon his motion the same are read and granted.

Alderman Lockhart presents the reports of the Dexter Asylum for the weeks ending April 8 and 15, 1939, and upon his motion the same are read and received.

From His Honor Mayor Collins is received a communication appointing Frank E. Waterman to be Commissioner of Public Works for the term of three years ending the first Monday in March, A. D. 1942 and the same is read and the appointment is not confirmed.

IN COMMON COUNCIL.

MAY 1, 1939.

Upon nomination by Councilman Phillips, William A. Needham is elected, on the part of the Common Council, City Solicitor for the term of three years ending on the first Monday in May, A. D. 1942.

Upon nomination of Councilman Farrell, Charles B. Mackinney is elected, on the part of the Common Council, a member of the Board of Park Commissioners for the term of three years ending on the first Monday in May, A. D. 1942.

The Committee on Claims reporting adversely thereon, it is voted that the following petitioners be granted leave to withdraw, viz.: Petroleum Service Co., Inc., Eugene W. Brown, Honora F. Farrell, Charles E. Bates, Mariano Comello and Prescott H. Pierce, for compensation for injuries and damages.

Councilman James F. McCaffrey presents the following Resolution, and upon his motion the same is read and passed, viz.:

WHEREAS, on the 30th day of April, 1939, the twelfth child, a son, William L., Jr., was born to our fellow Councilman William L. Hickey and Mrs. Hickey,

NOW THEREFORE BE IT RESOLVED, That this Common Council herewith extend to Councilman and Mrs. Hickey its heartiest congratulations.

IN CITY COUNCIL.

(City Council File, May 1, 1939.)

No. 111. Statement of the City Auditor for the Month of March, 1939.

No. 112. Report of the City Treasurer for the Month of March, 1939.

No. 113. Two Hundred Fortieth Quarterly Report of the Board of Commissioners of Sinking Funds.

No. 114. Report of the Harbor Master for the Quarter Ending March 31, 1939.

No. 115. Eighty-Fourth Annual Report upon the Births, Marriages and Deaths.

No. 116. Report of the Bureau of Police and Fire for the Quarter Ending April 8, 1939.

No. 117. Resolution to Define the Grade of Yarmouth Street.

(Approved May 3, 1939.)

RESOLVED, That the Board of Aldermen is hereby requested to define the grade of Yarmouth street, from Reservoir avenue to Narragansett avenue, as delineated on plan and profile 044177 on file in the office of the City Engineer.

IN BOARD OF ALDERMEN.

MAY 4, 1939.

The Board of Aldermen meets this day at 4:00 o'clock p. m., pursuant to adjournment, Hon. John F. Collins, Mayor, presiding.

The Board is called to order at 4:27 o'clock p. m.

By direction of the Mayor, the Clerk calls the roll and reports the following result:

Present: Aldermen William A. Cahir, Charles B. Coppen, John E. Duggan, Charles H. Eden, Joseph A. Lockhart and Henry A. Violet. Total 6.

Absent: Aldermen John J. Finnegan, Charles A. Gannon, Thomas S. Luongo, James H. Lynch, Jr., William E. McCabe, Frank Rao and Thomas J. Sullivan. Total 7.

Mayor Collins thereupon declares that it appears from the roll call there are six members of the Board present and seven members absent; that seven members constitute a quorum and there being no quorum no business can be transacted.

Alderman Violet moves that a recess be taken until 5:00 o'clock p. m., and this motion being seconded by Alderman Duggan is put to vote and adopted.

At 4:28 o'clock p. m., Mayor Collins declares a recess until 5:00 o'clock p. m.

At 5:25 o'clock p. m., the Board of Aldermen reconvenes.

In the absence of a quorum, at 5:26 o'clock p. m., on motion of Alderman Violet, seconded by Alderman Duggan, the Board of Aldermen adjourns to meet on Tuesday, May 9, 1939, at 4:00 o'clock p. m.

IN BOARD OF ALDERMEN.

MAY 9, 1939.

The Board of Aldermen meets this day at 4:00 o'clock p. m., pursuant to adjournment, Hon. John F. Collins, Mayor, presiding.

The Board is called to order at 4:05 o'clock p. m.

By direction of the Mayor the Clerk calls the roll and reports the following result:

Present: Aldermen William A. Cahir, Charles B. Coppen, John E. Duggan, Joseph A. Lockhart and Henry A. Violet. Total 5.

Absent: Aldermen Charles H. Eden, John J. Finnegan, Charles A. Gannon, Thomas S. Luongo, James H. Lynch, Jr., William E. McCabe, Frank Rao and Thomas J. Sullivan. Total 8.

The Mayor informs the Board that the roll call shows five members present and eight members absent.

Due to the absence of a quorum, Alderman Violet moves that the Board recess for one hour and this motion being seconded by Alderman Lockhart is put to vote and adopted.

At 4:08 o'clock p. m., Mayor Collins declares a one hour recess.

At 5:11 o'clock p. m., the Board of Aldermen reconvenes.

By direction of the Mayor the Clerk calls the roll and reports the following result:

Present: Aldermen William A. Cahir, Charles B. Coppen, John E. Duggan, Charles H. Eden, Joseph A. Lockhart, and Henry A. Violet. Total 6.

Absent: Aldermen John J. Finnegan, Charles A. Gannon, Thomas S. Luongo, James H. Lynch, Jr., William E. McCabe, Frank Rao and Thomas J. Sullivan. Total 7.

The Mayor informs the Board that the roll call shows six members present and seven members absent and it is evident that business cannot be transacted in the regular way due to the absence of a quorum.

At 5:20 o'clock p. m., on motion of Alderman Violet, the Board of Aldermen adjourns to meet on Thursday, May 11, 1939, at 4:00 o'clock p. m.

IN BOARD OF ALDERMEN.

MAY 11, 1939.

Upon recommendation of the Inspector of Milk, certain persons, firms and corporations are severally granted licenses to sell, exchange and deliver milk, cream and skimmed milk in the City of Providence.

(See Files of the Board of Aldermen.)

Upon recommendation of the Superintendent of Health, a Nuisance Order in accordance with Form C is issued against Kenneth and Helen Fairweather at 38 Salem street.

The Accounts for

Dexter Asylum Payroll	\$ 412.72
Asylum Walls and Buildings	8.45
Dexter Asylum Maintenance	3478.75

are severally presented, examined and allowed and the Clerk is authorized to certify to the same.

Upon nomination by Alderman Duggan, William A. Needham is elected, on the part of the Board of Aldermen, City Solicitor for the term of three years ending on the first Monday in May, A. D. 1942.

Also upon request of Alderman Duggan, His Honor the Mayor administers the oath of office as City Solicitor to Mr. Needham in the presence of the Board of Aldermen.

Also upon nomination by Alderman Duggan, Charles R. Mackinney is elected, on the part of the Board of Aldermen, a member of the Board of Park Commissioners for the term of three years ending on the first Monday in May, A. D. 1942.

From the Board of Tax Assessors is received a communication relative to a change in the 1938 City Tax List to correct a clerical error in an assessment against John R. Wilde, in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same is approved.

From the Common Council is received a Resolution determining the need for a Housing Authority in the City of Providence, and upon motion of Alderman Duggan, the same is indefinitely postponed.

Alderman Cahir presents the following Resolution and upon his motion the same is read and passed, viz.:

RESOLVED, That permission be and it is hereby granted to Callender, McAuslan & Troup Company "Boston Store," Robert C. Haun, Supt., for permission to alter and maintain a marquee over the entrance at that building located at 239 and 241 Westminster street, in accordance with the plans submitted herewith and under the direction of the Inspector of Buildings.

Alderman Lockhart presents the reports of the Dexter Asylum for the weeks ending April 22, 29 and May 6, 1939, and upon his motion the same are read and received.

Alderman McCabe presents various petitions for permission to keep and sell fireworks, the same bearing the recommendation of the Bureau of Police and Fire, and upon his motion the same are read and granted.

(See Files of the Board of Aldermen.)

Alderman Violet presents the bonds of the following Municipal Officer and employee and upon his motion the same are read and approved, viz.:

Director of Public Welfare. Eugene A. McGough

Clerk, City Clerk's Office. Esther F. Johnson

From the Commissioner of Public Works is received a list of curbing assessments prepared by him and certified to the Board of Aldermen for approval and the same is read and received.

IN CITY COUNCIL.

(City Council File, May 11, 1939.)

No. 118. Report of the City Treasurer on the Surrender of Coupon Bonds for the Month of February, 1939.

No. 118A. Report of the City Treasurer on the Surrender of Coupon Bonds for the Month of March, 1939.

No. 119. Report of the Joint Standing Committee on Finance on the Surrender of Coupon Bonds for the Month of February, 1939.

No. 120. Report of the Joint Standing Committee on Finance on the Surrender of Coupon Bonds for the Month of March, 1939.

No. 121. Report of the City Messenger for the Month of April, 1939.

No. 122. Report upon an Examination of the Books and Accounts of the City Treasurer and Allied Offices of the City of Providence for the Period from October 1, 1938 to March 31, 1939.

No. 123. Estimates of the Receipts and Expenditures of the City of Providence for the Financial Year Ending September 30, 1940.

No. 124. Resolution Providing for the Assessment and Collection of Taxes.

(Approved May 15, 1939.)

RESOLVED, That the City Council of the City of Providence hereby orders the assessment and collection of a tax on the ratable real estate and tangible personal property and ratable intangible personal property (the tax on ratable intangible property to be at the rate of forty cents on each one hundred dollars of the value thereof) "in a sum not less than \$13,000,000.00 nor more than \$13,400,000.00"; said tax is for ordinary expenses, charges and sinking funds, for the payment of interest and indebtedness in whole or in part of said City, and for other purposes authorized by law.

The Board of Assessors shall assess and apportion said tax on the inhabitants and ratable property of said City as of the fifteenth day of June, A. D. 1939, at 12 o'clock noon, Eastern Standard Time, according to law, and shall, on completion of said assessment date and sign the same, and shall make out and certify to the City Treasurer of the City of Providence on or before the fifteenth day of September, A. D. 1939, a complete list of the names of the persons taxed and of the total value of all the real estate taxed to each person, also the amount of personal es-

tate assessed against each person, and also the total amount of the tax assessed against each person on said real estate and personal estate, opposite the name of the person or persons assessed, the assessment of real estate and of personal estate to appear in separate columns in said list. Said tax shall be due and payable on and between the first day of October next and the twenty-fourth day of October, A. D. 1939, next, and all taxes remaining unpaid on said last named day, shall carry until collected a penalty at the rate of eight per centum per annum upon such unpaid taxes. Provided, however, said tax may be paid in four installments, the first installment of twenty-five per centum on or before the twenty-fourth day of October, A. D. 1939, and the remaining installments as follows: twenty-five per centum on the twenty-fourth day of January, A. D. 1940; twenty-five per centum on the twenty-fourth day of April, A. D. 1940; and twenty-five per centum on the twenty-fourth day of July, A. D. 1940. Each installment of taxes if paid on or before the last day of each installment period successively and in order shall be free from any charge for interest. If the first installment or any succeeding installment of taxes is not paid by the last date of the respective installment period or periods as they occur then the whole tax or remaining unpaid balance of the tax as the case may be shall immediately become due and payable and shall carry until collected a penalty at the rate of 8 per centum per annum. The City Treasurer shall by advertisement in the public newspapers of the city, notify all persons assessed to pay their respective taxes at his office on and between the said first and twenty-fourth days of October, A. D. 1939, both days inclusive; said Treasurer shall attend daily during said periods, Sundays and holidays excepted, at his office from nine o'clock A. M. to five o'clock P. M. to receive said taxes; except Saturdays when he shall attend from nine o'clock A. M. to twelve o'clock noon, with the exception of Saturday, October twenty-first, when the hours shall be from nine o'clock A. M. to five o'clock P. M.

No. 125. Resolution Authorizing the City Treasurer to Borrow the Sum of \$150,000.00 in Anticipation of Taxes for Materials, Etc. for Projects Carried on Under the Works Progress Administration.

(Approved May 15, 1939.)

RESOLVED, That the City Treasurer, acting under the direction of the Joint Standing Committee on Finance, be and he is hereby authorized and directed to borrow under the authority of and in compliance with the provisions of Chapter 47 of the General Laws of the State of Rhode Island, as amended by Chapter 1617 of the Public Laws of 1930 and Chapter 1861 of the Public Laws of 1932, during the present financial year, in anticipation of the receipts of the proceeds of the annual tax to be assessed in said present financial year, from time to time and in such amounts as he may be directed to borrow by the Joint Standing Committee on Finance, a sum not to exceed one hundred fifty thousand dollars (\$150,000.00) and to issue and sell at private sale the City's negotiable notes original and in renewal therefor, bearing interest at a rate not exceeding six per centum (6%) per annum, payable not later than one year from the date of the original notes so issued or renewed or paid and carrying on their face the designation "Note in Anticipation of Taxes," said original and renewal notes to be signed by the City Treasurer and countersigned by the Mayor and the Chairman of the Joint Standing Committee on Finance.

The money thus authorized is hereby appropriated for the purpose of paying for materials, supplies, supervision, transportation and all other necessary expenses on projects carried on under the Works Progress Administration.

No. 126. Resolution Authorizing the City Treasurer to Borrow the Sum of \$50,151.86 in Anticipation of Taxes for Snow Removal.

(Approved May 15, 1939.)

RESOLVED, That the City Treasurer, acting under the direction of the Joint Standing Committee on Finance, be and he is hereby authorized and directed to borrow under the authority of and in compliance with the provisions of Chapter 47 of the General Laws of the State of Rhode Island, as amended by Chapter 1617 of the Public Laws of 1930, and Chapter 1861 of the Public Laws of 1932, during the present financial year, in anticipation of the receipt of the proceeds of the annual tax to be assessed in said present financial year, from time to time and in such amounts as he may be directed to borrow by the Joint Standing Committee on Finance, a sum not to exceed fifty thousand one hundred fifty-one dollars and eighty-six cents (\$50,151.86) and to issue and sell at private sale the City's negotiable notes original and in renewal therefor, bearing interest at a rate not exceeding six per centum (6%) per annum, payable not later than one year from the date of the original notes so issued or renewed or paid and carrying on their face the designation "Note in Anticipation of Taxes," said original and renewal notes to be signed by the City Treasurer and countersigned by the Mayor and the Chairman of the Joint Standing Committee on Finance.

The money thus authorized is hereby appropriated for the purpose of paying the costs of snow removal in the City of Providence.

No. 127. Resolution Requesting the Bureau of Police and Fire to Reconsider Its Regulation Limiting the Hours for Keeping Open Class "B" Victualing Restaurants and Class "D" Clubs.

(Approved May 15, 1939.)

RESOLVED, That the Bureau of Police and Fire of the City of Providence be and hereby is requested to reconsider its regulation limiting the hour for keeping open licensed victualing houses Class "B" restaurants and Class "D" Clubs on Sundays to 9

o'clock P. M., and to extend the time to one o'clock A. M. and the same week days, for the following reasons:

Because the statute authorized keeping open till one o'clock A. M. and, although the law permitted the licensing board to fix a shorter time, the legislature reasonably did not contemplate that the closing time would be so drastically changed, and such an early time deprives the public of being served without any apparently sufficient need therefor.

It has imposed an undue hardship on the licensees, and has seriously reduced the business, and the value of the licenses for which large fees have been paid, and no such change should be made until at least the licensed year has expired on December first.

It has driven out business which naturally belongs in the City of Providence to other cities or towns where there is no such restriction to the extent of \$30,000.00 per week, and putting out of employment about 500 people.

The restriction does not apply to hotels and so is unfair to victualing houses or Class "B" restaurants which conduct their business in a proper manner, and it will deprive many people of work and reduce their pay, and instead of improving the conditions of the liquor business, it will naturally lead to greater violations of the law.

FURTHER RESOLVED, That a certified copy of this Resolution be transmitted by the City Clerk to said Bureau.

No. 128. Resolution Transferring the Sum of \$5,000.00 from the Reserved Fund to the Appropriation for Providence Public Library.

(Approved May 15, 1939.)

RESOLVED, That the sum of five thousand dollars (\$5,000.00) be and the same is hereby transferred from the Reserved Fund

to the appropriation for Providence Public Library as made by City Council Resolution No. 293, approved September 30, 1938.

No. 129. Resolution to Pay to Sadie G. Cohen the Sum of \$50.00 as Compensation for Damages.

(Approved May 15, 1939.)

RESOLVED, That to Sadie G. Cohen the sum of fifty dollars (\$50.00) be allowed whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for damages sustained to automobile on March 9, 1939, by reason of automobile being struck by a City of Providence Incinerator Department Truck on Chestnut street near the intersection of Friendship street; said sum to be paid in the ordinary course of payments according to the Ordinances governing such payments.

No. 130. Resolution to Pay to Mary J. Dupuis the Sum of \$250.00 as Compensation for Injuries.

(Approved May 15, 1939.)

RESOLVED, That to Mary J. Dupuis (Curry & Welsh, Attorneys), the sum of Two Hundred Fifty Dollars (\$250.00) be allowed whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for injuries received December 26, 1938, by reason of a defect in the sidewalk of Cranston street; said sum to be paid in the ordinary course of payments by the City of Providence according to the Ordinances governing such payments.

No. 131. Resolution to Pay to Anna and Frank Parrillo the Sum of \$200.00 as Compensation for Injuries.

(Approved May 15, 1939.)

RESOLVED, That to Anna and Frank Parrillo (Frank G. Shea, Attorney), the sum of Two Hundred Dollars (\$200.00) be allowed whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for injuries and damages received December 16, 1938, by reason of Anna Parrillo tripping and falling in a hole in the easterly sidewalk of North Main street at a point near 215 on said street; said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 132. Resolution to Pay to Norman M. Tobey the Sum of \$150.00 as Compensation for Injuries.

(Approved May 15, 1939.)

RESOLVED, That to Norman M. Tobey (Isadore S. Horenstein, Attorney), the sum of One Hundred Fifty Dollars (\$150.00) be allowed whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for injuries received December 15, 1938, by reason of a defect in the roadway of Burrill street; said sum to be paid in the ordinary course of payments by the City of Providence according to the Ordinances governing such payments.

No. 133. Resolution to Pay to Jessie M. West the Sum of \$300.00 as Compensation for Injuries.

(Approved May 15, 1939.)

RESOLVED, That to Jessie M. West (Henshaw, Lindemuth & Baker, Attorneys), the sum of Three Hundred Dollars (\$300.00)

be allowed whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for injuries received January 6, 1938, by reason of walking into an opening in the floor of the New Way Service Corporation, a laundry concern at the corner of Allens avenue and Baker street; said sum to be paid in the ordinary course of payments by the City of Providence according to the Ordinances governing such payments.

No. 134. Resolution to Pay to the American Legion of Providence, R. I. the Additional Sum of \$100.00 for the Purpose of Decorating the Graves of Deceased Veterans of the World War.

(Approved May 15, 1939.)

RESOLVED, That in addition to the appropriation for the observance of Memorial Day, 1939, as made by City Council Resolution No. 293, approved September 30, 1938, the sum of one hundred dollars (\$100.00) be and is hereby appropriated, said sum to be added to the appropriation to be paid to the American Legion of Providence, R. I., for the purpose of decorating the graves of deceased veterans of the World War; said sum to be charged to the appropriation for Contingencies.

No. 135. Resolution Appropriating the Sum of \$50.00 to Defray the Expenses of Michael J. Nestor, M. D., Superintendent of Health, on Trip to Washington, D. C.

(Approved May 15, 1939.)

RESOLVED, That the sum of fifty dollars (\$50.00) be and the same is hereby appropriated for the purpose of defraying the expenses of Michael J. Nestor, M. D., Superintendent of Health,

on trip to Washington, D. C., to accept national health honors for the City of Providence; said sum or so much thereof as may be necessary to be charged to the appropriation for Contingencies as made by City Council Resolution No. 293, approved September 30, 1938.

No. 136. Resolution to Pay to the Rhode Island Post No. 23, Jewish War Veterans of the United States for Memorial Day Expenses.

(Approved May 15, 1939.)

RESOLVED, That the Joint Standing Committee on Finance be and it is hereby requested to consider an appropriation of the sum of \$100.00, said sum to be paid to the Commander of the Rhode Island Post No. 23, Jewish War Veterans of the United States, to help defray the expenses for the observance of Memorial Day.

No. 137. Resolution Creating a Joint Special Committee for the Proper Observance of the Fourth of July, 1939 and Appropriating the Sum of \$1,000.00 for Expenses Thereof.

(Approved May 15, 1939.)

RESOLVED, That the Joint Special Committee of the City Council, consisting of five members of the Common Council to be appointed by the President thereof and two aldermen to be appointed by the Mayor is hereby created for the purpose of arranging a proper celebration of the Fourth of July, 1939; and

BE IT FURTHER RESOLVED, That the sum of \$1,000.00 or so much thereof as may be necessary therefor be and the same is hereby appropriated for the purpose of defraying the expenses of said Joint Special Committee, said sum to be charged to the appropriation for Contingencies.

No. 138. Resolution Congratulating the Providence Health Department and Many Private Health Agencies on the Excellent Health Conditions in the City of Providence.

(Approved May 15, 1939.)

WHEREAS, The United States Chamber of Commerce has awarded the City of Providence first place in the 1938 Inter-Chamber Health Conservation Contest, among municipalities in this country or 250,000 to 500,000 population, and

WHEREAS, This was the second consecutive year Providence has achieved signal honor for its superior health record and

WHEREAS, This excellent showing, recognized nationally, was obtained on a 44 cent per capita Health Department expenditure, as against the estimated minimum cost allowed by the American Public Health Association of one dollar per capita,

NOW THEREFORE BE IT RESOLVED, That the City Council extend its heartiest congratulations to Michael J. Nestor, M. D., Superintendent of the Providence Health Department, to his entire corps of assistants and to the several health agencies of the City of Providence, all of whom most zealously co-operated in bringing about this notable National health achievement, and be it further

RESOLVED, That our congratulations extend to the citizens of Providence in being served by a Health Department rated as second to none in the entire United States of America.

No. 139. Resolution Authorizing the Standing Committee on City Property to Hire Real Estate Appraisers.

(Approved May 15, 1939.)

RESOLVED, That the Joint Standing Committee on City Property is hereby authorized to hire real estate appraisers when

needed, the cost of such service is to be charged to the appropriation for Contingencies.

No. 140. Resolution Authorizing the Committee on City Property to Sell at Public Auction the Little White House on the Mall.

(Approved May 15, 1939.)

RESOLVED, That the Committee on City Property be and it is hereby authorized to sell at public auction and to the highest bidder the "Little White House" on the Mall in City Hall Park on Exchange Place, said building to be removed from the premises within thirty days of the date of said sale, the said purchaser to leave the premises in condition satisfactory to the City Property Committee.

No. 141. Resolution Creating a Joint Special Committee on Low Cost Housing and Slum Clearance Projects Under the Wagner-Steagall Act.

(Approved May 15, 1939.)

RESOLVED, That a Joint Special Committee consisting of four councilmen to be appointed by the President of the Common Council, and one alderman to be appointed by His Honor, the Mayor, be and the same is hereby created for the purpose of studying and reporting to the City Council relative to the advisability of cooperating with the Federal Government in low cost housing and slum clearance projects under the Wagner-Steagall Act which creates a United States Housing Authority, an organization to have perpetual duration within the Department of the Interior of the United States Government, which will provide funds "to be used in conjunction with state and local funds

as capital to finance on a lending basis the construction of homes for the lowest income group of the population, and for slum clearance, and also to provide subsidies in an amount necessary to bring the rentals of these projects within the economic reach of the present slum dwellers"; also to study the provisions of Chapter 2255 of the Public Laws of Rhode Island, approved May 27, 1935, relative to the necessity of creating local housing authorities to engage in slum clearance and projects to provide dwelling accommodations for persons of low income, together with the provisions of Chapter 2256 of the Public Laws of 1935, entitled "An Act enabling cities to condemn property for housing authorities," providing for the acquisition of property by the city in the exercise of the power of eminent domain, and payment by the city for land condemned, and for agreements between the city and the local housing authority acting as an agency of the Federal Government. Said committee shall confer with the City Solicitor, the Commissioner of Public Works, the City Engineer, and the Finance Committee of the City Council, and other persons who may be helpful in aiding the committee in its consideration of this matter, and shall report to the City Council as soon as possible, with its recommendations.

No. 142. Resolution Authorizing His Honor the Mayor to Execute a Deed to the Narragansett Electric Company of Land on the Corner of Cornwall and Suffolk Streets.

(Approved May 15, 1939.)

RESOLVED, That His Honor the Mayor is hereby authorized to execute a deed to the Narragansett Electric Company of lots 101 and 419 on Assessors Plat 76, bordering on Suffolk street and Cornwall street near Leonards Pond, containing an area of approximately 38,810 square feet for the sum of Nineteen Hundred and Forty (\$1940) Dollars, it being understood that the city is to retain an easement fifteen feet wide for the existing

storm sewer crossing a part of the premises, and that no building or structure of any kind may be erected over or above said storm sewer.

No. 143. Resolution Directing the Inspector of Buildings to Tear Down and Remove from the Premises the Old Camp Street School.

(Approved May 15, 1939.)

RESOLVED, That the Inspector of Buildings is hereby authorized and directed to tear down and remove from the premises of the old school building located at the southwesterly corner of Camp and Cypress streets and known as the Camp Street School.

No. 144. Resolution Permitting H. P. Hood & Sons, Inc. to Lay and Maintain an Additional Eight Inch Pipe Under and Across Promenade Street.

(Approved May 15, 1939.)

RESOLVED, That permission is hereby granted H. P. Hood & Sons, Inc., a corporation existing under the laws of Massachusetts and located and doing business in the City of Providence, its successors and assigns, in accordance with the provisions of Chapter 1418 of the Public Laws of 1916, and in accordance with the accompanying plans attached hereto, as approved by the City Engineer and the Public Service Engineer, to construct, lay and maintain an additional eight inch cast iron pipe under and across Promenade street from the land and buildings numbered 395 on said street, for the purpose of discharging water from the cooling unit of its refrigerating equipment.

The permission hereby granted is upon the condition that said pipe shall be so constructed as not to interfere with the use of

said Promenade street by the public or by any person or corporation having the right to maintain pipes or conduits under and across said street, and it is further provided that the permission hereby granted is upon the condition that said pipe shall be constructed under the supervision and control and to the satisfaction of the Commissioner of Public Works, and upon the condition that said pipe shall be removed upon ninety (90) days' previous notice from the City Council whenever in the opinion of the City Council the public interest may require its removal; and upon the condition that in case the City of Providence shall at any time hereafter be authorized to assess abutting owners for the private use and occupation of the public highways that passage of this Resolution shall not in any manner affect the right of the City to charge and collect rent for the use of said Promenade street by said H. P. Hood & Sons, Inc., its successors and assigns, or for maintaining therein said pipes and upon the condition that said H. P. Hood & Sons, Inc., its successors and assigns, shall hold and keep said City of Providence harmless, safe and indemnified from and against loss, cost, damage, payment and expense on account of any injuries to persons or damage to property for which said City may become liable on account of the construction, maintenance, use or repair, or neglect to properly maintain or repair, or any defect of said pipe under and across said Promenade street, unless the wrongful act or negligence of said City, its officers or employees, shall cause such injury or damage as mentioned aforesaid; and upon condition that said H. P. Hood & Sons, Inc., its successors and assigns, before commencing the work of constructing said pipe, shall file a bond in the sum of five thousand dollars (\$5,000.00), in form satisfactory to the City Solicitor to hold and keep said City harmless, safe and indemnified as aforesaid, and it is agreed by the acceptance hereof that the amount of said bond shall not be construed or held to limit the general obligation of said H. P. Hood & Sons, Inc., to hold and keep said City harmless, safe and indemnified as aforesaid; and upon the condition that said H. P. Hood & Sons, Inc., its successors and assigns, shall repair and keep in repair so much of said Promenade street and the sidewalks thereof, at and near where said pipe line crosses the same as shall

be required by the Commissioner of Public Works and to his satisfaction, and also upon the condition that said H. P. Hood & Sons, Inc., its successors and assigns, shall within six months from the approval hereof and before commencing the construction of said pipe, file with the City Clerk a written acceptance of the terms and conditions of said Resolution and agreement to perform and observe all of said terms and conditions.

Nos. 145-148 Inc. Resolutions Permitting Certain
Persons, Firms or Corporations to Erect Gasoline
Stations.

(Approved May 15, 1939.)

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 Inspector of Buildings 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, viz.:

No. 145. Theresa Germani, 142 Douglas avenue, Plat 68, Lot 54; 4 pumps.

No. 146. Max Namerow, 149 Friendship street, Plat 24, Lots 520 and 540; 4 pumps.

No. 147. Sun Oil Company, 1116 Broad street, Plat 53, Lot 383; remove 5 pumps, making 3 in all and install 2-2000 gallon storage tanks and remove 3-1000 gallon storage tanks.

No. 148. Sun Oil Company, 361 Elmwood avenue, Plat 49, Lot 91; remove one pump, making 3 in all, and install two new 2,000 gallon storage tanks and remove 3-1000 gallon storage tanks.

The erection or location of any buildings or structures not shown on the original plat on file with the Inspector of Buildings or any change in the location of buildings or structures from that shown on said plat shall be deemed a violation of this permit.

IN BOARD OF ALDERMEN.

MAY 18, 1939.

Alderman Duggan, for the Committee on Streets, presents the following Order, and upon his motion the same is read and passed, viz.:

✓ RESOLVED, DECREED AND ORDERED, That all those portions of Dalton street from Stillwater avenue to Longwood avenue, as shown on the Audubon Park Plat, has ceased to be useful to the public and the same is abandoned as a highway and the damage to the abutters is appraised at nothing and so awarded; and

IT IS FURTHER ORDERED, That the Superintendent of Street Signs and Numbers be and is hereby directed to cause a sign to be placed at each end of said Dalton street, as aforesaid having thereon the words, "Not a public highway" and

IT IS FURTHER ORDERED, That after entry of this order or decree the City Clerk shall cause a notice thereof to be published in a newspaper, published in the County of Providence, at least

once each week for three successive weeks and a further and personal notice shall be served by the City Sergeant upon every owner abutting upon that part of Dalton street from Stillwater avenue to Longwood avenue which has been abandoned, who is known to reside within this State.

Alderman Coppen, for the Committee on Finance, presents a Resolution authorizing the Committee on Departmental Organization to immediately engage the services of a Governmental Research Agency to make a survey of all the present departments of the City, and upon his motion the same is indefinitely postponed.

Alderman Coppen, for the Committee on Finance, also presents a Resolution adding to the appropriations for Elections, Item 1, the sum of \$5,000.00 for payment of clerks to carry on the investigation of voters requested by the State Committee on Elections, and upon his motion the same is indefinitely postponed, a substitute Resolution having been passed.

From the Board of Tax Assessors are received various communications relative to changes in the 1938 City Tax List to correct clerical errors in assessments in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same are approved.

(See Files of the Board of Aldermen.)

Alderman Eden presents the petitions of various persons for permission to keep and sell fireworks, the same bearing the recommendation of the Bureau of Police and Fire, and upon his motion the same are read and granted.

(See Files of the Board of Aldermen.)

Alderman Lockhart presents the report of the Dexter Asylum for the week ending May 13, 1939 and upon his motion the same is read and received.

Alderman Luongo presents the following Resolution, and upon his motion the same is read and passed, viz.:

RESOLVED, That the Mayor of the City of Providence be

and hereby is empowered to negotiate and to enter into an agreement with the American Federation of State, County and Municipal Employees, Local No. 235, American Federation of Labor, relative to the general terms and conditions of employment of members of said Local No. 235 aforesaid, by said City of Providence and in substantial accordance with the accompanying draft of said proposed agreement annexed thereto.

AGREEMENT, entered into by and between the City of Providence, located in the State of Rhode Island, hereinafter referred to as the employer and the Providence, Rhode Island City Employees Local #235, American Federation of State, County and Municipal Employees of the American Federation of Labor, hereinafter referred to as the Union.

ARTICLE 1. The employer recognizes the Union as the sole bargaining agent for all employees of the City with the exception of the truck drivers and helpers, the pavers and pounders, and assistant department heads or people above that rank.

ARTICLE 2. Seniority shall prevail. In case of a layoff for any reason, Union employees shall be the last to be laid off and the first to be re-employed.

ARTICLE 3. The employer agrees that there will be no discharges except for justifiable causes of any member of the Local Union #235. In case of any dispute arising as to a discharge of any Union member, both the employer and the Union agree to submit the case to the Board of Arbitration within three days. If the Board finds that the Union member was unfairly treated he shall be reinstated and compensated for all time lost.

ARTICLE 4. A Board of Arbitration shall be created. This board shall consist of three members, one selected by the employer, one to be selected by the union, and a third, who shall be chairman, selected by the first two named and satisfactory to both parties. The decisions of this board shall be binding on both parties.

ARTICLE 4A. All disputes between the employer and the union pertaining to wages, hours or working conditions, if not amicably settled within ten days shall be submitted to the Board of Arbitration.

ARTICLE 5. There shall be no strikes or lockouts during the life of this agreement.

ARTICLE 6. This agreement shall be in effect for one year from.....1939, to.....1940. Negotiations for a new agreement shall begin sixty days prior to the expiration date of the present agreement. This agreement shall remain in effect until a new agreement is reached.

If no agreement is arrived at ten days prior to the expiration date of the present agreement, the articles in dispute shall be submitted to the Board of Arbitration.

For the Employer.....

.....

For the Union.....

.....

From the Desk is taken the bond of Howard A. Kenyon as City Auditor and the same is read and approved.

IN BOARD OF ALDERMEN.

JUNE 1, 1939.

Upon recommendation of the Superintendent of Health, a Nuisance Order in accordance with Form C is issued against Manuel Veiger of 86 and 88 Printery street.

From the Inspector of Milk is received a communication recommending that the application of Lawrence Allegretto of West Warwick, R. I., for a license to sell milk in the City of

Providence, be not granted because of conditions unsatisfactory to said Inspector of Milk, and upon motion of Alderman Duggan, said communication is read and the license is not granted.

The Accounts for

Dexter Asylum Maintenance.....	\$3,272.33
Asylum Walls and Buildings.....	12.38

are severally presented, examined and allowed and the Clerk is authorized to certify to the same.

From the Board of Tax Assessors is received a communication relative to a change in the 1938 City Tax List to correct a clerical error in an assessment against Mollie C. Brooks, in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same is approved.

Alderman Cahir presents the petitions of various persons to keep and sell fireworks, the same bearing the recommendation of the Bureau of Police and Fire, and upon his motion the same are read and granted.

(See Files of the Board of Aldermen.)

Alderman Lockhart presents the reports of the Dexter Asylum for the weeks ending May 20 and 27, 1939, and upon his motion the same are read and received.

Alderman Violet presents the bonds of Charles E. Potter and A. Mildred Smith as First and Second Deputy City Auditors, respectively, and upon his motion the same are read and approved.

From the Law Department is received an opinion from Daniel E. Geary, former City Solicitor, dated May 4, 1939, on the question submitted to him by the Board of Aldermen as to whether or not a fountain erected in North Burial Ground would be a public fountain within the meaning of the provisions of the will of Henry B. Anthony, deceased. Said opinion sets forth, that the question is largely a question of fact to be determined by the City Council in the first instance, sub-

ject to review by the courts should the parties in interest desire to bring legal proceedings, and the same is read.

IN CONVENTION.

JUNE 5, 1939.

From His Honor the Mayor are received various communications and the same are read and the appointments approved, viz.:

Appointment of William F. Cruise as a member of the Zoning Board of Review for the term of five years ending on the first Monday in June, A. D. 1944.

Designation of William F. Cruise as Chairman of the Zoning Board of Review for the term of one year ending on the first Monday in June, A. D. 1940.

Appointment of Maurice R. O'Neil as a member of the Building Board of Review for the term of five years ending on the first Monday in June, A. D. 1944.

Upon nomination by Councilman Barnes, John C. Lyons is elected Appraiser of Damage under the Dog Law for the remainder of the term ending on the first Monday in January, A. D. 1941.

IN BOARD OF ALDERMEN.

JUNE 5, 1939.

From His Honor the Mayor is received a communication from Albert A. Baker, former City Solicitor, requesting that

a public hearing be held so that all those persons advocating different locations for a public fountain, the gift of the late Senator Henry B. Anthony to the City of Providence, may be given an opportunity to be heard before any final action is taken in the matter of selecting a site for the said fountain, and upon motion of Alderman Lockhart, it is voted that said communication be received and placed on file.

From the Board of Tax Assessors is received a communication relative to a change in the 1938 City Tax List to correct a clerical error in an assessment against Thomas G. Monahan, in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same is approved.

From the City Solicitor is received an opinion relative to the Resolution authorizing the hiring of the sum of \$8,537.10 in anticipation of taxes, to be added to the appropriation for Elections, Item 1, salaries and wages, and the same is read.

Also from the City Solicitor is received an opinion relative to the Resolution authorizing the City Treasurer to borrow the sum of \$75,000.00 for repairs to buildings damaged by the hurricane, and the same is read.

Also from the City Solicitor is received an opinion relative to the Resolution creating a Joint Special Committee for the purpose of arranging a proper celebration of Labor Day, 1939, and appropriating the sum of \$1,000.00 therefor, and the same is read.

From His Honor the Mayor is received a communication relative to the Resolution determining the need for a Housing Authority in the City of Providence and the same is read.

Alderman Lockhart presents the report of the Dexter Asylum for the week ending June 3, 1939 and upon his motion the same is read and received.

Alderman Violet presents the petitions of Richard N. Bump and Albert D. Siebold to be appointed as Weighers of Coal and Other Merchandise for the remainder of the term ending

on the first Monday in January, A. D. 1941, and upon his motion the same are read and granted.

IN COMMON COUNCIL.

JUNE 5, 1939.

The Committee on Ordinances report adversely thereon, it is voted that the following petitioners for changes in the zoning map be severally granted leave to withdraw, viz.: J. Edwards Kerney, et ux. and Reuben C. Hillman, et ux., Lloyd and Elmgrove avenues, and Arthur Joseph Guilmette, Superior and Diamond streets.

IN CITY COUNCIL.

(City Council File, June 5, 1939.)

No. 149. Statement of the City Auditor for the Month of April, 1939.

No. 150. Report of the City Treasurer for the Month of April, 1939.

No. 151. Twenty-Ninth Annual Report of the Charles V. Chapin Hospital.

No. 152. Resolution Authorizing the Committee on City Property to Sell at Auction Certain Land on Northup Avenue.

(Approved June 7, 1939.)

RESOLVED, That the Joint Standing Committee on City Property be and it is hereby authorized to sell at public auction, four lots of land located on the southerly side of Northup avenue, between Flora and Chatham streets, containing 85,452 square feet, being lots Nos. 481, 482, 483 and 500 on Assessors' Plat 72.

CHAPTER 979.

No. 153. An Ordinance Providing for the Issue of Rehabilitation Loan for Hurricane Damage Bonds.

(Approved June 7, 1939.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. The City of Providence will issue the bonds of said city to the amount of one million four hundred thousand dollars (\$1,400,000.00), designated as "Rehabilitation Loan for Hurricane Damage" under and by virtue of the authority granted by Chapter 774 of the Public Laws of Rhode Island, approved by the General Assembly at its January Session, A. D. 1939.

SEC. 2. The City Treasurer, with the advice and consent of the Joint Standing Committee on Finance, and subject to the approval of the Mayor, shall sell and dispose of such bonds at not less than par and accrued interest, if any, and shall receive the proceeds arising from such sale, and said proceeds shall be applied for the purposes named in said Chapter 774 of said Pub-

lic Laws, or for payment and cancellation of any notes issued thereunder as provided in Chapter 1017 of said Public Laws, passed at the January Session, A. D. 1902, and for no other purpose.

SEC. 3. Said bonds shall be issued in serial form and fifty-six thousand dollars (\$56,000.00) of such issue shall be payable each year on the first day of August, beginning with the first day of August, 1940, until final payment is made on the first day of August 1964.

SEC. 4. All bidders for said bonds shall be required to name the rate of interest that said bonds shall bear, but not in multiples of less than one quarter of one per centum. Such rate of interest when bid, shall apply to the entire issue of said bonds. Said interest shall be payable on the first days of February and August in each year.

SEC. 5. Said bonds shall bear date as of August 1, 1939, and shall be payable yearly as provided in Section 3, and both principal and interest shall be payable in any coin or currency of the United States of America, which at the time of payment is legal tender for public and private debts, at the fiscal agency of the City of Providence in New York City, and all premiums received from the sale of said bonds, if any, shall be applied to the payment of the principal of said bonds in the order of their maturity. Said bonds shall be signed by the City Treasurer, countersigned by the Mayor and registered by the City Auditor, who shall certify the registry of each bond, and the certificate of the City Auditor that said bonds have been registered by him shall be conclusive evidence that said bonds have been issued as hereinbefore provided. The holders of said coupon bonds may at any time exchange the same for registered bonds payable at the office of the city Treasurer.

SEC. 6. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed.

CHAPTER 980.

No. 154. An Ordinance in Amendment of Section 6 of the Building Ordinance Requiring a Permit for Demolishing, Tearing Down or Removing Any Building or Other Structure.

(Approved June 7, 1939.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. Section 6 of Chapter 524 of the Ordinance, approved January 1, 1932, entitled "An Ordinance respecting the construction, repair, maintenance and removal of buildings and other structures within the city of Providence" as amended, is hereby further amended by adding thereto the following clause:

(1) No building or other structure in the city of Providence shall be demolished, torn down or removed wholly or in part, unless a permit shall first be obtained from the Inspector of Buildings, but no charge shall be made for such permit. On the last day of each month the Inspector of Buildings shall notify the Tax Assessors of the number of such permits issued during the month, together with the description and location of the buildings demolished, and the names and addresses of the owners of the property.

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

No. 155. Resolution Authorizing the City Treasurer to Borrow the Sum of \$1,000,000.00 in Anticipation of Taxes for Rehabilitation Loan Account.

(Approved June 7, 1939.)

RESOLVED, That the City Treasurer, acting under the direction of the Joint Standing Committee on Finance, and subject

to the approval of the Mayor, is hereby authorized and directed to borrow from time to time and in such amounts as may be necessary, the sum of one million dollars (\$1,000,000.00) in anticipation of the issue of bonds in accordance with the provisions of Chapter 774 of the Public Laws passed by the General Assembly at its January Session, A. D. 1939; and to issue the City's notes therefor bearing interest at a rate not exceeding four and one-half per centum (4½%) per annum, signed by him and countersigned by the Mayor and the chairman of said Joint Standing Committee on Finance. Such notes to become due and payable from the funds derived from the sale of bonds to be dated August 1, 1939.

The money thus obtained is hereby appropriated for and shall be exclusively used for the purpose of payment and cancellation of note No. 6902 dated March 27, 1939, and issued in anticipation of taxes for rehabilitation loan account.

No. 156. Resolution Authorizing the City Treasurer to Borrow the Sum of \$750,000.00 in Anticipation of Taxes for the Current Obligations of the City.

(Approved June 7, 1939.)

RESOLVED, That the City Treasurer, acting under the direction of the Joint Standing Committee on Finance, and subject to the approval of the Mayor, be and he is hereby authorized and directed to borrow under the authority of and in compliance with the provisions of Chapter 47 of the General Laws of the State of Rhode Island, as amended by Chapter 1617 of the Public Laws of 1930, and further amended by Chapter 1861 of the Public Laws of 1932, during the present financial year in anticipation of the receipt of the proceeds of the annual tax assessed or to be assessed in said present financial year, from time to time and in such amounts as he may be directed to borrow by the Joint Standing Committee on Finance, subject to

the approval of the Mayor, a sum not to exceed seven hundred fifty thousand dollars (\$750,000.00), and to issue and sell at private sale the City's negotiable notes original or in renewal therefor, bearing interest at a rate not exceeding four per centum (4%) per annum, payable not later than one year from the date of the original notes so issued or renewed or paid and carrying on their face the designation "Note in Anticipation of Taxes", said original and renewal notes to be signed by the City Treasurer and countersigned by the Mayor and Chairman of the Joint Standing Committee on Finance.

The money thus authorized is hereby appropriated for and shall be used and expended, if necessary, for the ordinary current obligations of the City.

No. 157. Resolution Authorizing the City Treasurer to Borrow the Sum of \$12,000.00 for Harbor Dredging Work.

(Approved June 7, 1939.)

RESOLVED, That the City Treasurer, acting under the direction of the Joint Standing Committee on Finance, and subject to the approval of the Mayor, is hereby authorized and directed to borrow from time to time and in such amounts as may be necessary, the sum of twelve thousand dollars (\$12,000.00) in accordance with the provisions of Chapter 774 of the Public Laws passed by the General Assembly at its January Session, A. D. 1939; and to issue the City's Notes therefor bearing interest at a rate not exceeding six per centum per annum, signed by him and countersigned by the Mayor and the Chairman of said Joint Standing Committee on Finance and to renew any such notes from time to time as the same become due.

The money thus obtained is hereby appropriated for and shall be exclusively used and expended for harbor dredging work necessitated by the hurricane.

No. 158. Resolution Approving an Unemployment Relief Program for the Month Ending May 31, 1939.

(Approved June 7, 1939.)

RESOLVED, That the City Council of the City of Providence hereby approves the accompanying program for the City of Providence for the month ending May 31, 1939, in accordance with the requirements of "The State Unemployment Relief Act of 1934."

No. 159. Resolution Approving an Unemployment Relief Program for the Month Ending June 30, 1939.

(Approved June 7, 1939.)

RESOLVED, That the City Council of the City of Providence hereby approves the accompanying program for the City of Providence for the month ending June 30, 1939, in accordance with the requirements of "The State Unemployment Relief Act of 1934."

No. 160. Resolution to Execute a Deed to Thomas Heffernan for Land Located Between Charles Street and Ormsbee Avenue.

(Approved June 7, 1939.)

RESOLVED, That His Honor the Mayor is hereby authorized to execute a deed to Thomas Heffernan for a certain tract of land located between Charles street and Ormsbee avenue, containing approximately 670 square feet of land as shown on the accompanying plan entitled "Providence, R. I., City Engineer's Office, Street Line Dep't., June 4, 1938, 057688" for

the sum of \$150.00, in accordance with the authorization contained in Chapter 2596, approved at the January Session, A. D. 1938.

No. 161. Resolution Authorizing the Committee on Ordinances to Make a Study Relative to Re-Zoning of the City of Providence.

(Approved June 7, 1939.)

RESOLVED, That the Joint Standing Committee on Ordinances is hereby authorized and directed to make a study and report with recommendations relative to a comprehensive re-zoning of the City of Providence; and said Committee is hereby authorized to confer with the Secretary of the Zoning Board of Review and enlist his co-operation relative to this matter.

No. 162. Resolution Authorizing Certain City Employees to Attend the Conventions of the Several War Veterans' Organizations.

(Approved June 7, 1939.)

RESOLVED, That the Heads of Departments be and they are hereby authorized to allow employees of the City of Providence in their respective departments who served in the armed forces of the United States during the several wars and who desire to attend the Annual Convention of the American Legion in Chicago, Ill., September 25th to 28th, inclusive, 1939; the Annual Convention of the United Spanish War Veterans in Atlantic City, N. J., September 10th to 15th inclusive, 1939; or the National Encampment of the Veterans of Foreign Wars of the United States in Boston, Mass., August 27th to September 1st inclusive, 1939; a leave of absence for such purpose without loss of pay and that a Joint Special Committee consisting of

four Councilmen to be appointed by the President of the Common Council and one Alderman to be appointed by His Honor the Mayor, be and is hereby created for the purpose of verifying the War Service of those employees who apply for such leave of absence.

No. 163. Resolution to Construct a Sewer in Sisson Street.

(Approved June 7, 1939.)

RESOLVED, That the Commissioner of Public Works be and he is hereby directed to cause a main drain or common sewer to be constructed in Sisson street, from near Almira avenue to Cloud street.

No. 164. Resolution to Construct a Sewer in Van Ausdall Street.

(Approved June 7, 1939.)

RESOLVED, That the Commissioner of Public Works be and he is hereby directed to cause a main drain or common sewer to be constructed in Van Ausdall street, from near Huber avenue to Chalkstone avenue.

Nos. 165-168 Inc. Resolutions Permitting Certain Persons, Firms or Corporations to Erect Gasoline Stations.

(Approved June 7, 1939.)

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 petro-

leum, 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 Inspector of Buildings 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, viz.:

No. 165. Martin Damoorjian, 515-521 Prairie avenue, Plat 53, Lots 100 and 101; 3 pumps.

No. 166. Mary A. Keating and M. M. Clarkin, 150-164 Lowell avenue, Plat 112, Lot 324; 3 pumps.

No. 167. Dr. Luigi Maiello, 301 Broadway, Plat 28, Lot 777; 1 additional pump, making 3 in all; 1-2,000 gallon tank.

No. 168. Wolfe Oil Company, 13 Delaine street, Plat 35, Lot 291; 2 additional pumps, making 3 in all.

The erection or location of any buildings or structures not shown on the original plat on file with the Inspector of Buildings or any change in the location of buildings or structures from that shown on said plat shall be deemed a violation of this permit.

No. 169. Communication from the City Clerk Relative to Certain Appointments and Transfers of the Office and Duties of Various Departments of the City of Providence.

Appointment of Howard A. Kenyon as City Auditor for the term ending on the first Monday in February, A. D. 1942.

Appointment of Thomas F. Coleman, Jr. as Director of Public Works for the term ending on the first Monday in March, A. D. 1942.

Appointment of William A. Needham as City Solicitor for the term ending on the first Day of May, A. D. 1942.

Appointment of Charles E. Potter as First Deputy City Auditor for the term ending on the first Monday in February, A. D. 1942.

Appointment of A. Mildred Smith as Second Deputy City Auditor for the term ending on the first Monday in February, A. D. 1942.

Transfer of the office and duties of the City Sergeant and City Messenger to the Executive Department.

Transfer of the office and duties of the Harbor Master to the Department of Public Works.

Transfer of the office and duties of the Sealer of Weights and Measures to the Bureau of Police and Fire.

Transfer of the office and duties of the Recorder of Deeds to the Executive Department.

Transfer of the office and duties of the Sanitary Engineer of Plumbing and Drainage (ex-officio Inspector of Plumbing) to the Department of Public Works.

Transfer of the office and duties of the Board of Recreation to the Department of Public Works.

IN BOARD OF ALDERMEN.

JUNE 15, 1939.

From the Board of Tax Assessors are received various communications relative to changes in the 1933, 1934, 1935, 1936, 1937 and 1938 City Tax Lists to correct clerical errors in

assessments in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same are approved.

(See Files of the Board of Aldermen.)

From the Desk is taken the following message of His Honor the Mayor and the same is read and received, viz.:

THE CITY OF PROVIDENCE,
EXECUTIVE DEPARTMENT,
CITY HALL, PROVIDENCE, R. I.

June 15, 1939.

To the Honorable the Members of the Board of Aldermen:

Since the last meeting of the Common Council and of the Board of Aldermen, conferences have been held with the Works Progress Administration officials in order to arrive at certain definite conclusions for the proper administration of unemployment relief.

In line with recommendations made by the WPA authorities, I am asking for immediate approval of an Ordinance creating the office of WPA coordinator and defining his powers and duties. The Ordinance embodies the substance of conclusions reached at the conference with the WPA authorities on Tuesday.

I am asking for immediate approval of an Ordinance authorizing the issuance of \$2,300,000 in bonds to fund outstanding WPA notes of \$1,600,000 and to provide \$450,000 for WPA projects and \$250,000 to maintain SUR projects. Under the schedule of WPA projects already worked out and approved by the WPA authorities, there will be work for all eligible men and women through the remainder of the current fiscal year. This plan cancels the necessity of Common Council concurrence on the \$100,000 WPA note loan.

In the schedule of projects outlined on a separate paper, you will note that 19,350 man months of work are provided, or

enough to keep 6450 men and women busy for the next three months. Since the WPA load in Providence is below 6450, it therefore becomes possible to care for all the eligible men and women.

The projects were discussed in detail with WPA Administrator Farrell D. Coyle. In line with his insistence that the city of Providence provide the necessary funds to guarantee continuous operation of WPA projects, it is deemed advisable to make provision for coverage of all the projects until the end of the fiscal year.

Typical of the projects discussed and approved are :

(a) Reforestation at the Scituate reservoir, for which the city has kept hundreds on the payroll with the entire expense borne by the city. For this project, there are \$524,000 in Federal funds available, and it is expected \$6,000 will cover the city's contribution for the project, until the end of the current fiscal year.

(b) Cobble stone gutters, for which \$211,702 in Federal funds are available, and the city's immediate contribution will be only \$12,000;

(c) Park roads, for which \$217,011 in Federal funds are available, and the city's contribution will be \$15,000;

(d) Demolition of old buildings, for which \$27,360 in Federal funds are available, and the city's contribution will be \$500 until the end of the current fiscal year;

(e) Sewing, for which \$210,000 in Federal funds are available, with \$10,000 needed as a city contribution;

(f) White collar project, such as revision of the City Ordinances (last time 1914), for which \$54,000 in Federal funds are available, and the city's contribution will be \$4200.

I believe the \$1,600,000 in WPA notes now outstanding should be funded because the city should take advantage of the favorable bond market. And the city must begin the inevitable

task of making annual payments to retire the principal of these obligations. There will be no increase in the city debt with the funding of these notes.

An incomplete check on bills paid, during the current fiscal year, already indicates a total of \$609,000 in illegal charges against funds appropriated for the current fiscal year, with the school department responsible for \$500,000 of the total. Bills have not been completely checked, and it is possible the total of old bills paid in the new fiscal year will reach at least \$700,000. That means that \$609,000 in funds appropriated for the current fiscal year have been illegally used to pay for charges of the old fiscal year, thus causing a major part of the acute situation for the current fiscal year.

A revision of the budget has been prepared by the city auditor to maintain current operations of the city government, in all departments, during the remainder of the current fiscal year. Itemized changes in the budget are contained in the Resolution providing for the revision. Recommendations include funds to cover the board of canvassers, support of the poor, aid to dependent children, health department, tax department, City Hall repairs, city registrar, Chapin Hospital, survey of property revaluation, and contingencies.

While the new budget law calls for proper curtailment of expenditures to guarantee a balanced budget, the law itself is not retroactive, and for that reason it could not cover expenditures made between October 1, last, and the time the city auditor was installed to administer the new budgetary control provisions of the administrative code act.

There must be an amendment made to the Ordinance, passed last week, which authorized the Finance committee to proceed with the sale of hurricane rehabilitation bonds. The enabling act passed by the General Assembly and approved by the Governor, provides that maturities shall not begin until 1945, so it becomes necessary for the City Council to comply strictly with the law in the sale of these bonds.

In accordance with law, the City Council should appropriate \$1,000 to be placed under the control of the City Charter Commission.

We hope to have an attractive budget for the new fiscal year beginning October 1, next, including provisions guaranteeing maintenance of all WPA projects.

I am hoping for new sources of revenue. The Resolution providing for a system of fees in the public works department, presented herewith, is an example.

Respectfully,

/s/ JOHN F. COLLINS,
Mayor.

Upon motion of Alderman Duggan, the following Resolutions are indefinitely postponed, viz.:

Resolution authorizing the City Treasurer to borrow the sum of \$8,537.10 in anticipation of taxes to be added to the appropriation for Elections, Item 1, Salaries and Wages;

Resolution authorizing the City Treasurer to borrow the sum of \$750,000.00 in anticipation of taxes for current obligations of the City;

Resolution authorizing the City Treasurer to borrow the sum of \$75,000.00 for repairs to buildings damaged by the hurricane;

Resolution creating a Joint Special Committee for the proper observance of Labor Day, 1939, and appropriating the sum of \$1,000.00 therefor;

Resolution appropriating the sum of \$3,000.00 for the purpose of improving the Harbor Master's dock below Point Street Bridge; and

Resolution appropriating the sum of \$12,000.00 for the purpose of dredging the harbor at Packet and Planet streets.

Alderman Eden presents the petitions of various persons for permission to keep and sell fireworks, the same bearing the recommendation of the Bureau of Police and Fire, and upon his motion the same are read and granted.

(See Files of the Board of Aldermen.)

Alderman Eden also presents the following Resolution, and upon his motion the same is read and passed, viz.:

RESOLVED, That the City Clerk is hereby directed to transmit certain petitions for licenses to keep and sell fireworks to the Bureau of Police and Fire with power to act until July 4, 1939.

Alderman Lockhart presents the report of the Dexter Asylum for the week ending June 10, 1939, and upon his motion the same is read and received.

IN COMMON COUNCIL.

JUNE 15, 1939.

Pursuant to a Warrant issued by His Honor the Mayor, the Common Council meets this day in Special Session at 8:00 o'clock P. M.

The following message of His Honor the Mayor is read, viz.:

THE CITY OF PROVIDENCE,
EXECUTIVE DEPARTMENT,
CITY HALL, PROVIDENCE, R. I.

June 15, 1939.

To the Honorable the Members of the Common Council,

Since the last meeting of the Common Council and of the Board of Aldermen, conferences have been held with the Works

Progress Administration officials in order to arrive at certain definite conclusions for the proper administration of unemployment relief.

In line with recommendations made by the WPA authorities, I am asking for immediate approval of an Ordinance creating the office of WPA coordinator and defining his powers and duties. The Ordinance embodies the substance of conclusions reached at the conference with the WPA authorities on Tuesday.

I am asking for immediate approval of an Ordinance authorizing the issuance of \$2,300,000 in bonds to fund outstanding WPA notes of \$1,600,000, and to provide \$450,000 for WPA projects and \$250,000 to maintain SUR projects. Under the schedule of WPA projects already worked out and approved by the WPA authorities, there will be work for all eligible men and women through the remainder of the current fiscal year. This plan cancels the necessity of Common Council concurrence on the \$100,000 WPA note loan.

In the schedule of projects outlined on a separate paper, you will note that 19,350 man months of work are provided, or enough to keep 6450 men and women busy for the next three months. Since the WPA load in Providence is below 6450, it therefore becomes possible to care for all the eligible men and women.

The projects were discussed in detail with WPA Administrator Farrell D. Coyle. In line with his insistence that the city of Providence provide the necessary funds to guarantee continuous operation of WPA projects, it is deemed advisable to make provision for coverage of all the projects until the end of the fiscal year.

Typical of the projects discussed and approved are :

(a) Reforestation at the Scituate reservoir, for which the city has kept hundreds on the payroll with the entire expense borne by the city. For this project, there are \$524,000 in Federal funds available, and it is expected \$6,000 will cover the city's contribution for the project, until the end of the current fiscal year ;

(b) Cobble stone gutters, for which \$211,702 in Federal funds are available, and the city's immediate contribution will be only \$12,000;

(c) Park roads, for which \$217,011 in Federal funds are available, and the city's contribution will be \$15,000;

(d) Demolition of old buildings, for which \$27,360 in Federal funds are available, and the city's contribution will be \$500 until the end of the current fiscal year;

(e) Sewing, for which \$210,000 in Federal funds are available, with \$10,000 needed as a city contribution;

(f) White collar project, such as revision of the city Ordinances (last time 1914), for which \$54,000 in Federal funds are available, and the city's contribution will be \$4200.

I believe the \$1,600,000 in WPA notes now outstanding should be funded because the city should take advantage of the favorable bond market. And the city must begin the inevitable task of making annual payments to retire the principal of these obligations. There will be no increase in the city debt with the funding of these notes.

An incomplete check on bills paid, during the current fiscal year, already indicates a total of \$609,000 in illegal charges against funds appropriated for the current fiscal year, with the school department responsible for \$500,000 of the total. Bills have not been completely checked, and it is possible the total of old bills paid in the new fiscal year will reach at least \$700,000. That means that \$609,000 in funds appropriated for the current fiscal year have been illegally used to pay for charges of the old fiscal year, thus causing a major part of the acute situation for the current fiscal year.

A revision of the budget has been prepared by the city auditor to maintain current operations of the city government, in all departments, during the remainder of the current fiscal year. Itemized changes in the budget are contained in the Resolution providing for the revision. Recommendations include funds to cover

the board of canvassers, support of the poor, aid to dependent children, health department, tax department, City Hall repairs, city registrar, Chapin Hospital, survey of property revaluation, and contingencies.

While the new budget law calls for proper curtailment of expenditures to guarantee a balanced budget, the law itself is not retroactive, and for that reason it could not cover expenditures made between October 1, last, and the time the city auditor was installed to administer the new budgetary control provisions of the administrative code act.

There must be an amendment made to the Ordinance, passed last week, which authorized the Finance Committee to proceed with the sale of hurricane rehabilitation bonds. The enabling act passed by the General Assembly and approved by the Governor, provides that maturities shall not begin until 1945, so it becomes necessary for the City Council to comply strictly with the law in the sale of these bonds.

In accordance with law, the City Council should appropriate \$1,000 to be placed under the control of the City Charter Commission.

We hope to have an attractive budget for the new fiscal year beginning October 1, next, including provisions guaranteeing maintenance of all WPA projects.

I am hoping for new sources of revenue. The Resolution providing for a system of fees in the public works department, presented herewith, is an example.

Respectfully,

/s/ JOHN F. COLLINS,
Mayor.

Upon motion of Councilman Adler, the following Resolutions are indefinitely postponed, viz.:

Resolution authorizing the City Treasurer to hire the sum of \$100,000.00 for materials, supplies and supervision, transporta-

tion and all other necessary expenses on projects carried on under the Works Progress Administration;

Resolution appropriating the sum of \$400.00 for payment of Clerks to carry on an investigation of voters requested by the State Committee on Elections.

IN CITY COUNCIL.

(City Council File, June 15, 1939.)

No. 170. Report of the City Treasurer for the Month of May, 1939.

No. 171. Report of the City Messenger for the Month of May, 1939.

CHAPTER 981.

No. 172. An Ordinance Providing for the Issue of Emergency Unemployment Relief Bonds in the Sum of Two Million, Three Hundred Thousand Dollars.

(Approved June 16, 1939.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. The City of Providence will issue the bonds of said city to the amount of two million three hundred thousand

(\$2,300,000.) dollars, designated as "Emergency Unemployment Relief Loan" under and by virtue of the authority granted by Chapter 2011 of the Public Laws of Rhode Island, approved February 15, 1933 as amended.

SEC. 2. The City Treasurer, with the advice and consent of the Joint Standing Committee on Finance, shall sell and dispose of such bonds at not less than par and accrued interest, if any, and shall receive the proceeds arising from such sale, and said proceeds shall be applied for the purposes named in said Chapter 2011 of said Public Laws, or for payment and cancellation of any notes issued thereunder as provided in Chapter 1017 of said Public Laws, passed at the January Session, A. D. 1902, and for no other purpose.

SEC. 3. Said bonds shall be issued in serial form and one hundred and fifteen thousand (\$115,000.) dollars of such issue shall be payable each year on the first day of August, beginning with the first day of August, 1940, until the final payment is made on the first day of August, 1959.

SEC. 4. Said bonds or any part thereof may be sold to the Commissioners of Sinking Funds of the City of Providence or may be offered for public sale. All bidders for said bonds shall be required to name the rate of interest that said bonds shall bear, but not in multiples of less than one quarter of one per centum. Such rate of interest when bid, shall apply to the entire issue of said bonds. Said interest shall be payable on the first days of February and August in each year.

SEC. 5. Said bonds shall bear date as of August 1, 1939, and shall be payable yearly as provided in Section 3, and both principal and interest shall be payable in any coin or currency of the United States of America, which at the time of payment is legal tender for public and private debts, at the fiscal agency of the City of Providence in Boston, Massachusetts, The First National Bank of Boston, and all premiums received from the sale of said bonds, if any, shall be applied to the payment of the principal of said bonds in the order of their maturity. Said bonds shall

be signed by the City Treasurer, countersigned by the Mayor and registered by the City Auditor, who shall certify the registry of each bond, and the certificate of the City Auditor that said bonds have been registered by him shall be conclusive evidence that said bonds have been issued as hereinbefore provided. The holders of said coupon bonds may at any time exchange the same for registered bonds payable at the office of the City Treasurer.

SEC. 6. So much of the proceeds of this bond issue as may be necessary is hereby appropriated for the purpose of retiring one million six hundred thousand (\$1,600,000.) dollars of notes issued in anticipation of taxes for W.P.A. account; and the balance is hereby appropriated and made immediately available for Emergency Unemployment Relief expenditures.

SEC. 7. This Ordinance shall take effect upon its passage and all Ordinances or parts of Ordinances inconsistent herewith are hereby repealed.

CHAPTER 982.

No. 173. An Ordinance Providing for the Issue of Rehabilitation Loan for Hurricane Damage Bonds and Repealing Chapter 979 of the Ordinances, Approved June 7, 1939.

(Approved June 16, 1939.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. The City of Providence will issue the bonds of said city to the amount of one million four hundred thousand dollars (\$1,400,000.00), designated as "Rehabilitation Loan for Hurricane Damage" under and by virtue of the authority

granted by Chapter 774 of the Public Laws of Rhode Island, approved by the General Assembly at its January Session, A. D. 1939.

SEC. 2. The City Treasurer, with the advice and consent of the Joint Standing Committee on Finance, and subject to the approval of the Mayor, shall sell and dispose of such bonds at not less than par and accrued interest, if any, and shall receive the proceeds arising from such sale, and said proceeds shall be applied for the purposes named in said Chapter 774 of said Public Laws, or for payment and cancellation of any notes issued thereunder as provided in Chapter 1017 of said Public Laws, passed at the January Session, A. D. 1902, and for no other purpose.

SEC. 3. Said bonds shall be issued in serial form and seventy thousand dollars (\$70,000.00) of such issue shall be payable each year on the first day of August, beginning with the first day of August, 1945, until final payment is made on the first day of August, 1964.

SEC. 4. All bidders for said bonds shall be required to name the rate of interest that said bonds shall bear, but not in multiples of less than one quarter of one per centum. Such rate of interest when bid, shall apply to the entire issue of said bonds. Said interest shall be payable on the first days of February and August in each year.

SEC. 5. Said bonds shall bear date as of August 1, 1939, and shall be payable yearly as provided in Section 3, and both principal and interest shall be payable in any coin or currency of the United States of America, which at the time of payment is legal tender for public and private debts, at the fiscal agency of the City of Providence in New York City, and all premiums received from the sale of said bonds, if any, shall be applied to the payment of the principal of said bonds in the order of their maturity. Said bonds shall be signed by the City Treasurer, countersigned by the Mayor and registered by the City Auditor, who shall certify the registry of each bond, and the certificate of the City Auditor that said bonds have been registered by

him shall be conclusive evidence that said bonds have been issued as hereinbefore provided. The holders of said coupon bonds may at any time exchange the same for registered bonds payable at the office of the City Treasurer.

SEC. 6. Chapter 979 of the Ordinances approved June 7, 1939 and all other Ordinances or parts of Ordinances inconsistent herewith are hereby repealed.

No. 174. Resolution Increasing the Appropriations of Certain City Departments.

(Approved June 16, 1939.)

RESOLVED, That the appropriations for the following departments as made by City Council Resolution No. 293, approved September 30, 1938, be and the same are hereby increased by adding thereto the following:

Support of the Poor, Item (1), salaries.....	\$ 7,242.38
Support of the Poor, Item (2), expenses.....	2,200.00
Support of the Poor, Item (3), outdoor relief.....	105,000.00
Aid to Dependent Children.....	20,000.00
Charles V. Chapin Hospital, Item (1), Salaries....	5,500.00
Elections, Item (1), salaries.....	8,937.10
Health Department, Item (2), expenses.....	6,500.00
Tax Department, Item (1), salaries.....	4,300.00
Contingencies	30,000.00
City Hall, Item (3), building repairs.....	1,800.00
Museum, Roger Williams Park.....	1,000.00
Sanitary Engineer of Plumbing and Drainage, Item	
(2), expenses.....	350.00
Police Court, Item (2), expenses.....	275.00
	<hr/>
	\$193,104.48

No. 175. Resolution to Pay to the Charles V. Chapin Hospital the Sum of \$150.00 for Anti-Rabic Treatment.

(Approved June 16, 1939.)

RESOLVED, That the following bill for the full course of anti-rabic treatment be allowed for payment to the Charles V. Chapin Hospital:

Joseph Creamer	\$ 50.00
Andrew Remington	50.00
Francis Remington	50.00
	\$150.00

The above payment is authorized under the authority of Chapter 800 of the Public Laws of 1912, and Chapter 136 of the General Laws of 1923, Section 32.

No. 176. Resolution Determining the Need for a Housing Authority in the City of Providence.

(Approved June 16, 1939.)

WHEREAS, Twenty-five residents of the City filed, in accordance with the authority vested in them by Chapter 2255 of the Public Laws enacted by the General Assembly of the State of Rhode Island at the May session, A. D. 1935, a petition dated November 9, 1938, with the City Clerk, in which they set forth their opinion that there is need for a Housing Authority to function in this City; and

WHEREAS, At a public hearing duly held by the Council on this day a number of residents and taxpayers of the City, as well as other interested persons, indicated that in their opinion a Municipal Housing Authority should be established,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Providence, Rhode Island :

That the City Council of the City of Providence, Rhode Island, after having given due consideration to the physical condition and the age of certain buildings in the City, the degree of overcrowding, the light and air available to the inhabitants of such dwelling accommodations, the size and arrangement of the rooms, the sanitary facilities, and the extent to which conditions exist in such dwellings which endanger life or property by fire or other causes, hereby determines, finds and declares in pursuance of the provisions of the Housing Authorities Law of the State of Rhode Island :

- A. Unsanitary or unsafe inhabited dwelling accommodations exist in this City ; and
- B. There is a lack of safe and sanitary dwelling accommodations in this City available for all inhabitants thereof.
- C. There is need for a Housing Authority in this City.

BE IT FURTHER RESOLVED, That this Resolution shall take effect immediately.

No. 177. Resolution Authorizing the City Auditor to Cancel and Charge Off as Uncollectible Certain Unpaid Rent Bills.

(Approved June 16, 1939.)

RESOLVED, That the City Auditor is hereby authorized and directed to cancel and charge off as uncollectible certain unpaid rent bills in accordance with the accompanying lists submitted by the City Treasurer under date of May 24, 1939.

No. 178. Resolution Authorizing His Honor the Mayor and the Board of Recreation to Acquire for Playground Purposes During June, July and August Certain Land on A, Codding and Lester Streets.

(Approved June 16, 1939.)

RESOLVED, That His Honor the Mayor and the Board of Recreation be and they are hereby authorized to acquire for playground purposes during the months of June, July and August, 1939, that property bordering on A, Codding and Lester streets, for a sum not exceeding \$45.00.

No. 179. Resolution Authorizing the City Solicitor to Negotiate a Tax Agreement with the Town of Scituate.

(Approved June 16, 1939.)

RESOLVED, That the City Solicitor is hereby authorized and directed to negotiate an agreement with the Town of Scituate for a period not exceeding five years, in accordance with the provisions of Chapter 1443 of the Public Laws of 1929 as amended by Chapter 1779 of the Public Laws of 1931, authorizing and empowering cities and towns owning ratable property devoted to the public use located within any other city or town to enter into an agreement fixing, for a period of not exceeding five years at any one time, the amount and value of such property for the purposes of taxation. Upon the completion of said agreement and its approval by the Town of Scituate, the City Solicitor shall submit the same to the City Council, together with his report thereon.

No. 180. Resolution Requesting His Honor the Mayor to Consider the Advisability of Closing the City Hall on Saturdays During the Months of June, July and August, 1939.

(Approved June 16, 1939.)

RESOLVED, That His Honor the Mayor be and he is hereby requested to consider the advisability of closing City Hall on Saturdays during the months of June, July and August, 1939, in the exercise of the authority granted to His Honor the Mayor by Resolution No. 230, approved July 1, 1938.

No. 181. Resolution Extending Thanks to Hon. Arthur Henius for Services Rendered to the City of Providence as a Member of the Zoning Board of Review.

(Approved June 16, 1939.)

WHEREAS, Sixteen years have passed since establishment of the city's Zoning Board of Review, and during all this period up until now the Honorable Arthur Henius has served on this Board as member and Chairman, giving freely of his time, wide experience and ever-increasing knowledge of the technical details of our Zoning Ordinance, without pecuniary compensation whatsoever, now therefore be it

RESOLVED, That the City Council of the City of Providence extend to the Honorable Arthur Henius, its sincere expression of thanks for services rendered; its appreciation of the skillfulness, honesty and willingness in which these services have been carried out, to the betterment and welfare of the City of Providence and in the interest of all citizens, rich and poor alike;

THAT, the City Council recognizes in the sixteen years of gratuitous service so cheerfully given, a spirit of civic devotion

and pride on the part of the giver, redounds not only to his own personal credit, but also to the credit of the Community in its ability to retain a public servant for so long a period with no public criticism of official acts performed;

THAT the City Clerk be directed to send a copy of this Resolution duly inscribed to the Honorable Arthur Henius, late member and Chairman of the Zoning Board of Review.

No. 182. Resolution Commending the Bureau of Police and Fire and the Amusement Inspector in Their Banning of Certain Plays in the City of Providence.

(Approved June 16, 1939.)

WHEREAS, There has been considerable criticism of the attitude taken by the Bureau of Police and Fire and the Amusement Inspector in regard to the recent banning of certain plays scheduled to be presented at a local theatre, namely "Of Mice and Men" and "The Women," and

WHEREAS, the aforementioned productions are in every respect immoral and degrading in character and far below the standard of wholesome entertainment which the said Bureau and Amusement Inspector are pledged to maintain, now therefore

BE IT RESOLVED, That the Bureau of Police and Fire and the Amusement Inspector be and they are hereby heartily commended for their courageous attitude in standing firm in their convictions that the citizens of Providence are entitled to decent, elevating and inspiring productions in their playhouses and in the decision to ban all plays which tend to create a bad influence upon the community in general and especially those of the younger generation.

No. 183. Resolution Commending the North Burial Ground Commission for Its Fine Work in Restoring the North Burial Ground to Its Original Condition.

(Approved June 16, 1939.)

WHEREAS, For several years conditions at the North Burial Ground have been deplorable because of the lack of proper care of monuments, grass, trees and roadways, creating in general an unfortunate disorderly appearance, and

WHEREAS, Under the present administration a new Commission was appointed to superintend much needed drastic changes and improvements, now therefore

BE IT RESOLVED, That the present North Burial Ground Commission be and it is hereby commended for its fine work in restoring and beautifying the North Burial Ground to its original condition in so short a time.

No. 184. Resolution Memorializing Congress Relative to the Jewish National Home in Palestine.

(Approved June 16, 1939.)

WHEREAS, Recognition has been given by the nations of the world to the historic connection of the Jewish people with Palestine, and to the grounds for reconstituting their National Home in this country, and

WHEREAS, The United States of America has given its approval to the re-establishment of the Jewish National Home in Palestine, as embodied in a Resolution adopted by the Congress of the United States known as "The Lodge Resolution," and

WHEREAS, This body deplores the persecution of peoples in any land, based upon racial bigotry and religious intolerance, and

has on previous occasions expressed its sympathetic interest in the Jewish national inspirations;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of Providence, Rhode Island, in joint session assembled, that it expresses concern in the welfare of the Jewish National Home and its admiration of the progress made in Palestine by the efforts of the Jewish pioneers; and that it views with favor their achievements in Palestine, where opportunities were created for tens of thousands of Jews to return to the land of their fathers as of right and not on sufferance; and

BE IT FURTHER RESOLVED, That the United States of America be, and is, respectfully solicited to use its good offices for the purpose of safe-guarding the integrity of the Balfour Declaration assuring its consummation and the interest of the Jewish National Home, in accordance with the terms of the Palestine Mandate, to the end that the doors of Palestine may be opened for the purpose of admitting the homeless Jewish victims of racial bigotry and religious intolerance where they may find the opportunity of rebuilding their broken lives; and

BE IT ALSO FURTHER RESOLVED, That copies of these Resolutions be forwarded by the Clerk of the City Council to the President of the United States, to the Vice-President of the United States, to the Speaker of the House of Representatives, and to the Representatives in Congress from the State of Rhode Island.

No. 185. Resolution Permitting Emilio Iavazzo to Erect a Gasoline Station.

(Approved June 16, 1939.)

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, com-

pounds and components as described and shown in and on the application therefor and accompanying plat, all on file in the office of the Inspector of Buildings 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, viz.:

Emilio Iavazzo, (Sun Oil Company, Lessee), 148 Webster avenue, Plat 108, Lot 460; 1 new 2,000 gallon Storage Tank.

The erection or location of any buildings or structures not shown on the original plat on file with the Inspector of Buildings or any change in the location of buildings or structures from that shown on said plat shall be deemed a violation of this permit.

No. 186. Resolution Accepting Certain Gifts to the North Burial Ground Fund.

(Approved June 16, 1939.)

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

From the Estate of Hannah Proctor, the sum of \$80.00 for lot standing in the name of Martha Proctor; Fund accepted under the name of Martha Proctor;

From the Estate of Isabel Florence See, the sum of \$150.00, for lot standing in the name of Joseph L. Smith; Fund accepted under the name of Joseph L. Smith;

From Edward F. and Carrie L. Shaw, the sum of \$35.00, for lot standing in the name of Edward F. and Carrie L. Shaw; Fund accepted under the name of Edward F. and Carrie L. Shaw;

From Emma L. Cordier, the sum of \$80.00, for lot standing in the name of Emma L. Cordier; Fund accepted under the name of Emma L. Cordier;

From Gladys M. Richardson, the sum of \$50.00, for lot standing in the name of Gladys M. Richardson; Fund accepted under the name of Gladys M. Richardson;

From James E. Rice and wife Lillian A., the sum of \$89.00, for lot standing in the name of James E. Rice and wife Lillian A.; Fund accepted under the name of James E. Rice and wife Lillian A.

No. 187. Resolution Accepting Certain Gifts to the North Burial Ground Fund.

(Approved June 16, 1939.)

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

From William W. White and wife Emma, the sum of \$50.00, for lot standing in the name of William W. White and wife Emma; Fund accepted under the name of William W. White and wife Emma;

From Amy Toner, the sum of \$35.00, for lot standing in the name of Amy Toner; Fund accepted under the name of Amy Toner;

From Isabella F. Clark, the sum of \$50.00, for lot standing in the name of Isabella F. Clark; Fund accepted under the name of Isabella F. Clark.

No. 188. Communication from the City Clerk Relative to the Appointment of S. Frank Nolan as Temporary Deputy Director of Public Works.

No. 189. Communication from the City Clerk Relative to the Appointment of John E. Meade as Temporary Deputy City Engineer.

IN BOARD OF ALDERMEN.

JULY 6, 1939.

The account for Dexter Asylum Maintenance, amounting to \$2,794.99, is presented, examined and allowed and the Clerk is authorized to certify to the same.

Alderman Duggan, for the Committee on Streets, presents the following Orders and Resolution, and upon his motion the same are read and passed, viz.:

ORDERED, That the grade of Yarmouth street from Reservoir avenue to Narragansett avenue be defined as delineated upon the plan and profile 044177 on file in the office of the City Engineer and this day presented to the Board of Aldermen.

ORDERED, That the Commissioner of Public Works is hereby directed to cause Yarmouth street from Reservoir avenue to Narragansett avenue to be brought to the established or defined grade at the expense of the abutting owners thereof.

✓ RESOLVED, DECREED AND ORDERED, That Yarmouth street from Reservoir avenue to Narragansett avenue is hereby declared a public highway to be repaired at the expense of the city, the same having been dedicated for highway purposes under the provisions of Chapter 987 of the Public Laws of 1913.

Alderman Coppen, for the Committee on Finance, presents a Resolution authorizing the City Treasurer to borrow the sum of \$300,000.00 for highway purposes; also a Resolution authorizing the City Treasurer to borrow the sum of \$100,000.00 for highway purposes, and upon his motion the same are each respectively indefinitely postponed, a substitute Resolution having been passed.

From the Board of Tax Assessors are received various communications relative to changes in the 1937 and 1938 City Tax Lists to correct clerical errors in assessments in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same are approved.

(See Files of the Board of Aldermen.)

Alderman Cahir presents the following Resolutions, and upon motion of Alderman Duggan the same are read and granted, viz.:

RESOLVED, That permission be and it is hereby granted to The James Hanley Company to clean by the sand blast method the building located on Jackson street known as the James Hanley Company, under the direction of the Inspector of Buildings;

RESOLVED, That permission be and it is hereby granted to Kay Jewelry Company to erect a marquee which is to be combined and built as a part of the store front for the new Kay Jewelry Company store at 232 Westminster street, in accordance with the plans submitted herewith and under the direction of the Inspector of Buildings.

Alderman Duggan presents the petition of John F. Kiernan to be appointed an Auctioneer for the remainder of the term ending on the first Monday in January, A. D. 1941, and upon his motion the same is read and granted, the fee being fixed at \$75.00.

Alderman Lockhart presents the reports of the Dexter Asylum for the weeks ending June 17, 24 and July 1, 1939, and upon his motion the same are read and received.

Alderman McCabe presents the following Resolutions and upon his motion, the same are read and passed, viz. :

RESOLVED, That permission be and it is hereby granted to Brown University to erect and maintain a marquee over the entrance to that building located at 784 North Main street, said marquee not to extend beyond the dimension of premises leased by the Embassy Cafe, in accordance with the plans submitted herewith and under the direction of the Inspector of Buildings.

RESOLVED, That the Bureau of Police and Fire be and it is hereby requested to reconsider and modify its recently issued regulations concerning newsboys and news-stands on the streets of the City of Providence.

Alderman Violet presents the report of the City Clerk for the quarter ending June 30, 1939, and upon his motion the same is read and received.

IN CITY COUNCIL

(City Council File, July 6, 1939.)

No. 190. Resolution Creating a Joint Special Committee to Consider the Advisability of Holding a Golf Tournament at the Municipal Golf Course.

(Approved July 8, 1939.)

RESOLVED, That a Joint Special Committee of the City Council consisting of four members of the Common Council to be ap-

pointed by the President thereof and one Alderman to be appointed by the Mayor is hereby created to study and report relative to the advisability of holding a Golf Tournament at the Municipal Golf Course.

No. 191. Resolution to Pay to Mary E. and Joseph D. Haynes the Sum of \$500.00 as Compensation for Injuries.

(Approved July 8, 1939.)

RESOLVED, That to Mary E. and Joseph D. Haynes, (John J. McGrane, Attorney), the sum of Five Hundred Dollars (\$500.00) be allowed, whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for injuries and damages sustained March 18, 1939, by reason of Mary E. Haynes stumbling and falling on a defective sidewalk of Peace street, between Bucklin and Dexter streets; said sum to be paid in the ordinary course of payment by the City of Providence, according to the Ordinances governing such payments.

IN BOARD OF ALDERMEN.

AUGUST 3, 1939.

Upon recommendation of the Superintendent of Health, Frank Alardi is granted a license to remove swill and offal in accordance with his petition.

Upon recommendation of the Inspector of Milk, certain persons, firms and corporations are severally granted licenses to

sell, exchange and deliver milk, cream and skimmed milk in the City of Providence.

(See Files of the Board of Aldermen.)

The account for Dexter Asylum Maintenance amounting to \$2,147.07 is presented, examined and allowed and the Clerk is authorized to certify to the same.

From the City Engineer is received a communication approving certain deeds from Ralph Matera and wife Mary and Louis Calcagni and wife Assunta to the City of Providence, conveying a strip of land about seven feet in width for the widening of Sharon street and a forty foot street to be called LaSalle Drive from Sharon street easterly, and the same is read and the deeds approved.

Alderman Coppen presents a Resolution authorizing His Honor the Mayor to appoint an official reception committee to greet the Minister of Greece and appropriating the sum of \$750.00 for expenses therefor, and upon his motion the same is read and indefinitely postponed, a substitute Resolution having been passed.

The Committee on Claims reporting adversely thereon, it is voted that Emma J. Wilbur be granted leave to withdraw her petition for compensation for injuries and damages.

From the Board of Tax Assessors are received various communications relative to changes in the 1936, 1937 and 1938 City Tax Lists to correct clerical errors in assessments in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same are approved.

(See Files of the Board of Aldermen.)

An Ordinance in amendment of Chapter 29 of the Revised Ordinances of 1914 entitled "Health," and of amendments of same and their co-ordination is taken from the table and upon motion of Alderman Eden, the same is indefinitely postponed, a substitute Ordinance having been passed.

An Ordinance authorizing and directing the Secretary to the Director of Public Works to act as Co-ordinator between the City of Providence and the departments of the Federal Government is taken from the table and upon motion of Alderman Eden, said Ordinance is indefinitely postponed.

Also a substitute Ordinance authorizing and directing the Secretary to the Director of Public Works to act as Co-ordinator between the City of Providence and the departments of the Federal Government is taken from the table and upon motion of Alderman Luongo, said Ordinance is indefinitely postponed.

Alderman Cahir presents the following Resolution, and upon his motion the same is read and passed, viz. :

Whereas, Thousands of the citizens of the City of Providence orally and by their signatures on petitions, have protested against the recent rulings promulgated by the Bureau of Police and Fire, and

Whereas, Said citizens feel that the recent rulings prohibiting the sale of magazines and weekly periodicals by newsboys is confiscatory, arbitrary and in violation of the human rights of the newsboys, and

Whereas, Your Honorable Body of Aldermen has previously requested the Bureau of Police and Fire to reconsider its recent said rulings which request has been totally ignored by said Bureau of Police and Fire,

NOW THEREFORE BE IT RESOLVED, That this Board of Aldermen go on record as condemning the said recent rulings prohibiting the sale of magazines and weekly periodicals by the Newsboys of the City of Providence and further it is the sentiment of this Board of Aldermen that said rulings are confiscatory, arbitrary and in violation of the freedom of the Newsboys in their attempt to make a daily livelihood.

The City Clerk is hereby directed to transmit a duly certified copy of this Resolution to the Bureau of Police and Fire.

Alderman Duggan presents the petition of Vincent T. Earnshaw to be appointed a Weigher of Coal and Other Merchandise for the remainder of the term ending on the first Monday in January, A. D. 1941, and upon his motion the same is read and granted.

Alderman Lockhart presents the reports of the Dexter Asylum for the weeks ending July 8, 15, 22 and 29, 1938, and upon his motion the same are read and received.

Alderman McCabe presents the following Resolution, and upon his motion the same is read and passed, viz.:

Whereas, It has been reported without contradiction that His Honor Mayor John F. Collins recently attempted to have the Board of Contract and Supply authorize the execution of a contract by and between the City of Providence and F. E. Welch Company in the sum of SEVENTY TWO HUNDRED (\$7200.00) DOLLARS for the installation of a modern accounting system, and

Whereas, Such attempt by His Honor the Mayor was made without any specific or previous authorization or request by the City Council and without any appropriation for such a proposed contract, and

Whereas, Such an attempted method of carrying on the business of the City is contrary to the law and Ordinances of the City,

NOW THEREFORE BE IT RESOLVED, That the Board of Aldermen does hereby condemn the action of the Mayor as an unwarranted infringement upon and interference with the functions and powers of the City Council and an attempt to disrupt the orderly administration of the Business of the City,

AND BE IT FURTHER RESOLVED, That the Board of Aldermen does hereby request His Honor the Mayor to carry on his executive powers and duties in the future in compliance with the laws and Ordinances of the City of Providence.

IN COMMON COUNCIL.

AUGUST 18, 1939.

Pursuant to a Warrant issued by His Honor the Mayor, the Common Council meets this day in Special Session at 8:00 o'clock p. m.

The following message of His Honor the Mayor is read, viz.:

CITY OF PROVIDENCE,
EXECUTIVE DEPARTMENT,
CITY HALL.

August 18, 1939.

To the Honorable, the Members of the Common Council:

You are called together on this occasion for the purpose of providing for the reception of the personages hereinafter named; and action upon the following Resolutions, etc.:

1. The appointment of a committee, and a suitable appropriation for the entertainment of His Excellency, the Honorable Greek Minister to the United States.
2. The appointment of a committee, and a suitable appropriation for the proper observance of Labor Day, Monday, September 4, 1939.
3. The appointment of a committee for the proper observance of Columbus Day, October 12, 1939, the appropriation for which will come in the next fiscal year.
4. The appointment of a committee, with suitable appropriation for the purpose of receiving and entertaining the Honorable Fiorello H. LaGuardia, Mayor of the city of New York, on the occasion of his visit to Providence, September 26, 1939.

5. Resolution appropriating for the use by various departments the moneys borrowed for Hurricane Rehabilitation Purposes, according to Schedule annexed to Resolution.

6. Petition of United States Gutta Percha Paint Company and United Electric Railways for extension of certain railroad tracks over property belonging to the city of Providence in the city yard, and to extend over Eddy street, a public highway in said city of Providence, into and by driveway of said United States Gutta Percha Paint Company.

7. Resolution appropriating the sum of \$1,000 for expenses of the "Providence Charter Revision Commission".

8. Ordinance granting to United Electric Railways Company a license to lay tracks over property in the city yard, belonging to the City of Providence, and granting permission to use the same for all purposes.

Respectfully,

/s/ JOHN F. COLLINS,
Mayor.

An Ordinance providing for the issue of Emergency Unemployment Relief Bonds in the sum of \$2,300,000.00 and repealing Chapter 981 of the Ordinances approved June 16, 1939 is presented and the same is read and non-concurred.

Councilman Presel presents the following Resolution, and upon his motion the same is read and passed, viz. :

Whereas, The Honorable Board of Aldermen of the City of Providence has on two previous occasions passed Resolutions requesting the Bureau of Police and Fire of the City of Providence to amend its recent rulings prohibiting the sale of magazines and weekly periodicals by the newsboys of the City of Providence, and also said Board of Aldermen passed a further Resolution condemning the Bureau of Police and Fire for ignoring its said request, and

Whereas, The Honorable members of said Board of Aldermen represent their constituents in a democratic form of government and the wishes of said members of the Honorable Board of Aldermen should be respected by a subordinate agency of the City Government, and

Whereas, there are petitions filed in the office of the City Clerk in the City of Providence signed by approximately 4,000 residents of the City of Providence, protesting said recent rulings of the Bureau of Police and Fire, and

Whereas, The said Common Council of the City of Providence recognizes that great men obtained their start in life and received their educations and laid the foundations of their lives after starting as newsboys, selling papers and periodicals.

NOW, THEREFORE, BE IT RESOLVED, That the members of the Bureau of Police and Fire be condemned for their high-handed method and manner in ignoring the requests of the duly elected representatives of the people of the City of Providence and further that said members of the Bureau of Police and Fire be condemned and censored for their failure to revoke their said recent rulings relative to the sale of magazines and weekly periodicals by newsboys.

AND BE IT FURTHER RESOLVED, That since no agency of the City Government is greater than the sentiment of the public, this Common Council does now go definitely on record as opposing the said recent rulings of the Bureau of Police and Fire.

AND BE IT FURTHER RESOLVED, That the City Clerk be directed to forthwith transmit a copy of this Resolution to each member of the Bureau of Police and Fire.

Councilman Rider presents the following Resolution, and upon his motion the same is read and passed, viz.:

RESOLVED, That in the interest of textile workers in this City and State, the Common Council places itself on record as opposed to changing the traditional designation of Thanksgiving Day, inasmuch as moving the date forward one week, employment in the textile industry would suffer financially, and

ALSO BE IT RESOLVED, That a copy of this Resolution be forwarded to the President of the United States and to His Excellency the Governor of Rhode Island.

IN CITY COUNCIL.

(City Council File, August 18, 1939.

No. 192. Statement of the City Auditor for the Month of May, 1939.

No. 193. Statement of the City Auditor for the Month of June, 1939.

No. 194. Report of the City Treasurer for the Month of June, 1939.

No. 195. Report of the City Messenger for the Month of June, 1939.

No. 196. Report of the City Messenger for the Month of July, 1939.

No. 197. Report of the City Treasurer on the Surrender of Coupon Bonds for the Month of April, 1939.

No. 198. Report of the Joint Standing Committee on Finance on the Surrender of Coupon Bonds for the Month of April, 1939.

No. 199. Report of the Joint Standing Committee on Finance on the Surrender of Coupon Bonds for the Month of May, 1939.

No. 200. Report of the City Treasurer on the Surrender of Coupon Bonds for the Month of May, 1939.

No. 201. Report of the Harbor Master for the Quarter Ending June 30, 1939.

No. 202. Report of the Bureau of Police and Fire for the Quarter Ending July 8, 1939.

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- No. 203. Resolution Approving a State Unemployment Relief Program for the Month Ending August 31, 1939.

(Approved August 18, 1939.)

RESOLVED, That the City Council of the City of Providence hereby approves the accompanying program for the City of Providence for the month ending August 31, 1939, in accordance with the requirements of "The State Unemployment Relief Act of 1934."

- No. 204. Resolution Approving a State Unemployment Relief Program for the Month Ending July 31, 1939.

(Approved August 18, 1939.)

RESOLVED, That the City Council of the City of Providence hereby approves the accompanying program for the City of Providence for the month ending July 31, 1939, in accordance with the requirements of "The State Unemployment Relief Act of 1934."

- No. 205. Resolution to Pay to Sonia and Harry Richman the Sum of \$150.00 as Compensation for Injuries.

(Approved August 18, 1939.)

RESOLVED, That to Sonia and Harry Richman, (Nathan Perlman, Attorney), the sum of one hundred and fifty dollars (\$150.00) be allowed, whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for injuries and damages received on September 9, 1938, by reason of Sonia Richman falling on the sidewalk of Dickens street, opposite premises numbered 26 on said street; said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 206. Resolution to Pay to Angelo Scorpio, M. D., the Sum of \$250.00 as Compensation for Injuries.

(Approved August 18, 1939.)

RESOLVED, That to Angelo Scorpio, M. D., (Harold C. Arcaro, Attorney) the sum of \$250.00 be allowed whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for injuries and damages received July 18, 1938 while operating an automobile on Manton avenue, by reason of collision with a Sewer Department truck; said sum to be paid in the ordinary course of payments by the City of Providence according to the Ordinances governing such payments.

No. 207. Resolution Authorizing His Honor the Mayor to Execute a Lease of the Kelley Street School Building to St. Mary's Church Corporation.

(Approved August 18, 1939.)

RESOLVED, That His Honor the Mayor is hereby authorized to execute a lease of the abandoned Kelly Street School building to Saint Mary's Church Corporation for a term of five years, for the sum of fifty dollars (\$50.00) per annum, the building to be used for school purposes, the church corporation to make such repairs as may be required by it and keep the building insured against fire for the benefit of the City of Providence.

No. 208. Resolution Providing for the Assessment and Collection of Poll Taxes.

(Approved August 18, 1939.)

RESOLVED, That the poll tax assessed by the Board of Tax Assessors, June 15, 1939, shall be paid to and collected by the

City Treasurer on and between the 15th. day of December, A. D. 1939 and the 5th. day of January, A. D. 1940, inclusive.

The City Treasurer shall by advertisement in the public newspapers of the City and by posting up one or more notices in each voting district of the City, at least one week before the said 15th. day of December, A. D. 1939, notify all persons assessed as aforesaid to pay said tax at his office on and between the 15th. day of December, A. D. 1939 and the 5th. day of January, A. D. 1940, inclusive.

No. 209. Resolution Creating a Joint Special Committee to Provide a Proper Reception to the Greek Minister to the United States and Appropriating the Sum of \$300.00 Therefor.

(Approved August 18, 1939.)

RESOLVED, That a Joint Special Committee of the City Council, consisting of three members of the Common Council, to be appointed by the President thereof, and two Aldermen, to be appointed by the Mayor, is hereby created for the purpose of providing a proper reception to Dimitrios Sicilianos, Minister of Greece to the United States, during his visit to the City of Providence at the time of the Sixteenth Annual Convention of the order of A. H. E. P. A. during the period of August 20 to August 27, 1939, inclusive; and

BE IT FURTHER RESOLVED, That the sum of three hundred dollars (\$300.00) or so much thereof that may be necessary therefor, be and the same is hereby appropriated for the purpose of defraying the expenses of said Joint Special Committee, said sum to be charged to the appropriation for Contingencies.

Nos. 210-215. Resolutions Permitting Certain Persons, Firms or Corporations to Erect Gasoline Stations.

(Approved August 18, 1939.)

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 Inspector of Buildings 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, viz.:

No. 210. Mary Glass, (Joseph Avila, Lessee), 511 South Main street, Plat 18, Lot 6; 1 additional pump, making 3 in all.

No. 211. Letizia Varone, 323 Admiral street, Plat 70, Lot 46 (part); 3 pumps.

No. 212. Simolina Macaroni Company, 654-656 Charles street, Lot 942, Plat 98; 3 pumps.

No. 213. Wilfred J. Paquin, 42 Westfield street, Plat 30, Lot 394; 3 pumps.

No. 214. William Fletcher, 20 Franklin street, Plat 34, Lot 148; 2 pumps.

No. 215. Vincenzo Scola, 1366-1380 Westminster street, Plat 32, Lots 196 and 197; 3 pumps.

The erection or location of any buildings or structures not shown on the original plat on file with the Inspector of Build-

ings or any change in the location of buildings or structures from that shown on said plat shall be deemed a violation of this permit.

IN BOARD OF ALDERMEN.

AUGUST 25, 1939.

Pursuant to a Warrant issued by His Honor the Mayor, the Board of Aldermen meets this day in Special Session at 4:00 o'clock p. m.

The following message of His Honor the Mayor is read, viz.:

CITY OF PROVIDENCE,
EXECUTIVE DEPARTMENT,
CITY HALL.

August 25, 1939.

To the Honorable the Members of the Board of Aldermen:

You are convened in special session for the purpose of acting concurrently with certain enactments of the Common Council, included among them being matters dealing with the proper observance of Labor Day, Columbus Day, and for a reception to Honorable Fiorello H. LaGuardia, Mayor of the City of New York.

Most important among the matters sent to the Board for concurrent action is the Ordinance providing for the use of \$270,000 in Bond issue proceeds for highway construction in every section of the City. This is a matter which must be approached from the viewpoint of the "Unemployed."

You are well aware of the increasing Unemployment relief burden being imposed upon the City by both the Federal and State Governments, due to the fact that the State, at the moment,

has given no promise of additional aid to the City despite the knowledge Providence carries about one-half the relief burden. I definitely recommended to the Governor on August 16th last that certain State Funds appropriated for highway purposes be used in the nature of projects for the unemployed.

I would therefore be inconsistent were I to fail to ask the Board of Aldermen to concur in the Common Council Ordinance in behalf of the unemployed. Not only will there be permanent capital improvements to highways in all sections of the City, which alone would justify the expenditure of bond issue proceeds for highway improvements, but there will be a very definite program for putting men to work, men who are heads of families and who are anxious to sustain family life.

We in the city government who have a commission from the people to care for those whom private employment cannot care for, at the moment, must come to grips with the realities of the relief situation. The City of Providence has a moral obligation to aid families in need. You and I have talked to many of the unemployed. You and I have received letters from hundreds of men; and they all unite in the assurance to us that they want to do relief work for wages which will guarantee relief to their families. It is not for us to dampen and crush such a fine spirit.

I have talked with Director of Public Works Coleman and he assures me he intends to prosecute the Highway Program herewith presented with the most efficiency and economy in the belief that unexpended balances will be available for future application for improvement of heavy duty highways.

I know the argument has been used that the City debt will be increased by the amount of the Bonds to be sold. That, however, is no excuse for personal opposition to the Ordinance for Highway Relief Projects. It is perfectly sound business to issue bonds for permanent improvements, the value of which will be available to a generation of taxpayers.

I am willing to take full responsibility for the increase of \$270,000 in the City debt, because I can assure you members

of the Board of Aldermen that the budgets now being prepared for approval of the City Council will contain very specific and definite recommendations providing for adequate control of the debt situation in the interests of a declining City debt.

I know agitation has been generated to approach this bond issue Ordinance from the viewpoint of politics. That is unfortunate. There is no political approach to a program which definitely means assistance to the needy, and especially to the heads of families, now looking ahead two or three weeks to the time when they must clothe their children for the return to school.

So I ask you to concur with the Common Council on a matter which warrants concurrence.

Respectfully,

/s/ JOHN F. COLLINS,
Mayor.

Upon recommendation of the Superintendent of Health, George Drummond is granted a license to remove swill and offal in accordance with his petition.

Alderman Coppen presents the following Resolution, and upon his motion the same is read and passed, viz.:

RESOLVED, That the vote of the Board of Aldermen at its session on August 3, 1939, in favor of the enactment of an Ordinance providing for the issue of Emergency Unemployment Relief Bonds in the sum of two million three hundred thousand dollars (\$2,300,000.), and repealing Chapter 981 of the Ordinances, is hereby rescinded.

Alderman Duggan presents the petitions of Benjamin J. Chaset and Daniel F. O'Neil to be appointed Weighers of Coal and Other Merchandise, respectively, for the remainder of the term ending on the first Monday in January, A. D. 1941, and upon his motion the same are read and granted.

Alderman Lockhart presents the reports of the Dexter Asylum for the weeks ending August 5, 12 and 19, 1939, and upon his motion the same are read and received.

Alderman Sullivan presents the application of Mary Restivo for permission to build a barn at 615 Manton avenue and upon his motion the same is read and granted under suspension of the rules.

IN CITY COUNCIL.

(City Council File, August 25, 1939.)

No. 216. Resolution Creating a Joint Special Committee for the Proper Observance of Labor Day, 1939.

(Approved August 25, 1939.)

RESOLVED, That a Joint Special Committee be and it is hereby created, consisting of one Alderman to be appointed by His Honor the Mayor and four Councilmen to be appointed by the President of the Common Council, for the purpose of arranging a proper celebration of Labor Day, September 4, 1939:

AND BE IT FURTHER RESOLVED, That the sum of \$500.00 or so much thereof as may be necessary therefor be and the same is hereby appropriated for a proper celebration of Labor Day, 1939, said sum to be charged to the appropriation for Contingencies.

No. 217. Resolution Authorizing the City Treasurer to Borrow the Sum of \$270,000.00 for Highway Purposes.

(Approved August 25, 1939.)

RESOLVED, That the City Treasurer, acting under the direction of the Joint Standing Committee on Finance is hereby authorized and directed to borrow from time to time and in such amounts as may be necessary, the sum of two hundred seventy

thousand dollars (\$270,000.00) in accordance with the provisions of an Act passed by the General Assembly at its January Session, A. D. 1939, entitled "An Act authorizing the City of Providence to hire the sum of four hundred fifty thousand dollars for highway purposes"; and to issue the City's notes therefor bearing interest at a rate not exceeding 6 per centum per annum, signed by him and countersigned by the Mayor and the chairman of said Joint Standing Committee on Finance and to renew any such notes from time to time as the same become due.

The money thus obtained is hereby appropriated for and shall be exclusively used and expended for the purpose of paving or repaving such highways in the City of Providence as the City Council may determine and/or for the purpose of acquiring land in said City of Providence for highway purposes.

The Commissioner of Public Works is hereby authorized to cause to be paved with durable pavement the following streets or parts thereof, in accordance with the plans and specifications of the City Engineer :

- Byron street, from Broad street to Pine street.
- Esten street, from Orms street to Smith street.
- McKinley street, from Elmwood avenue to Alger avenue.
- Veazie street, from Branch avenue to Woodward road.
- Hobart avenue, from Lloyd avenue to President avenue.
- Coggeshall street, from Douglas avenue to Mowry street.
- Danforth street, from a point near Smith street to Vale street.
- Chad Brown street, from Oakland avenue to center line of Ruggles street.
- Franklin street, from Fountain street to Carpenter street.
- Lime street, from Carpenter street to Fountain street.
- Reynolds avenue, from Burnside street to Prairie avenue.
- Reynolds avenue, from Prairie avenue to Gordon avenue.
- Reynolds avenue, from Gordon avenue to Baxter street.
- Reynolds avenue, from Baxter street to Broad street.
- Cope street, from Fountain street to Carpenter street.
- Cottage street, from Franklin street to Dean street.
- Glenham street, from Broad street to Prairie avenue.

Hamlin street, from Elmwood avenue to Roger Williams Park.
Winter street, from Fountain street to Westminster street.

Any money expended hereunder shall be charged to the appropriation for highways special account hereby authorized.

Any remainder of work authorized under Resolution No. 140, approved May 3, 1938, and Resolution No. 164, approved May 3, 1938, and not completed out of moneys appropriated by said Resolutions may be completed and charged to the appropriation authorized by this Resolution.

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No. 218. Resolution Appropriating the Sum of
\$238,000.00 for Hurricane Rehabilitation.

(Approved August 25, 1939.)

RESOLVED, That the unexpended balance of the Hurricane Rehabilitation Loan Account, amounting to two hundred thirty-eight thousand dollars (\$238,000.00), be and the same is hereby appropriated for expenditures by and through the direction of His Honor, the Mayor, the City Auditor, the City Treasurer, the Chairman of the Bureau of Police and Fire, the Superintendent of Parks, the Director of Public Works and the Commissioner of Public Buildings as per the following schedule of accounts hereto appended and made a part hereof:

Bureau of Police and Fire.....	\$8,400.00
Park Department	5,000.00
Public Works Department.....	70,551.03
Public Buildings	128,019.12
Public Service Engineer.....	2,503.43
Sanitary Engineer of Plumbing and Drainage.	777.50
	\$215,251.08
Unapportioned balance	22,748.92
	\$238,000.00

In the event of any unexpended balance remaining, the same shall be expended by and through the aforementioned committee for such Hurricane Rehabilitation as may be in the committee's discretion be hereafter found necessary, and charged to the Hurricane Rehabilitation Loan Account.

No. 219. Resolution Appropriating the Sum of \$1,000.00 for Expenses of the Providence City Charter Commission.

(Approved August 25, 1939.)

RESOLVED, That the sum of one thousand dollars (\$1,000.00) be and the same is hereby appropriated for the purposes of paying such bills as shall be approved by the Chairman and Secretary of the "Providence Charter Revision Commission" for clerical and other expenses of said commission in accordance with authority contained in Sec. 21 of Chapter 672 of the Public Laws of the State of Rhode Island, January Session 1939, said sum or so much thereof that may be necessary to be charged to the appropriation for Contingencies.

No. 220. Resolution Creating a Joint Special Committee for the Proper Observance of Columbus Day, 1939.

(Approved August 25, 1939.)

RESOLVED, That the Joint Special Committee of the City Council, consisting of four members of the Common Council, to be appointed by the President thereof, and one Alderman to be appointed by His Honor the Mayor is hereby created for arranging a proper celebration of Columbus Day, October 12, 1939.

No. 221. Resolution Creating a Joint Special Committee on the Reception to the Honorable Fiorello H. LaGuardia, Mayor of the City of New York and Appropriating the Sum of \$300.00 Therefor.

(Approved August 25, 1939.)

RESOLVED, That a Joint Special Committee consisting of the Mayor of the City of Providence, to act as Honorary Chairman, one member of the Board of Aldermen to be appointed by the Mayor and four members of the Common Council to be appointed by the President thereof be and is hereby created to arrange for, receive and entertain Honorable Fiorello H. LaGuardia, Mayor of the City of New York, on the occasion of his forthcoming visit to the City of Providence in the month of September next; and said committee is authorized to expend the sum of three hundred dollars (\$300.00) or so much thereof as may be necessary for the purpose of defraying the expenses of such an occasion, in order that the City of Providence may extend to a distinguished statesman and the Chief Executive of the metropolis of North America in as ample a manner as possible the hospitality which the metropolis of Southern New England delights to show to those who by reason of notable achievements in public or private life have contributed to the common welfare of the people of the United States; the above mentioned sum to be charged to the appropriation for Contingencies upon receipt of vouchers approved by the chairman of said committee.

No. 222. Resolution Permitting the United Electric Railways Company to Construct and Operate Tracks in the Providence City Yard, Between Eddy Street and Allens Avenue.

(Approved August 25, 1939.)

RESOLVED, That permission is hereby granted to United Electric Railways Company to construct and maintain an extension

of the existing siding in the Providence City Yard located between Eddy street and Allen's avenue a distance of about eighty (80) feet, and also to construct and maintain a branch-off from said existing siding from a point in said siding about two hundred three (203) feet westerly from the westerly line of Allens avenue measured along said siding; thence westerly to the easterly line of said Eddy street, substantially as shown on the accompanying print entitled "Trolley Locomotive Operation U. S. G. Paint Co. to City Yard Spur Scale 1" = 20'," and to erect, maintain and use poles and wires and operate an electric locomotive and cars consigned to or shipped from United States Gutta Percha Paint Company, situated on the westerly side of said Eddy street, opposite said City Yard, over said existing siding, the proposed extension thereof, and the branch-off therefrom, by the overhead single trolley electric system.

Said permission is hereby granted upon the following express conditions and limitations:

That all said rails shall be laid under the supervision and control of the Director of Public Works and Public Service Engineer, and that said poles and wires shall be erected and maintained subject to all of the conditions and requirements contained in Chapter 64 of the Revised Ordinances of 1914, entitled "Wires and Other Installations;"

That the spotting and shifting of cars consigned to or shipped from said United States Gutta Percha Paint Company is to be done in such manner and at such times as not to interfere with the prompt placing of cars consigned to the City of Providence;

That said permission may be revoked in whole or in part by the City Council of said City of Providence acting by and through its Director of Public Works or other agent authorized by said City Council, upon ninety (90) days' written notice to said company;

That United Electric Railways Company may abandon said proposed extension of said existing siding and the proposed branch-off therefrom upon giving ninety (90) days' notice in writing to said City, and thereupon within the period of said

notice shall remove its property, and upon such removal said United Electric Railways Company's further obligation under this permission shall terminate;

That all tracks, poles, wires and appurtenances erected hereunder shall be kept in good and safe repair and in accordance with the instructions given by the Director of Public Works or his agent;

That United Electric Railways Company shall assume all liability for damages to persons or property by reason of the construction of the proposed extension to the existing siding and the branch-off therefrom and of the operation thereof, and of the existing siding authorized by this permission, provided, however, that United Electric Railways Company shall not be liable for damages to persons or property by reason of the operations of The New York, New Haven and Hartford Railroad Company over the existing siding, the proposed extension thereof and branch-off therefrom, and that the City shall assume no liability whatsoever relative thereto;

That the City, its officers and agents shall in no way be or become liable for any accidents or injury to the property of United Electric Railways Company or of any other person, firm or corporation while in said City Yard by reason of the acts or negligence of any contractor or workman, or any other agent of the City;

That United Electric Railways Company shall reimburse and indemnify said City for any damages, losses, or costs which said City may suffer or sustain on account or arising out of the existence of said proposed tracks, poles and wires to be constructed, erected and maintained by United Electric Railways Company and the operation thereof under the permission hereby granted.

No. 223. Petition of United States Gutta Percha Paint Company Supporting Petition of United Electric Railways Company for Permission to Con-

struct and Maintain an Extension of and a Branch-Off from the Existing Siding in the Providence City Yard Between Eddy Street and Allens Avenue.

(Approved August 25, 1939.)

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

Your petitioner, United Electric Railways Company, respectfully represents :

1. That it is a public utility organized and existing under the laws of the State of Rhode Island.
2. That in its view it is desirable and in the public interest to keep the pavement in Franklin Square and in Eddy street adjacent thereto, under and near the proposed viaduct, free as may be from railroad tracks.
3. That it desires to deliver carload lots of materials used in the manufacturing processes of United States Gutta Percha Paint Company, a corporation organized and existing under the laws of said state, at its plant on Eddy street opposite the Providence City Yard.
4. That to make this switching possible it desires to extend the existing railroad siding located near the southerly end of said City Yard between Eddy street and Allen's avenue, connecting with the tracks of The New York, New Haven and Hartford Railroad Company in Allen's avenue, a distance of about eighty (80) feet, and to construct a branch-off from said existing siding from a point in said siding about two hundred three (203) feet westerly from the westerly line of Allen's avenue measured along said siding, thence westerly across said City Yard and Eddy street to and into the plant of said United States Gutta Percha Paint Company, all as shown on the accompanying print entitled "Trolley Locomotive Operation—U. S. G. Paint Co. To City Yard Spur—Scale 1" = 20'," the existing siding, the proposed extension thereof, and the proposed branch-off therefrom to be equipped with accessories to permit operation by electricity over all, such operation to be in such manner, at

such times, and strictly upon the condition that the spotting and shifting of cars consigned to said United States Gutta Percha Paint Company shall not interfere with the prompt placing of cars consigned to said City of Providence.

WHEREFORE, Your petitioner prays your Honorable Body to grant it permission and authority to construct and maintain an extension of the existing siding in said City Yard a distance of about eighty (80) feet, and to construct and maintain a branch-off from said existing siding from a point in said siding about two hundred three (203) feet westerly from the westerly line of Allen's avenue measured along said siding, thence westerly to said Eddy street, as shown on said print; to equip the existing siding, and the proposed extension thereof and branch-off therefrom with accessories to permit operation by electricity on and over all; and to shift cars consigned to said United States Gutta Percha Paint Company over all by means of an electric locomotive, the spotting and shifting of cars consigned to said United States Gutta Percha Paint Company to be done in such manner and at such times and strictly upon the condition that such operation shall not interfere with the prompt placing of cars consigned to said City of Providence.

And your petitioner, United States Gutta Percha Paint Company, prays your Honorable Body to grant the prayer of the foregoing petition.

UNITED STATES GUTTA PERCHA
PAINT COMPANY

By /s/ Herbert W. Rice
President.

UNITED ELECTRIC RAILWAYS
COMPANY

By Alonzo R. Williams
1st Vice-Pres. and Gen. Mgr.

Providence, August 17, 1939.

No. 224. Resolution Endorsing the Endeavors of the Town Criers and Their Committee of Citizens to Separate the Control of the Providence and Worcester Railroad from the New York, New Haven and Hartford Railroad System.

(Approved August 30, 1939.)

Whereas, There is a plan under way to separate the Providence and Worcester Railroad from the New Haven Railroad System; and

Whereas, The Town Criers of Rhode Island, through a sub-committee of that organization, have assumed the responsibility of raising the necessary funds to consummate the financing of this separation; and

Whereas, The Joint Standing Committee of the City Council of the City of Providence on Municipal Terminal Development is cognizant of the fact that the future development of the Port of Providence is dependent to a large extent upon diversified and independent transportation facilities entering the City of Providence; and

Whereas, This proposed separation of these two railroads will place the control and management of the Providence and Worcester Railroad in a local, independent group of citizens which would materially add an impetus to the business of the port of Providence;

NOW, THEREFORE, BE IT RESOLVED, That the City Council of the City of Providence hereby records its endorsement, encouragement and approval of the movement now being undertaken by the Town Criers and their sub-committee of Public Spirited Citizens in their attempt to separate control of the Providence and Worcester Railroad from its lessee, The New York, New Haven and Hartford Railroad; and

BE IT FURTHER RESOLVED, That a copy of this Resolution be forwarded to the Town Criers of Rhode Island, Hon. J. Nelson Alexander, Chairman of the sub-committee of the Town Criers, Officials of the Providence and Worcester Railroad and Receivers for the New Haven Railroad.

IN BOARD OF ALDERMEN.

SEPTEMBER 7, 1939.

Upon recommendation of the Superintendent of Health, Vincent Truppa is granted permission to remove swill and offal in accordance with his petition.

The Accounts for

Dexter Asylum Maintenance.....	\$2,083.88
Asylum Walls and Buildings.....	63.85

are severally presented, examined and allowed and the Clerk is authorized to certify to the same.

Alderman Duggan, for the Committee on Streets, presents the following Order and, upon his motion, the same is read and granted, viz.:

ORDERED, That the curbstones be set and the gutters be paved on Yarmouth street from Reservoir avenue to Narragansett avenue.

Alderman Lockhart presents the report of the Dexter Asylum for the week ending August 26, 1939, and upon his motion the same is read and received.

Alderman Rao presents the following Resolution, and upon motion of Alderman Duggan the same is read and passed, viz.:

RESOLVED, That permission is hereby granted to Michael Iannotti to make alterations and additions to a marquee located at

589 Charles street, said marquee not to extend beyond the premises occupied by the Columbia Theatre, in accordance with the plans submitted herewith and under the direction of the Inspector of Buildings.

Alderman Rao also presents the following Resolution, and upon his motion the same is read and passed, viz.:

RESOLVED, That the Aldermanic Committee on Street Signs and Numbers be and it is hereby directed to instruct the Director of Public Works to renumber the building formerly known as the U. S. Finishing Company on Charles street to the end that it be numbered in proper sequence and rotation with adjacent properties.

IN BOARD OF ALDERMEN.

SEPTEMBER 11, 1939.

Pursuant to a Warrant issued by His Honor the Mayor, the Board of Aldermen meets this day in Special Session at 8:00 o'clock p. m.

The following message of His Honor the Mayor is read, viz.:

CITY OF PROVIDENCE,
EXECUTIVE DEPARTMENT,
CITY HALL.

September 11, 1939.

To the Honorable the Board of Aldermen of the City of Providence.

GENTLEMEN:

The budget, with the necessary companion measures to give it effect, as required by law, is submitted. The budget was filed with the City Clerk on September 1. The law provides for reference of the budget to the finance committee which shall forth-

with begin consideration as defined in the administrative control act.

There is also prepared for prompt approval a Resolution, embracing an agreement with the town of North Providence, relative to handling the town's domestic sewage through the sewer system of the city of Providence. The agreement represents the conclusions of representatives of the town and of the city, and the agreement is submitted for approval, so that the town council can concur on Friday night, and thus open the way to projects which will mean jobs for six hundred men, under WPA.

The agreement is self-explanatory, and it is made a part of the Resolution for your affirmative consideration.

Respectfully,

/s/ JOHN F. COLLINS,
Mayor.

IN COMMON COUNCIL.

SEPTEMBER 11, 1939.

The Committee on Claims reporting adversely thereon, it is voted that the following petitioners be granted leave to withdraw, viz.: Lavina G. Nelson and Edythe M. Cunningham, for compensation for damages.

The Committee on the Storage and Sale of Petroleum Products reporting adversely thereon, it is voted that John G. Isacco be granted leave to withdraw his application to erect a gasoline station at 1035-1049 Smith Street.

IN CITY COUNCIL.

(City Council File, September 11, 1939.)

No. 225. Statement of the City Auditor for the Month of July, 1939.

No. 226. Report of the City Treasurer for the Month of July, 1939.

No. 227. Two Hundred Forty-First Quarterly Report of the Board of Commissioners of Sinking Funds.

No. 228. Report of the City Messenger for the Month of August, 1939.

CHAPTER 983.

No. 229. An Ordinance Amending Chapter 524 of the Ordinances of the City of Providence, Approved September 27, 1926, Entitled "An Ordinance Respecting the Construction, Repair, Maintenance and Removal of Buildings and Other Structures Within the City of Providence," and Adopting the "American Recommended Practice for Window Cleaning" Approved by the "American Standards Association," October 3, 1933, and Sponsored by the National Safety Council.

(Approved September 12, 1939.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. Chapter 524 of the Ordinances of the City of

Providence, approved September 27, 1926, entitled "An Ordinance respecting the construction, repair, maintenance and removal of buildings and other structures within the City of Providence," is hereby amended by adding thereto the following section:

"Sec. 69. The Code of "American Recommended Practice for Window Cleaning" approved by the "American Standards Association, October 3, 1933" sponsored by the National Safety Council, is hereby adopted by the City of Providence and incorporated herein. Any person violating any of the provisions of this code for window cleaning shall be subject to the penalties provided in Section 70 hereof, entitled "Penalties."

"CODE FOR WINDOW CLEANING.

"Section 1.

"RULE 1. 1. SCOPE.

(a) This code applies to all window cleaning operations performed wholly or partially on the outside of all public buildings more than one (1) story high, or in which the sills of windows are located more than ten (10) feet above grade or adjoining flat roof.

(b) The provisions of this code shall not apply to a window opening to a fire escape balcony, or other balcony not less than two feet (2') wide, nor more than twelve inches (12") below the window sill.

"RULE 1. 2. INTERPRETATIONS AND EXCEPTIONS.

"The purpose of this code is to provide reasonable and adequate protection against accident.

"The code should be liberally construed and applied by enforcing authorities to secure these results; and, in case of practical difficulty or unnecessary hardship, exceptions from the literal requirements may be granted as long as equivalent protection is secured.

“Section 2.

DEFINITIONS 2. 1.

“(a) The word ‘shall’ where used, is to be understood as mandatory and the word ‘should’ as advisory.

“(b) The word ‘approved’ means approved by the authority having jurisdiction.

“(c) The term ‘window cleaning’ shall mean the operation of washing, wiping or other methods of cleaning windows.

“(d) The term ‘Double-head anchor’ (four-bolt system) shall mean two anchor heads in the window frame on each side of the window, that are made and installed in accordance with this code. Each pair of anchor heads shall be used simultaneously and not singly.

“(e) The term ‘Brass (or other approved durable corrosion-resistive metal of equal strength or toughness)’ shall mean metal that will have an ultimate tensile strength of not less than 50,000 pounds per square inch and elongation not less than fifteen per cent (15%) in two inches (2”).

“(f) The term ‘Public Building’ shall include a factory building, an office building, a mercantile building, a hotel building, a theatre building, a warehouse building, an apartment building, a state or municipal building, a school, a college or university building, a building containing a place of public assembly maintained or leased for pecuniary gain, or any other building more than one (1) story high except a dwelling house less than three (3) stories high or occupied by less than three (3) families.

“Section 3.

“RULE 3. 1 GENERAL.

“(a) Both the owner and tenant shall be responsible for observance of these rules.

“(b) All window cleaning safety devices shall be approved by the enforcing authority.

“(c) Existing safety devices and methods of cleaning windows other than those specified herein may be approved on application to the enforcing authority.

“(d) The use of lag screws is prohibited in new or replacement installations.

“(e) Window cleaners shall use safety devices provided for their protection.

“(f) Window cleaners shall not pass from window to window on the outside, except where a railing is installed.

“Section 4.

“SPECIFICATIONS 4. 1.

“RULE 4. 11 WHEN APPROVED SAFETY DEVICES SHALL BE USED.

“(a) In buildings having windows with sills ten (10) or more feet above the grade and so constructed that it is necessary for a person to clean the windows from the outside, approved safety devices for the protection of the window cleaner shall be provided.

“(b) In buildings where the window sill extends less than six inches (6”) out from the window frame, an approved portable auxiliary sill or other approved device shall be provided. Portable sills shall not be less than ten inches (10”) wide or less than thirty inches (30”) long. Portable sills or other devices must be so designed and made that they are safely held in place and can be readily put in position and removed.

“RULE 4. 12 ALTERATIONS.

“Where windows are so constructed and it is usual and practical to clean them from the inside, employers shall not allow any alterations, changes or obstructions which will make it necessary to clean said windows from the outside unless safety devices are provided.

“RULE 4. 13 SWINGING SCAFFOLDS.

When swinging scaffolds are used in connection with window cleaning operations they shall conform with the following specifications:

“(a) Every scaffold swung from an overhead support which is ten feet (10') or more above the ground or floor shall be not less than twenty-seven inches (27") in width and provided with railings and toeboards on open sides. The railings shall be not less than forty-two inches (42") above the scaffold platform, with an intermediate rail. Toeboards shall be not less than one inch by six inches (1" x 6").

“(b) Posts shall not be more than eight feet (8') apart; they shall be permanent and substantial, smooth, and free from protruding nails, bolts and splinters.

“(c) If made of pipe, guard rail shall be one and one-quarter inches (1 $\frac{1}{4}$ ") inside diameter, or larger.

“(d) If made of metal shapes or bars, guard rail sections shall be equal in strength to that of one and one-half by one and one-half by three sixteenths inch (1 $\frac{1}{2}$ " x 1 $\frac{1}{2}$ " x 3-16") angle iron.

“(e) If made of wood, guard rail posts shall be two by four inches (2" x 4"), or larger. The upper rail shall be two by four inches (2" x 4") or two (2) one by four inch (1" x 4") strips, one at top and one at the side of posts.

“(f) Hangers shall be of steel in one piece and so shaped that the scaffold platform shall rest on the hangers. Manila or cotton rope of the best grade at least three-quarters of an inch ($\frac{3}{4}$ ") in diameter shall be used for supports and shall be properly spliced into six-inch (6") ball-bearing or bushed pulley blocks. Steel cable and pulley block of equivalent strength may be used.

“(g) Means shall be provided to prevent scaffolds from swaying. A life line shall be provided for each man working on such scaffolds.

“(h) All scaffolds and their supports shall be properly constructed and of ample strength to support safely the maximum number of men plus the weight of the material to be placed on them.

“RULE 4. 14. BOATSWAIN’S CHAIR.

“(a) When a boatswain’s chair is used for window-cleaning operations, the seat shall be suspended from its four corners and there shall be a rope or strap guard across the front and rear, eighteen inches (18”) above the seat, or a body belt attached to the lower tackle hook, or other fixed support shall be used. A rope tackle with not less than a single and a double-sheave block with five-eighths of an inch ($\frac{5}{8}$ ”) rope or cable of equivalent strength shall be used for raising and lowering the chair. A man shall be stationed beneath to operate the tackle unless the fall line has an approved automatic locking device.

“(b) An approved type of safety harness may be used in lieu of a boatswain’s chair.

“(c) Scaffolds and boatswain’s chairs shall be inspected not more than thirty (30) days prior to use. No employee shall be assigned to work on scaffolds or boatswain’s chair who is not competent to handle such equipment.

“RULE 4. 15 PORTABLE LADDERS

“(a) When portable ladders are used they shall be fitted with approved safety feet or other suitable means to reduce the hazard of slipping.

“(b) Where ladders are more than eighteen feet (18’) in length, a man shall be stationed at the foot of the ladder to hold it in place at all times while the window cleaner is on the ladder.

“RULE 4. 16 SECTIONAL LADDERS

“When sectional ladders are used in connection with window cleaning operations, they shall conform with the following specifications:

“(a) Ladders shall be made from straight grain clear lumber of spruce, Oregon pine, Norway pine, or other approved material of equal strength.

“(b) The minimum diameter of wooden rungs between rails shall be one and one-eighth inches ($1\frac{1}{8}$ " diameter. Rungs that have worn down to three-quarters of an inch ($\frac{3}{4}$ " thickness at any point shall be replaced with new rungs. All rungs shall fit snugly in holes not less than seven-eighths of an inch ($\frac{7}{8}$ " in diameter, bored through the side rails. All rungs shall be spaced twelve inches (12" center to center.

“(c) Dimensions of the locking slots at the end of the ladders shall be fifteen-sixteenths of an inch (15-16") wide and two inches (2") long. Locking slots on each section of ladder rails shall have one side reinforced with metal plates of not less than No. 18 U. S. gauge; these plates shall be securely fastened in place.

“(d) Intermediate ladder sections shall be six feet, four inches (6' 4") long overall.

“(e) Top ladder sections shall not exceed nine feet (9') in length and shall be not less than four inches (4") wide across rails at the top.

“(f) Where ladder sections join together the combined taper of the side rails shall be one inch (1") to the foot.

“(g) Dimensions shown in the following table shall govern.

Ladder Sections	Side Rails Not less than	Length Over-all of sections	Dimension across bottom end of rails (outside)	Dimension across top end of rails (outside)	Locking slots at section end	Minimum diameter of rungs between rails	Minimum diameter of rungs through rails	Center to center rung spacing
		Not over		Not less than				
Top section	1-1/8"x2-3/4"	9'	14-3/4"	4"	15/16"x2"	1-1/8"	7/8"	12"
First below top	1-1/8"x2-3/4"	6'-4"	17-3/4"	10-3/4"	15/16"x2"	1-1/8"	7/8"	12"
Second below top	1-1/8"x2-3/4"	6'-4"	20-1/2"	13-7/8"	15/16"x2"	1-3/16"	7/8"	12"
Third below top	1-1/8"x3"	6'-4"	23-3/8"	16-7/8"	15/16"x2"	1-1/4"	7/8"	12"
Fourth below top	1-1/4"x3"	6'-4"	26-3/4"	19-3/4"	15/16"x2"	1-3/8"	7/8"	12"
Bottom section of		Not over	Not less than			Over		
six section ladder	1-5-16"x3-1/4"	6'-4"	29-1/2"	22-3/4"	15/16"x2"	1-3/8"	7/8"	12"

“RULE 4. 17 MATERIAL FOR BELTS, BELT TERMINALS AND ANCHORS.

“When windows are cleaned from a sill, an approved safety belt of oak tanned leather, canvas, or other equally strong durable material shall be provided, maintained and used. The ends of the belt shall be fitted with approved heavy forged metal safety terminals of brass, monel metal, or copper-nickel alloy equivalent to monel metal, or other approved durable corrosion resistive metal of equal strength and toughness. All anchors, fittings, rivets, thimbles, back support chains, and other metal parts shall be of the same strength and material as the terminals.

“RULE 4. 18 DESIGN OF BELTS.

“(a) The belt shall be so designed and constructed that it will be impossible for the safety terminals to pass through their fastenings on the body belt of the window cleaner should one terminal become loosened from its window anchor.

“(b) Ropes or straps secured to eyes or rings shall be provided with metal thimbles to prevent wear.

“(c) Rope, if used, shall be not smaller than one-half inch ($\frac{1}{2}$ ") Yacht Manila or its equivalent.

“(d) The waist band, ropes of the belt and all interconnecting parts shall be separately, and as an assembled unit, subjected to test, and shall show sufficient strength to hold a suspended load of one thousand (1,000) pounds.

“RULE 4. 19 BELT TERMINALS.

“(a) Safety belt terminals shall be of forged brass, or other approved durable corrosion-resistive metal of ample section and securely fastened to the belt. The belt and each terminal and their fastenings shall be of sufficient strength to hold a suspended load of one thousand (1000) pounds.

“(b) The belt terminals shall have slots not less than four inches (4") long; the slots shall be one-half inch ($\frac{1}{2}$ ") wide

(tolerance plus or minus 1-32"). That portion of the slot which passes over the anchor head shall be seven-sixteenths of an inch (7-16") deep by one inch (1") wide, and shall have an approved catch to prevent the automatic or accidental release of the terminal.

"(c) Right-angle sections of forgings shall have one-eighth of an inch ($\frac{1}{8}$ ") radius fillets in all inside corners.

"(d) Where the anchor head comes in contact with the belt terminal while in use, the terminal forging shall be not less than one-quarter of an inch ($\frac{1}{4}$ ") thick.

"RULE 4. 110 ANCHORS.

"(a) Anchors shall be of the twin or double-head type designed for attachment to window frames or mullions and shall be made of heavy forged metal of brass, monel metal, or copper-nickel alloy equivalent to monel metal, or other approved durable corrosion-resistive metal of equal strength and toughness.

"(b) Double-head (four-bolt system) belt anchors shall be seven-sixteenths of an inch (7-16") in diameter and the head shall be three-quarters of an inch ($\frac{3}{4}$ ") across the flat and not less than nine thirty-seconds of an inch (9-32") thick.

"(c) Drop forgings shall have one-eighth of an inch ($\frac{1}{8}$ ") radius fillets at all places where diameters or other dimensions change. Wall flanges shall be not less than one and one-quarter inches ($1\frac{1}{4}$ ") in diameter.

"(d) The space between the anchor head and the flange or window frame shall be not less than one-half of an inch ($\frac{1}{2}$ ") or more than seven-eighths of an inch ($\frac{7}{8}$ ").

"(e) Double anchor heads shall be spaced not less than two-inch (2") or more than three-inch (3") centers.

"(f) The back face of anchors for installation in wood window frames or mullions shall be provided with at least two (2) sharp lugs to prevent turning of the anchor after installation.

“RULE 4. 111 HEIGHT OF BELT FASTENINGS (ANCHORS)

The anchors on the building to which the belt shall be fastened, shall be installed in the side frames of the window and/or in the mullions at a point not less than forty-two inches (42") or more than fifty-one inches (51") above the window sill.

“RULE 4. 112 METHODS OF FASTENING ANCHORS.

“Bolts, anchors and other approved fittings shall be securely fastened to the window frame or mullion, as follows:

“(a) In wood construction, bolts not less than three-eighth inch ($\frac{3}{8}$ ") diameter, made of the same material as the anchor shall pass through the entire window frame or mullion and shall be securely fastened by a nut and washer. The ends of such bolts shall be upset to prevent loosening and/or removal of the nuts.

“(b) In hollow metal frame construction, the bolt or bolts on combination anchor fittings shall be at least three-eighths inch ($\frac{3}{8}$ ") in diameter, of the same material as the anchor, and shall pass through a wrought iron or steel plate not less than five-sixteenths (5-16") thick by six inches (6") long. This plate shall be in the form of a Z or some other equivalent, one portion of which will reach around behind the exposed face of the frame and be bolted or riveted, by at least two (2) one-quarter inch ($\frac{1}{4}$ ") bolts, screws, or rivets of the same material as the anchor, to a part of the frame protected by masonry and concrete.

“(c) As an alternate each anchor fitting may be attached to frame and reinforcing plate by means of at least two (2) five-sixteenths inch (5-16") screws, of the same material and strength as the anchor, threaded and screwed into plate to a depth of at least five-sixteenths of an inch (5-16").

“(d) Anchor fittings having single threaded section and merely screwed into re-inforcing plates shall not be acceptable.

“(e) In solid metal frame construction anchor fittings shall be attached by three-eighths inch ($\frac{3}{8}$ ") bolts, of the same material as the anchor. Such bolts shall pass through the frame

and shall be securely held in place by nuts and washers on the inside.

"Where the nature of the solid metal frame construction is such that this method cannot be followed, it will be permissible to drill and tap the metal frame to a depth of at least three-eighths inch ($\frac{3}{8}$ ") and install the anchor with at least two (2) five-sixteenths inch (5-16") screws, made of the same material as the anchor. Each screw shall be provided with a corrosion resistive back-washer.

"(f) All screws used in the installation of anchors on metal frame construction shall have the threads terminate far enough from the screw head to prevent weakening due to undercutting.

"RULE 4. 113 EXTRA WIDTH WINDOWS.

"(a) In buildings with windows where the distance between anchors is greater than six feet (6'), there shall be installed special approved anchors at each side of the window frame; these anchors shall be set forty-two inches (42") above the window sills.

"(b) The owner shall provide for each such window when it is being cleaned a brass cable or chain that can readily be attached to the anchors to be used as a back support for the window cleaner. In addition there shall be installed above these anchors, standard belt anchors to which the window cleaner shall attach one end of his belt.

"(c) Where masonry openings for mullion windows are more than five feet six inches (5' 6") wide, at least one anchor fitting shall be installed in each mullion.

"RULE 4. 114. CASEMENT WINDOWS

Casement windows which cannot be wholly cleaned while standing at the inside shall have anchor fittings installed in the same manner as specified for other windows."

SEC. 2. Sections 69 and 70 of said Chapter 524, entitled "An Ordinance respecting the construction, repair, maintenance and

removal of buildings and other structures within the City of Providence," as amended, are hereby renumbered Sections 70 and 71 respectively.

SEC. 3. This Ordinance shall take effect upon its passage and all Ordinances or parts of Ordinances inconsistent herewith are hereby repealed.

No. 230. Resolution Authorizing the Making of a Contract Between the City of Providence and the Town of North Providence for the Disposal of Sewage.

(Approved September 12, 1939.)

RESOLVED, That a contract be entered into between the City of Providence and the Town of North Providence to make provision for the disposition of the domestic sewage from said town of North Providence by means of the sewer system of the City of Providence, and relative to the extension of the sewer system of the City of Providence required thereby, such contract to be for the term of five years from the date of its execution and substantially upon the terms and conditions specified in the annexed draft contract; and the Mayor is hereby authorized in the name and on behalf of the City of Providence to execute and deliver such contract in such form as shall be satisfactory to the City Solicitor.

A G R E E M E N T

This agreement made and entered into this _____ day of September, A. D. 1939, by and between the City of Providence, a municipal corporation in the County of Providence and State of Rhode Island, created by the General Assembly of said State, pursuant to a Joint Resolution of the City Council of the City of Providence authorizing the making of a contract between the City of Providence and the Town of North Providence for the disposition of the sewage of the Town of North Providence by means of the sewer system of said City of Providence, approved

the day of September, A. D. 1939, said City of Providence being hereinafter called the "City", and the Town of North Providence, a municipal corporation in said County of Providence and State of Rhode Island, pursuant to a Resolution of the Town Council of said Town of North Providence, authorizing the said Town Council of the said Town of North Providence to enter into this agreement approved the day of September, A. D. 1939, said Town of North Providence being hereinafter called the "Town".

WITNESSETH:

That the parties hereto, in consideration of the mutual covenants and agreements herein contained, mutually covenant and agree each with the other as follows:

First: Said City for itself and its successors hereby covenants and agrees with said Town and its successors that it will take and admit into its sewer system from said Town and its successors, for and during the period of five (5) years from the date hereof all the domestic sewage from the sewer system of said Town now or hereafter constructed, by and through connections between said sewer system in said Town and the sewer system in said City to be made in ten places at or near the dividing boundary line between said City and said Town, as shown on a plan entitled "Town of North Providence Sewer Commission Sanitary Sewers, Proposed Connections to City of Providence" by Charles A. Maguire, Consulting Engineer, and dated March 27, 1939, a blue-print copy of which plan is annexed hereto and marked "Exhibit A"; and said City will at its expense dispose of such sewage by means of its sewage disposal plant at or near Fields' Point in said City, or otherwise.

Second: Said Town shall pay to the City Treasurer of said City for service charges for the treatment and disposal of said sewage and all charges in connection with the handling thereof the following-named amounts: \$17,000. for the calendar year 1940; \$18,000. for the calendar year 1941; \$19,000. for the calendar year 1942; \$20,000. for the calendar year 1943, and \$20,000. for the calendar year 1944. Such amounts for each

year shall be paid by said Town in equal quarterly installments and the first installment shall be paid on April 1, 1940, and succeeding payments shall be made on the first business day of the fourth month following said date.

Third: Said City of Providence, will, as soon as may be, make extensions to its existing sewer system to said boundary line, as indicated on said Exhibit A, as follows:

- A. Woonasquatucket Trunk Line, 1650 feet, more or less, to North Providence Town Line.
- B. Canada Pond Trunk Line, 3150 feet, more or less, to North Providence Town Line.
- C. Douglas avenue, 475 feet, more or less, to North Providence Town Line.
- D. Albert and Sheffield avenues, 140 feet, more or less, to North Providence Town Line.
- E. Kentland avenue, 165 feet, more or less, to North Providence Town line.

Fourth: The right of said Town hereunder to connect its said sewers with said Providence sewers and discharge its said sewage into said Providence sewer system shall be subject to and in conformity with all laws of the State of Rhode Island and all general laws, Ordinances, Resolutions and regulations of said City now or hereafter in force during the continuance of this agreement and said city shall be under no obligation to receive from said Town any sewage or other matters into its sewer system which is prohibited by any of the same, and no live steam, oil, gasolene or other explosive or other matter injurious to said Providence sewers or sewer system or the use thereof in said City shall be allowed by said Town to be turned, conducted or discharged into said Providence sewers or sewer system, and any work, including labor and materials, of repairing or otherwise remedying any damages to said Providence sewers or sewer system resulting from any breach of this condition shall be paid for by said Town, and any damages suffered by any person or

persons by reason of any breach of the same which said city shall be liable to pay shall be paid by said Town, or if paid by said City said Town shall reimburse said City therefor, as the charges for the service rendered said Town hereafter are not adequate to warrant said City's undertaking, assuming or paying for any of the same.

Fifth: Said Town will reimburse said city for the cost of the following items in connection with the treatment and disposition of such domestic sewage from said Town:

1. Materials used in extending the existing City of Providence sewers to the City Line under a W. P. A. project.
2. Equipment rental employed on the above extensions.
3. All engineering and supervision required by the terms of the agreement.
4. Legal fees and cost of acquiring easements, all to be done under the direction of the City Solicitor of said city.

Sixth: Forthwith upon the execution of this agreement said Town shall deposit to the credit of said City in some bank in said City designated by the City Treasurer thereof, with the approval of the Joint Standing Committee on Finance of the City Council of said City, the sum of five thousand dollars (\$5,000.) as an advance payment relative to the items for which said City is entitled to re-imbusement by the terms hereof, and shall deposit in said bank to the credit of said City on the first succeeding business day of each month or as soon as may be thereafter such further sum as shall be required of it by said City evidenced by a bill or statement submitted by the Mayor thereof for expenditures made during the month preceding that for which said bill or statement was rendered. Said City shall keep such records and accounts as shall enable said Town to verify the accuracy of such bill or statement thus rendered and such records and accounts shall be open at all reasonable times to the inspection of the President of the Town Council and the Treasurer of said Town.

Seventh: Forthwith upon the execution of this agreement said Town shall furnish said City with a bond in the penal sum of

ten thousand dollars (\$10,000) for the faithful performance of this agreement on behalf of said Town, which bond shall be in such form as shall be approved by the City Solicitor of said City.

Eighth: Said Town shall have the right and option to extend the terms of this agreement for a further period of five (5) years from the expiration hereof upon the same terms (except as hereinafter provided), conditions, limitations, exceptions and provisions herein specified, provided notice in writing of such extension shall be given by said Town to said City at least six months prior to the expiration of five (5) years from the date of execution hereof. If such notice of extension is given by said Town to said City, as aforesaid, said City may within thirty (30) days after the receipt thereof notify said Town of its desire to increase or decrease the annual service charge of twenty thousand (\$20,000) dollars, and in the event that said City and said Town cannot agree upon a mutually satisfactory service charge for such extended term the matter shall be referred to three arbitrators to be appointed by the Superior Court for the Counties of Providence and Bristol and the decision of said arbitrators, or a majority thereof, as to the amount of the annual service charge to be paid by said Town during said extended period shall be binding and conclusive upon both said City and said Town and each of the parties hereto shall pay one-half of the cost of such reference to arbitrators.

IN WITNESS WHEREOF, said City of Providence has caused these presents and a duplicate original hereof to be executed and its municipal seal to be thereto affixed by John F. Collins, its Mayor, thereunto duly authorized, and said Town of North Providence has caused the same to be executed and its municipal seal to be thereto affixed by Mortimer G. Cummings, the President of the Town Council of said Town, thereunto duly authorized, the day and year first herein written.

CITY OF PROVIDENCE

By.....

Mayor

TOWN OF NORTH PROVIDENCE

By.....
President of Town Council

Signed and sealed
in presence of:

.....

The foregoing contract is satisfactory in form.

.....
City Solicitor

.....
Town Solicitor

No. 231. Resolution Authorizing the Director of
Public Works to Cause Certain Streets to be Paved.

(Approved September 12, 1939.)

RESOLVED, That the Director of Public Works is hereby au-
thorized to cause to be paved with durable pavement the follow-
ing streets or parts thereof, in accordance with the plans and
specifications of the City Engineer:

- John street, from Benefit street to Governor street.
- Niles avenue, from President avenue to Lloyd avenue.
- Evergreen street, from North Main street to Camp street.
- Peach avenue, from Abbott street to Grand View street.
- Western street, from Pleasant street to Jenkins street.
- Longmont street, from Admiral street to Cornwall street.
- Ambrose street, from Chalkstone avenue to Victor street.
- Babbitt street, from Quaid street to Black street.
- Dart street, from West River street to Corliss street.
- Loveday street, from Admiral street to Veazie street.
- Simmons street, from Pocasset avenue to Sibyl street.
- Dewey street, from Plainfield street to Eastwood avenue.
- Algonquin street, from Crescent street to a point 60 feet west
of Reservoir avenue.

- D street, from Lester street to Booth street.
Alabama avenue, from Narragansett boulevard to Montgomery avenue.
Logan avenue, from Prairie avenue to Rugby street.
Blount street, from Elm street to South street.
Blount street, from Bassett street to Elm street.
Wayne street, from Candace street to Douglas avenue.
Washburn street, from Orms street to Common street.
Federal street, from a point 76 feet west of Dean street to Balbo avenue.
Federal street, from Bradford street to Dean street.
Adelphi avenue, from Taber avenue to Wayland avenue.
Freeman parkway, from Slater avenue to Blackstone boulevard.
Villa avenue, from Taber avenue to Arlington avenue.
Molloy street, from Academy avenue to Rowan street.
Home avenue, from Molloy street to Glover street.
Emerson street, from Sackett street to Adelaide avenue.
Temple street, from Public street to Potters avenue.
Tanner street, from Pearl street to Dudley street.
Milk street, from Chester avenue to Public street.
Haskins street, from Broad street to 175 feet north of Lockwood street.
Grant street, from Knight street to Carpenter street.

Any money expended hereunder shall be charged to the appropriation for Highway Special Account, authorized by Resolution 217, approved August 25, 1939.

No. 232. Resolution Requesting That the Public Lavatory on the Ground Floor of the City Hall be Kept Open During Business Hours.

(Approved September 12, 1939.)

RESOLVED, That the Mayor and the City Sergeant are hereby requested to keep open for use by the public during the business hours of the day, the Public Lavatory located on the ground floor of the City Hall.

CHAPTER 984.

No. 233. An Ordinance in Amendment of Chapter 29 of the Revised Ordinances of 1914, Entitled "Health", as Heretofore Amended by Chapter 372 of 1923, Chapter 480 of 1925, Chapter 623 of 1928 and Chapter 858 of 1933 of the Ordinances of the City of Providence.

(Approved September 12, 1939.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. Chapter 29 of the Revised Ordinances of 1914, entitled "Health", as amended, is hereby further amended so as to read as follows:

"Section 1. The Board of Aldermen is hereby authorized to make rules and regulations for the removal of refuse, swill, garbage and house offal from the city.

"Section 2. The Superintendent of Health is hereby authorized to issue permits to property owners and persons employed on dumps or dumping grounds. Such persons shall keep the dumps or dumping grounds under their supervision in as good order and as free from nuisance as possible, and shall have all offensive matter promptly covered with clean earth or ashes, and shall prevent all disposal of garbage or combustible materials on such dump, except under such conditions and regulations as permitted by the Superintendent of Health. No person shall act as dump attendant without such permit.

"Section 3. No person shall place or deposit, or cause or permit to be placed or deposited upon any premises anywhere within the limits of the City any decomposing or decomposable animal or vegetable matter or any other offensive matter or substance of any sort except by permission of the Superintendent of Health, under such regulations as may be adopted by the Superintendent of Health. Every owner, lessee or occupant

of such land, or any person having general charge of the same, or any person hereafter placing or depositing, or causing or permitting to be placed or deposited, any such matter or substance as aforesaid, shall, if the Superintendent of Health shall so request in writing, remove said matter or substance from said land within three (3) days after receiving such request. Every day in excess of three (3) that any person shall suffer or permit any such matter or substance to remain upon said land after receipt of such request from the Superintendent of Health shall be deemed and regarded as a separate offense under this section.

“Section 4. Whenever land is to be used as a dumping ground within the city, the owner or owners of such ground or the agent of said owner or owners shall first obtain a permit from the Superintendent of Health, which permit shall contain the rules and regulations under which said land may be used as a dumping ground; said permit may be revoked by the Superintendent of Health at his pleasure and discretion.

“Section 5. No person shall place or deposit in any street-opening to any sewer or in any catch-basin any animal or vegetable matter, solid or liquid, nor any filthy substance or rubbish.

“Section 6. No person shall dump or deposit anywhere within the city any matter taken from a catch-basin, without completely covering the same with earth or clean ashes immediately upon dumping or depositing the same and in accordance with the rules of the Board of Aldermen and the Superintendent of Health.

“Section 7. No person shall place or deposit, or cause to be placed or deposited, upon any vacant land or upon premises used as a dumping ground any mattress, bedding, wood shavings, excelsior, paper, cardboard, cartons, empty boxes, crates or barrels, or other similar combustible rubbish, except that when such combustible material is of value and can be salvaged and sold, it may be placed on the surface of the land in places provided for such purpose and approved by the Superintendent of Health and within a period of not more than three days shall be moved into sheds or other building for storage until sold, and such residue therefrom as cannot be salvaged may be disposed of in such manner as not to cause a nuisance.

“Section 8. No person shall spit on any sidewalk, or in any church, theatre, grocery, market, store or building frequented by the public, and no person shall spit in any railway station, public building, steamboat, railway-car, street railway-car, bus terminal, bus or licensed vehicle, unless into a spittoon or other receptacle.

“Section 9. The owner or occupant of any land upon which there is any poisonous ivy or any Jamestown or Jimson weed, within fifty feet of any highway or street, shall cause such ivy or weed to be removed within five days after receiving notice so to do from the Superintendent of Health.

“Section 10. The owner of any dwelling house, tenement house or apartment house, shall provide separate and easily accessible proper toilet facilities within each tenement or apartment.

“Section 11. The owner, lessee or agent of any dwelling-house, lodging-house, tenement-house, factory, shop, store, hall, or public building, shall provide an adequate supply of wholesome drinking-water therein, which shall, at all times, be available for the use of the persons therein.

“Section 12. Whenever, in the opinion of the Superintendent of Health, the water in any well or cistern is unwholesome, he shall order the owner of such well or cistern to fill the same with ashes, sand, or gravel; or such owner shall, within ten days after receipt of such order, fill the same in manner aforesaid.

“Section 13. The owner of any dwelling-house, unless such dwelling-house is connected with a public sewer, shall provide, either within or adjacent to such house, at least one suitable water-closet or privy, properly ventilated and communicating directly with the open air and discharging into a cesspool or privy-vault of such location and construction as shall be satisfactory to the Superintendent of Health.

“Section 14. The owner of any dwelling-house, unless such dwelling-house is connected with a public sewer, shall provide such dwelling-house with a suitable cesspool properly connected with the house drain.

“Section 15. The owner, lessee or agent of any premises on which is situated any water-closet, urinal, set-bowl, tub, wash-tray, bath-tub, or other plumbing fixture, shall provide the same with a trap situated as near as possible to the same and approved by the inspector of plumbing.

“Section 16. The owner, lessee or agent of any land or building shall keep in such repair and sanitary condition as is satisfactory to the Superintendent of Health every water-closet, urinal, privy, privy-vault, cesspool, drain, waste-pipe, soil-pipe, and catch-basin, situated on or in such land or building.

“Section 17. No person shall deposit, nor allow to be deposited, in any water-closet, cesspool, privy-vault, drain, waste-pipe, or soil-pipe, any ashes, swill, rubbish, or solid refuse matter other than fecal matter.

“Section 18. No person shall allow the contents of any cesspool or privy-vault to rise within one foot of any part of the top, nor to become a nuisance or in any way offensive.

“Section 19. When required by the Superintendent of Health the owner of any cesspool or privy-vault shall disinfect the same in such manner as may be required by said Superintendent.

“Section 20. The Bureau of Police and Fire may cause to be examined all dumping places or grounds within the limits of the city, where dead leaves, grass, weeds, branches or limbs of trees, old clothing, refuse, rubbish, or waste materials of any kind are placed or deposited, and when said Bureau deems that said articles, rubbish or waste materials are so placed or deposited as to cause appreciable danger of fire, said Bureau shall order the owner, lessee, occupant or person having general charge of said premises to remove said articles, rubbish or waste materials, and if said owner, lessee, occupant or person in general charge of said premises neglects or refuses to remove said articles, rubbish or waste materials within three days, said Bureau may cause the same to be removed at the expense of said owner, lessee, occupant or person in charge of said premises.

“Section 21. No owner, lessee, occupant or person in general charge of any dumping place or ground within the limits of the city shall neglect or refuse to remove therefrom any rubbish or waste materials, after being ordered to do so by the Bureau of Police and Fire in accordance with Section 20 of this Chapter, or shall obstruct any officer or member of the Health, Police or Fire Departments in the discharge of his duties. And every day, in excess of three, that any such owner, lessee, occupant or person in general charge of any dumping place or ground shall neglect or refuse to remove therefrom any rubbish or waste materials after being ordered to do so by said Bureau of Police and Fire in accordance with Section 20 of this Chapter shall be deemed and regarded as a separate offense under this section.

“Section 22. Any person who shall violate any provision of this chapter shall be fined not exceeding twenty dollars for each offense.”

SECTION 2. This Ordinance shall take effect upon its passage, and all Ordinances or parts of Ordinances inconsistent herewith are hereby repealed.

No. 234. Communication From the City Clerk Relative to the Appointments of William A. Spicer, Arthur H. Feiner, Francis D. McManus and John Quattrocchi, Jr., as First, Second, Third and Fourth Assistant City Solicitors, Respectively.

No. 235. Communication From the City Clerk Relative to the Appointment of Victor F. Gabriele as an Investigator in the Law Department.

No. 236. Communication From the City Clerk Relative to the Appointments of David J. Barry, Robert F. Shepard, Cornelius J. Mulcahy, Paul C. Perrotta and Joseph J. Bodell as Members of the Housing Authority Commission.

IN BOARD OF ALDERMEN.

SEPTEMBER 21, 1939.

Upon motion of Alderman Eden, an Ordinance in amendment of Chapter 43 of the Revised Ordinances of 1914, entitled "Plumbing and Drainage" is indefinitely postponed, a substitute Ordinance having been passed.

From the Board of Tax Assessors are received various communications relative to changes in the 1936, 1937, 1938 and 1939 City Tax Lists to correct clerical errors in assessments in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same are approved.

(See Files of the Board of Aldermen.)

Alderman Coppen presents a communication from the City Engineer recommending the approval of the plat entitled "WILLIAMS PARK PLAT adjoining Roger Williams Park Belonging to Williams Estates, Inc., Providence & Cranston, R. I. By H. Cappy, Eng. Aug. 1939" and upon motion of Alderman Duggan the same is read and the plat approved.

Alderman Lockhart presents the reports of the Dexter Asylum for the weeks ending September 2, 9 and 16, 1939, and upon his motion the same are read and received.

Alderman McCabe presents a communication from the City Engineer recommending the approval of the plat entitled

"WEST VIEW PLAT Providence, R. I., belonging to West View Realty Co., by Waterman Engineering Co., Aug. 1939 Scale 1"-50'=0'" and upon motion of Alderman Duggan the same is read and the plat approved.

IN CITY COUNCIL.

(City Council File. September 21, 1939.)

No. 237. Resolution Relative to the Providence and Worcester Railroad Control.

(Approved September 22, 1939.)

WHEREAS, history shows that the progress of a city in all things having to do with material and economic welfare is seriously halted without adequate and continuously improving transportation facilities; and

WHEREAS, in the opinion of the City Council of Providence, a state of material and economic stagnation, because of a lack of forward moving transportation facilities, is likely to be the experience of this municipality if steps to improve conditions are not taken whenever opportunity affords, and

WHEREAS, such a signal opportunity now presents itself in the proposed re-organization of the New York, New Haven and Hartford Railroad Company, whereby the Providence and Worcester Company may be controlled by a Citizens' Committee providing first:

That sufficient operating expense subscriptions are forthcoming, and second:

That a lease may be obtained through the Interstate Commerce Commission whereby the said Providence and Worcester Railroad may be operated by the Citizens' Committee in the sole interest of the community,

THEREFORE, BE IT RESOLVED, That the City Council of Providence goes on record as heartily endorsing the present movement to take over the Providence and Worcester Railroad Company believing that if such action is successfully brought about it will help to bring new industries to Providence and thereby increase employment, and

FURTHERMORE BE IT RESOLVED, That the City Council of Providence urges citizens to consider carefully the question of a locally controlled rail line of communication between this City and the City of Worcester and give the movement what moral and fiscal support they may feel disposed, having in mind always the immeasurable advantage a city enjoys whose citizenry are keenly alive to the necessity of continuously improving transportation facilities by rail, water, air, highway.

No. 238. Resolution to Pay to John D. Crouchley the Sum of \$17.20 for Refund of Over-payment of Personal Property Tax.

(Approved September 22, 1939.)

RESOLVED, That to John D. Crouchley the sum of Seventeen Dollars and Twenty Cents (\$17.20) be allowed, said sum representing refund of over-payment to the City Treasurer on 1938 Intangible Personal Property Tax assessed against him, the original tax being subsequently reduced by a certificate of correction of the Board of Tax Assessors, approved by the Board of Aldermen on July 6, 1939; said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 239. Resolution to Pay to William H. Holden the Sum of \$250.00 as Compensation for Injuries.

(Approved September 22, 1939.)

RESOLVED, That to William H. Holden the sum of Two Hun-

dred and Fifty Dollars (\$250.00) be allowed whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for injuries received January 8, 1939, by reason of a defect in the sidewalk of Plainfield street at a point in front of premises No. 526 on said street; said sum to be paid in the ordinary course of payments by the City of Providence according to the Ordinances governing such payments.

No. 240. Resolution to Pay to Benjamin H. Jackson
the Sum of \$96.00 for Refund of Over-Payment on
Personal Property Tax.

(Approved September 22, 1939.)

RESOLVED, That to Benjamin H. Jackson, the sum of Ninety Six Dollars (\$96.00) be allowed, said sum representing refund of over-payment to the City Treasurer on 1937 Tangible Personal Property tax assessed against him, the original tax being subsequently reduced by a certificate of correction of the Board of Tax Assessors, approved by the Board of Aldermen on June 15, 1939; said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 241. Resolution to Pay to Chester Lisbon the
Sum of \$32.02 to Replace Check Issued August 14,
1934.

(Approved September 22, 1939.)

RESOLVED, That to Chester Lisbon the sum of Thirty-two Dollars and Two Cents (\$32.02) be allowed whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for the issuance of new pay check to replace check No. P23740 issued August 14, 1934, to said petitioner and charged to the Police Payroll Account, said check having been

lost and not cashed; said sum to be paid in the ordinary course of payments by the City of Providence according to the Ordinances governing such payments.

No. 242. Resolution Authorizing His Honor the Mayor to Renew a Lease for Certain Premises Near the Junction of Harris Avenue and Kinsley Avenue.

(Approved September 22, 1939.)

RESOLVED, That his Honor, the Mayor, is hereby authorized and directed to execute a lease to the Socony-Vacuum Oil Company, Incorporated, of a parcel of land near the junction of Harris avenue and Kinsley avenue, containing approximately 5597 square feet of land, for a period of five years, at a rental of \$1680.00 per annum, with the privilege of renewal for a further period of five years at a rent to be agreed upon between the parties or determined by arbitration; all substantially in accordance with the accompanying draft lease.

THIS AGREEMENT, made this _____ day of August, A. D. 1939, between the CITY OF PROVIDENCE, a municipal corporation created by the General Assembly of the State of Rhode Island, hereinafter called the first party, and SOCONY-VACUUM OIL COMPANY, INCORPORATED, a New York Corporation having its principal office and place of business at 26 Broadway, in the Borough of Manhattan, City, County and State of New York, hereinafter called the second party.

WITNESSETH: That WHEREAS, by agreement made the 26th day of September, A. D. 1934 that certain lease described in the indenture of lease dated the 12th day of September, A. D. 1929 between the first party and the Standard Oil Company of New York was transferred to the Socony-Vacuum Oil Company, Incorporated, the second party, and extended to the 31st day of July, A. D. 1939, relating to those certain premises situated at or near the junction of Harris avenue and Kinsley avenue owned by the first party, and

WHEREAS, the parties now desire to renew said lease and extend the term thereof upon the terms and conditions hereinafter stated:

NOW, THEREFORE, in consideration of the premises and of One (\$1.00) Dollar by each of the parties to the other in hand paid, the receipt whereof is hereby acknowledged, the parties hereto agree that the said lease be and the same hereby is renewed and the term thereof extended for a period of five years beginning on the first day of August, A. D. 1939, and extending to the first day of July, A. D. 1944, upon the terms and conditions set forth in said lease, except as to the rental which shall be One Thousand Six Hundred and Eighty (\$1,680.00) Dollars per annum, payable in equal monthly installments, each in advance.

It is furthermore agreed by and between the parties that the second party observing and performing all the terms and conditions of this lease, at the end and expiration of said period ending the 31st day of July, A. D. 1944, shall have the right and option to renew this lease for a further period of five years. The rent for the second term of five years to be such sum as the parties shall agree upon, but in case the parties shall not within the first four and one-half years of the original term hereof agree upon the rent to be paid by the lessee hereunder for the second period of five years of the original term hereof, then the rent for said second period of five years shall be fixed and determined by a majority of three judicious men to be selected within the first month of the last six months of said original term, one to be chosen by the Mayor (for the time being) of said City of Providence, one to be chosen by the lessee, and the third by the two so chosen. Each party upon naming an arbitrator in pursuance hereof shall at once give the other party notice in writing of the appointment so made, and thereafterwards the other party shall have the right within said month or within ten days after the receipt of such notice to name the arbitrator representing such other party, even though the said ten days extended beyond the said period of one month. In case the two arbitrators first to be chosen as above provided do not agree upon a third within

ten days after the time the second of said two are chosen, then the Presiding Justice for the time being of the Superior Court for the counties of Providence and Bristol of said State of Rhode Island, or in the absence of such presiding Justice, any Justice of said court, upon application therefor by either party hereto may, after notification to the other party, appoint said third arbitrator and the determination of a majority of the three arbitrators so chosen shall determine the rent for said second period of ten years hereunder, provided that the rent to be determined by the arbitrators shall never be less than the rent current at the time of the appointment of the arbitrators, and in case the rent for said second period of five years shall not be fixed and determined before said period begins to run, then the lessee shall continue to pay rent at the rate provided for herein with respect to the original term of five years, and upon the determination of the rent for the second period of five years the lessee shall in case the same shall be greater than the rent for the original period of five years within ten days after receipt of notice from the arbitrators of the amount of rent determined, pay up all deficiencies in rent and thereafter shall pay rent in accordance with the decision of the arbitrators; the cost of said arbitration shall be paid one-half thereof by the lessor and the other half by the lessee.

The parties hereto further mutually agree that the buildings, equipment and improvements heretofore erected or installed on the premises by said Standard Oil Company of New York, Inc. and/or by the second party under this lease, or any renewal or extension thereof, are the property of the second party, and said second party shall have the right, within thirty (30) days after the expiration or termination of said lease, or any renewal or extension thereof, to remove the same from said premises.

This agreement shall be binding upon and enure to the benefit of the respective heirs, legal representatives, successors and assigns of the parties hereto.

IN WITNESS WHEREOF said parties have executed this instrument and affixed their respective seals thereto the day and year first above written.

Signed and sealed
in the presence of:

.....
.....

CITY OF PROVIDENCE

.....
Mayor.

SOCONY-VACUUM OIL COMPANY,
INCORPORATED

.....
Vice-President.

STATE OF RHODE ISLAND }
COUNTY OF PROVIDENCE }^{SS}

In the City of Providence, on the _____ day of August,
A. D. 1939, then personally appeared before me the within
named John F. Collins, Mayor of the City of Providence, to me
known and known by me to be the party executing the foregoing
instrument, and acknowledged said instrument by him executed
in the name and behalf of said City of Providence to be his free
and voluntary act and deed and the free and voluntary act and
deed of said City of Providence.

.....
Notary Public

My Commission expires.....

STATE OF NEW YORK }
COUNTY OF NEW YORK }^{SS}

In the City of New York, on the _____ day of August,
A. D. 1939, then personally appeared before me the within

named _____ of Socony-Vacuum Oil Company Incorporated, to me known and known by me to be the person executing the foregoing instrument, and acknowledged said instrument by him executed in the name and behalf of said Corporation to be his free and voluntary act and deed and the free and voluntary act and deed of said Socony-Vacuum Oil Company, Incorporated.

.....
Notary Public

My Commission expires.....

CHAPTER 985.

No. 243. An Ordinance Providing a System of Fees and Charges for Filing Plans for Plumbing Fixtures, for Plumbing Permits, and for Inspection Services by the Sanitary Engineer of Plumbing and Drainage.

(Approved September 22, 1939.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. Every person, firm or corporation desiring to file a plan or plans with the Sanitary Engineer of Plumbing and Drainage of the City of Providence for the installation of plumbing or drainage, shall before any plan or plans are approved or any permit issued, pay to the City Treasurer the fees hereinafter provided:

For each plan.....	\$2.00
For each fixture shown on said plan or subsequently installed50

Within the meaning of this Ordinance the term fixture is hereby defined to mean a water closet, wash basin, bath tub, shower, stall, dish washer, laundry tray, sink, or any plumbing or drainage appliance or drain trap connected either directly or indirectly to the plumbing or drainage system.

Each down spout, when connected to drain, shall count as one fixture.

Additional fixtures may be installed by revising the previously approved plan and paying the fee for each additional fixture, provided the plan is revised and fixture is installed before final certificate is issued.

Where fixtures have been broken or removed and replaced on the same outlets, or traps are worn out and replaced, the replacement work may be done after filing plans, without payment.

SEC. 2. Any person, firm or corporation violating the provisions of this Ordinance shall be fined not exceeding one hundred (\$100.00) dollars.

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

CHAPTER 986.

No. 244. An Ordinance Authorizing and Directing the Board of Park Commissioners to Erect a Public Fountain in the Alexander Farnum Lippitt Memorial Park and to Apply the Fund Created Under the Will of Henry B. Anthony in Payment Thereof.

(Approved September 22, 1939.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. The Board of Park Commissioners of the City

of Providence is hereby authorized and directed for and on behalf of said city to cause a public fountain, as provided in the will of Henry B. Anthony, late of the City of Providence, deceased, to be constructed and erected on land of said city in the Alexander Farnum Lippitt Memorial Park, and to make such contracts for materials and labor and incur such expenses as are necessary or appropriate to accomplish the purpose of this Ordinance, and to apply said Henry B. Anthony Fund in payment thereof, and the City Treasurer is hereby directed to pay the costs thereof from said fund on receipt from time to time of bills therefor approved by the Chairman of said board.

SEC. 2. The provisions of Chapter 6 of the Revised Ordinances of 1914, and any amendments thereof, shall not apply hereto, and this Ordinance shall take effect upon its passage.

No. 245. Statement of the City Auditor for the Month of August, 1939.

No. 246. Petition of the Members of the Providence Budget Commission for Capital Expenditures to be Legally Discharged From Further Service.

(Approved September 22, 1939.)

No. 247. Resolution Dissolving and Discharging the Members of the Providence Budget Commission for Capital Expenditures.

(Approved September 22, 1939.)

RESOLVED, That the Commission, known as the Providence Budget Commission for Capital Expenditures, consisting of the

following persons: Walter F. Farrell, Charles H. Manchester, Edmund C. Mayo, Arthur L. Philbrick and Henry D. Sharpe, be and it is hereby dissolved and the said members thereof be and they are hereby discharged as members of said Commission in accordance with provisions of Resolution No. 472, approved October 19, 1928.

Nos. 248 and 249. Resolutions Permitting Certain Persons, Firms or Corporations to Erect Gasoline Stations.

(Approved September 22, 1939.)

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 Inspector of Buildings 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, viz.:

No. 248. Gulf Oil Company, 81 Dyer street, Lot 84, Plat 20; 1 additional pump, making 6 in all.

No. 249. Industrial Trust Company, (Gulf Oil Company, Lessee), 873 Elmwood avenue, Lot 105, Plat 88; 3 pumps.

The erection or location of any buildings or structures not shown on the original plat on file with the Inspector of Buildings or any change in the location of buildings or structures from that shown on said plat shall be deemed a violation of this permit.

IN BOARD OF ALDERMEN.

SEPTEMBER 28, 1939.

Pursuant to a Warrant issued by His Honor the Mayor, the Board of Aldermen meets this day in Special Session at 7:45 o'clock p. m.

The Board is called to order at 1:27 o'clock a. m., Friday, September 29, 1939.

The roll is not called.

The Warrant and Message from Mayor John F. Collins are not read.

Mayor Collins states that this being another day from that for which the Warrant for the Special Meeting of the Board was issued, there is some question in his mind as to the legality of any gathering that may be called together at this time, and he, therefore, suggests that the Board recess to Saturday, September 30, 1939, at 12:00 o'clock noon.

Accordingly, on motion of Mr. Duggan, seconded by Mr. Violet, the Board of Aldermen votes to recess to Saturday, September 30, 1939, at 12:00 o'clock noon.

IN COMMON COUNCIL.

SEPTEMBER 28, 1939.

Pursuant to a Warrant issued by His Honor the Mayor, the Common Council meets this day in Special Session at 7:45 o'clock p. m.

Upon motion of Councilman Presel, an Ordinance in amendment of Chapter 20, Revised Ordinances of 1914, providing for a change of Fiscal Year is indefinitely postponed.

Upon motion of Councilman Barnes, an Ordinance authorizing the City Treasurer to grant discount of the payment of taxes is indefinitely postponed.

Also upon motion of Councilman Barnes, an Ordinance in amendment of Chapter 55, Revised Ordinances of 1914, entitled "Salaries" and the Ordinances in amendment thereof and in addition thereto, providing for the fixing of semi-monthly payment of certain salaries is indefinitely postponed.

Upon motion of Councilman Presel, a Resolution providing for the assessment of the 1940 tax is indefinitely postponed.

Also upon motion of Councilman Presel, a Resolution appropriating the sum of \$7,634,918.74 for the support of the City Government for the three months ending December 31, 1939 and \$18,907,418.76 for the financial year ending December 31, 1940 is indefinitely postponed, a substitute Resolution having been passed.

IN CITY COUNCIL.

(City Council File, September 28, 1939.)

No. 249A. Message of His Honor the Mayor Relative to the Budget as Prepared by the City Auditor and Any Recommendations Made by the Committee on Finance.

CITY OF PROVIDENCE,
EXECUTIVE DEPARTMENT,
CITY HALL.

September 28, 1939.

To the Honorable, the City Council.

GENTLEMEN :

I have convened you in special session to pass upon the budget

as prepared by the City Auditor and upon any recommendations made by the Finance Committee.

We were elected with the solemn promise, and we took an oath to that effect, to do our best for the taxpayers and people of Providence. I have tried honestly and faithfully to keep my pledges, because I know it is for the best interests of the city.

In your possession rests the obvious duty of encouraging industry to remain and locate in the city of Providence. Buried in the back pages of today's Evening Bulletin is a very significant story. It tells you members of the City Council, including you hostile members of the City Council Finance Committee, that the Vesta Underwear Company is moving from Providence to Pawtucket because Pawtucket has been cutting its taxes to aid industry.

The owner of the Vesta Underwear Company is a former General Treasurer of Rhode Island, by appointment of the then Governor, Theodore Francis Green. He proves very definitely to me, at least, that the matter of tax relief for industry is vitally important. I want you members of the City Council to give that vitally important tax relief in the form of a \$1.20 reduction in the tax rate. There is no politics or partisanship in a tax reduction unless you members of the City Council want to put it there. Everyone shares equally with a tax reduction.

Honestly and faithfully, I inform you that another major industrial concern in the city of Providence is negotiating to move from the city of Providence to the city of Pawtucket because of the lowering tax rates. Yet the majority of the Finance Committee, by their recommendations, slap industry in the face, tell industry we do not care about the employment given to our residents, and, in effect, say, "Leave the city, what do we care."

It is doubly significant to me, at least, that the Finance Committee has followed the false leadership of the Providence Journal, a leadership which threatens to cost the city taxpayers \$650,000 in tax reductions, \$250,000 in additional interest rates, and other major savings embedded in the budget.

We cannot stand idly by, as representatives of all the people of the city of Providence, and do nothing about the challenging facts that valuations have decreased and populations have declined in Providence.

The budget prepared by the City Auditor comes from an official who has had sixteen years' experience in the accounting field. We have no one in the city government today to match that experience and skill in preparing the budget. He has done a fine job, and has scientifically laid before you, for adoption, a budget which :

1. Reduces the tax rate from \$24 to \$22.80.
2. Reduces the debt of the city by at least \$3,000,000, and possibly by much more.
3. Balances expenditures with estimated receipts, thus guaranteeing no deficit for the first time in many years.
4. Guarantees, for the first time, a full year's appropriation for the needy.
5. Provides for payment of some \$600,000 in old bills.
6. Sets up an accounting system as required by State law.
7. Sets forth in complete detail the total appropriations for all departments, thus guaranteeing budgetary control for the first time.

These are important achievements for which the City Council can share the credit.

The only opposition to the budget has come from the Providence Journal and Evening Bulletin, because these newspapers have persisted, year in and year out, to discredit the City Council and the present form of city government.

They cry out against the maximum which might be borrowed against taxes, yet overlook the fact, mandated by law, that all these notes must be retired before the end of the year, thus leaving no floating debt for the first time in many years.

You were not elected to follow the leadership of the Providence Journal and Evening Bulletin. You were elected to aid the city, its people, its business, its industry, and its homes.

In addition to the consideration of the budget Resolution, you are called into special session for the purpose of considering and acting upon the following matters:

(1) Resolution providing that the fiscal year shall commence on the first day of January and end on the thirty-first day of December following.

(2) Resolution authorizing the City Treasurer to grant a discount of five percent on certain taxes paid in full not later than on the twenty-fourth day of October, 1940.

(3) Resolution providing for semi-monthly payment of certain salaries.

(4) Resolution ordering the assessment of certain taxes as of June 15, 1940, and the collection thereof.

(5) Resolution authorizing and directing the Joint Standing Committee on Finance to negotiate with the Board of Commissioners of Sinking Funds relative to the retirement of certain bonds, and to report in regard thereto.

The City Auditor is available for advice and the City Solicitor is available for counsel.

Respectfully submitted,

/s/ JOHN F. COLLINS,

Mayor.

Upon motion of Alderman Coppen, an Ordinance in amendment of Chapter 55, Revised Ordinances of 1914, entitled "Salaries" and the Ordinances in amendment thereof and in addition thereto, providing for the fixing of semi-monthly payment of certain salaries is indefinitely postponed.

Upon motion of Alderman McCabe, a Resolution providing for the assessment of the 1940 tax is indefinitely postponed.

Upon motion of Alderman Coppen, a substitute Resolution making an appropriation of the sum of \$16,348,487.42 for the Support of the City Government for the fiscal year ending September 30, 1940, and conforming to the amended Budget, is read and concurred.

Upon motion of Alderman Rao, a Resolution authorizing the City Treasurer to borrow the sum of \$726,063.06 in anticipation of taxes to provide for the fiscal year ending September 30, 1940 is read and concurred.

IN BOARD OF ALDERMEN.

SEPTEMBER 30, 1939.

Pursuant to a recess, the Board of Aldermen meets this day at 12:00 o'clock noon.

Mayor Collins states that his message was not read to the Board on Friday morning last, and the Board at that time recessed for the purpose of convening at 12:00 o'clock noon today. He further states that unless there is objection he will declare a ten minute recess at this time to permit completion of a docket for this meeting.

There being no objection thereto, at 12:35 o'clock p. m., Mayor Collins declares the Board of Aldermen in recess for a ten minute period.

At 12:58 o'clock p. m., the Board of Aldermen reconvenes.

Alderman McCabe states that in order there be no question as to the legality of this meeting he moves that each and every member of the Board, by his affirmative vote hereto, waives any notice of the call of this meeting, and this motion being seconded by Alderman Rao is put to vote and passed.

Upon motion of Alderman McCabe, the Budget as originally submitted by His Honor the Mayor on September 11, 1939 is indefinitely postponed, a substitute Budget having been passed.

Also upon motion of Alderman McCabe, an Ordinance in amendment of Chapter 20, Revised Ordinances of 1914, providing for a change of Fiscal Year is indefinitely postponed.

Also upon motion of Alderman McCabe, an Ordinance authorizing the City Treasurer to grant discount of the payment of taxes is indefinitely postponed.

IN CITY COUNCIL.

(City Council File, October 2, 1939.)

No. 250. Resolution Making Sundry Transfers for the Purpose of Balancing the Accounts for the Fiscal Year Ending September 30, 1939.

(Approved October 2, 1939.)

RESOLVED, That the following transfers be and are hereby ordered from the appropriations of the departments named herein to the appropriations of those other departments named herein for the purpose of balancing the accounts for the fiscal year ending September 30, 1939, viz.:

From:	Interest on P.W.A. Dockets Loan	\$19,250.00
	Contingencies	5,110.00
	Public Lights	10,000.00
		<hr/>
		\$34,360.00
To:	Interest on Floating Debt	\$7,100.00
	Interest on Emergency Unemployment Relief Loans	20,000.00

Interest on Public Works Loans	3,000.00
Treasury Department, Item (1) salaries	2,260.00
Treasury Department, Item (2) expense	1,300.00
Police Court, Item (1) salaries	610.00
Police Court, Item (2) expense	90.00
	\$34,360.00

No. 251. Resolution Authorizing the City Treasurer to Borrow the Sum of \$500,000.00 in Anticipation of Taxes for Work Carried on Under the Works Progress Administration.

(Approved October 2, 1939.)

RESOLVED, That the City Treasurer, acting under the direction of the Joint Standing Committee on Finance, be and he is hereby authorized and directed to borrow under the authority of and in compliance with the provisions of Chapter 47 of the General Laws of the State of Rhode Island; as amended by Chapter 1617 of the Public Laws of 1930 and Chapter 1861 of the Public Laws of 1932, during the present financial year, in anticipation of the receipt of the proceeds of the annual tax to be assessed in said present financial year, from time to time and in such amounts as he may be directed to borrow by the Joint Standing Committee on Finance, a sum not to exceed five hundred thousand dollars (\$500,000.00) and to issue and sell at private sale the City's negotiable notes original and in renewal therefor, bearing interest at a rate not exceeding six per centum (6%) per annum, payable not later than one year from the date of the original notes so issued or renewed or paid and carrying on their face the designation "Note in Anticipation of Taxes", said original and renewal notes to be signed by the City Treasurer and countersigned by the Mayor and the Chairman of the Joint Standing Committee on Finance.

The money thus authorized is hereby appropriated for the purpose of paying for materials, supplies, supervision, transpor-

tation and all other necessary expenses on projects carried on under the Works Progress Administration.

No. 252. Resolution Authorizing the Redemption of Lot 20 on Assessors' Plat 66 Sold to the City of Providence at Tax Sale.

(Approved October 2, 1939.)

RESOLVED, That the City Treasurer may give notification in writing to the owner of Lot 20 on Plat No. 66 made for the use of the Board of Assessors as said plat appeared in the office of said Board on June 15, 1933, said lot having been sold to the City of Providence at tax sale held on March 19, 1936, said notice in writing to be addressed to the owner of record at the time of sale, his heirs, assigns or devisees, at his or their last usual place of abode, and notifying him or them that said real estate will be offered for sale at private sale or public auction unless redeemed within thirty days of said notification. If said real estate shall not be redeemed within said thirty days the City Treasurer is hereby authorized to sell and convey the same at private sale for not less than the amount of taxes and charges due at the time of said notification.

No. 253. Resolution Creating a Joint Special Committee to Provide a Proper Reception to the International Municipal Signal Association and Appropriating the Sum of \$250.00 for Expenses Incidental Thereto.

(Approved October 2, 1939.)

RESOLVED, That a Joint Special Committee of the City Council consisting of four members of the Common Council to be ap-

pointed by the President thereof and one Alderman to be appointed by the Mayor is hereby created for the purpose of providing a proper reception to the International Municipal Signal Association during its convention in the City of Providence from October 9th to October 12th inc. ; and

BE IT FURTHER RESOLVED, That the sum of \$250.00 or so much thereof as may be necessary therefor be and the same is hereby appropriated for the purpose of defraying the expenses of said Joint Special Committee; said sum to be charged to the appropriation for contingencies.

IN COMMON COUNCIL.

OCTOBER 2, 1939.

The Committee on Claims reporting adversely thereon, it is voted that the following petitioners be severally granted leave to withdraw, viz.: John Mattera and Michael Palumbo, for compensation for damages.

Upon motion of Councilman Barnes, the Resolution directing the Board of Canvassers and Registration to provide for an advisory referendum on November 7, 1939 relative to the installation of mechanical devices for regulating traffic is indefinitely postponed.

Councilman Rider presents the following Resolution, and upon his motion the same is read and passed, viz.:

WHEREAS, the vital importance of obtaining the most complete vote possible on November 7th on the proposed Providence City Charter; and

WHEREAS, according to law passed by the General Assembly at the January Session, 1939, voting is restricted to one place in each Assembly District; and

WHEREAS, such limitation of voting places would inevitably deprive a great number of the electorate of the opportunity to vote on one of the most important questions the voters of this City have been asked to decide since the Municipality was established; and

WHEREAS, in the opinion of the Common Council of the City of Providence there is yet time to prevent the grievous error of the General Assembly by authorizing the opening of the polls in each ward district for the November 7th Charter Bill election;

NOW THEREFORE BE IT RESOLVED, That the Common Council of the City of Providence hereby respectfully requests and urges His Excellency the Governor, William H. Vanderbilt, to call a Special Session of the General Assembly for the purpose of amending Chapter 672 of the Public Laws by substituting for the present voting places, a provision that the voting shall take place in all the Ward Districts of the City, thus giving the electorate a full and fair opportunity to register their will on the City Charter proposition.

RESOLVED, That the City Clerk is hereby instructed to forward a copy of these preambles and Resolution to His Excellency, the Governor, William H. Vanderbilt.

IN CITY COUNCIL.

(City Council File, October 2, 1939.)

No. 254. Report of the City Treasurer for the
Month of August, 1939.

No. 255. Report of the City Treasurer on the Surrender of Coupon Bonds for the Month of June, 1939.

No. 256. Report of the City Treasurer on the Surrender of Coupon Bonds for the Month of July, 1939.

No. 257. Report of the City Treasurer on the Surrender of Coupon Bonds for the Month of August, 1939.

No. 258. Report of the Joint Standing Committee on Finance on the Surrender of Coupon Bonds for the Month of June, 1939.

No. 259. Report of the Joint Standing Committee on Finance on the Surrender of Coupon Bonds for the Month of July, 1939.

No. 260. Report of the Joint Standing Committee on Finance on the Surrender of Coupon Bonds for the Month of August, 1939.

No. 261. Communication from the Board of Tax Assessors Relative to the Gross Amount of the 1939 Tax Assessments.

CHAPTER 987.

No. 262. An Ordinance in Amendment of Chapter 43 of the Revised Ordinances of 1914, Entitled "Plumbing and Drainage".

(Approved October 4, 1939.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. Sections 2, 3, 10, 12, 13, 23 and 27 of Chapter 43 of the Revised Ordinances of 1914, entitled "Plumbing and Drainage" are hereby amended to read as follows:

"Sec. 2. No person shall carry on the business of plumbing or drain-laying in the City of Providence, including making connections with the Providence water-works, the public sewers, and private drains and cesspools, unless he shall be first duly licensed by the Director of Public Works; and no licenses shall be granted to any person unless he shall have a place of business in Providence.

The Director of Public Works shall license, upon recommendation of the Sanitary Engineer of Plumbing and Drainage, any suitable person to carry on the plumbing business in said City.

Before making any recommendation to the Director of Public Works, the Sanitary Engineer of Plumbing and Drainage and the examining board shall pass upon the qualifications of all persons desiring to become licensed plumbers in said city, and to that end may give such mechanical, oral or written examinations as they may deem necessary to applicants for such license."

There shall be an Examining Board consisting of the Sanitary Engineer, Deputy Sanitary Engineer, and three members appointed by the Sanitary Engineer; the members appointed

shall be practical plumbers of not less than ten years' experience in plumbing work.

The members appointed by the Sanitary Engineer shall serve, one for the term of one year, one for the term of two years, and one for the term of three years.

Any vacancy on the board shall be filled for the unexpired portion of the term in the same manner as the original appointments".

"Sec. 3. Every person making application for a license to carry on the business of plumbing and drain-laying as a Master Plumber in the City of Providence shall pay to the City Treasurer the sum of twenty-five (\$25.00) dollars as a license fee before a license shall be issued.

Every person making application for a license to carry on the business of laying drains as a licensed Drain-Layer shall pay to the City Treasurer the sum of fifteen (\$15.00) dollars as a license fee before a license shall be issued.

Every person making application for a license to carry on the business of plumbing or drain-laying shall, when directed so to do, furnish a bond in the sum of three thousand (\$3,000.00) dollars, with one or more sureties, satisfactory to the Director of Public Works, conditioned substantially that the applicant shall indemnify and save harmless the City of Providence and said Director from all suits and actions of every name and description brought against said City, or any officer of said city, for or on account of any injuries or damages received or sustained by any person in consequence of or resulting from any work performed by said applicant, his servants or agents, or of or from any improper materials used in said work, or of or from any negligence in guarding said work, or of or from any act or omission of said applicant, his servants or agents; that said applicant shall faithfully perform said work in all respects and shall also replace and restore that portion of any street in which said applicant, his servants or agents, shall make any excavation, to as good condition as that in which the

same was before said work was performed, and shall also keep and maintain such street in like good condition to the satisfaction of said Director for the period of one year, and that said Director may within said one year, and without notice to said applicant, repair such street, and that the cost thereof shall be paid by said applicant; and that said applicant shall comply in all respects with the rules and regulations established by said Director relative to said work, and shall also pay all fines imposed upon him for violation of any such rule or regulation.

All licenses issued hereunder shall be for the term ending on the thirty-first day of December next following their issue."

"Sec. 10. Underground drains for water and sewage, except in manufacturing establishments where acids are used, shall be of tar coated cast-iron when within a building and for a distance of not less than three feet outside of the foundation walls thereof. All joints in such cast-iron drains shall be run with molten lead and thoroughly caulked and made tight.

Such cast-iron drains shall be sound, cylindrical, of a uniform thickness, and of not less than the following weights per lineal foot, namely:

3 inch.....	9½ pounds per foot
4 inch.....	13 pounds per foot
5 inch.....	17 pounds per foot
6 inch.....	20 pounds per foot

with an approved increase of weight for greater diameters.

The minimum diameter of all main cast-iron drains shall be four inches.

Drains in manufacturing establishments where acids are used shall be of a material and construction satisfactory to the Inspector of Plumbing; earthenware drains when used by permission for acid wastes shall be of the best hard-burned vitrified clay and all joints shall be made with Portland or hydraulic cement and sand mixed in proper quantities.

In all drain pipes, connections and changes in direction shall be made with Y branches and approved bends."

"Sec. 12. Brass pipe for soil, main waste and vent pipes, shall be annealed, seamless drawn brass pipe of standard iron pipe size, and thread.

All brass fittings shall be approved recessed drainage fittings.

Where exposed, branch connections of brass waste pipe from fixtures may be of seamless drawn brass tubing, of not less than nineteen Stubbs gauge and not less than one and one-half inches in size, outside diameter.

No slip joints shall be used on the sewer side of water seal of trap.

Connections of seamless drawn brass tubing with cast-iron pipes shall be made with approved exposed threaded connecting ferrules.

All connections of drain, soil, waste or vent pipes shall be made in a manner satisfactory to the Inspector of Plumbing."

"Sec. 13. Whenever required by the Inspector of Plumbing, the drain connection to a building shall be trapped with a running trap of the same size and material as the drain, and if within a building, such trap shall be provided with a hand hole for convenience in cleaning. No connection shall be made with such drain on the street side of said trap except with the approval of said Inspector and in a manner satisfactory to him. In such case there shall be a fresh air inlet pipe entering the drain on the house side of and close to said trap, of a diameter of not less than four inches leading to the outer air in a place and in a manner satisfactory to said Inspector.

There shall be cleanouts provided in the house drain, one made with full size Y branch of not less than four (4) inch size just inside foundation wall as drain enters building, and the others near end of house drain or at base of each soil or waste stack.

The distance between cleanouts shall not exceed fifty (50) feet.

All cleanouts inside of a building shall be made accessible above grade of cellar floor.

When ejectors or similar appliances are installed in drainage system and no main drain trap is required, there shall be a fresh air inlet pipe of such size, location and construction as said Inspector may require”.

“Sec. 23. Every wash-basin, bath-tub, sink, urinal, water-closet, drinking fountain, fixture or appliance, before being installed, shall have the approval of the Inspector of Plumbing; and after being approved and installed shall be provided with an adequate supply of water and shall be separately trapped as close to the fixture as possible.

All fixtures installed found defective or in an unsanitary condition shall be repaired, renovated, replaced or removed upon written notice from the Inspector of Plumbing.

Water-sealing traps of any suitable character may be used when separate air-pipe connections from the top of the same are provided; and where separate air-pipe connections are not provided; traps which will not unseal shall be used; and all such traps shall be first approved by the Inspector of Plumbing.

No vent line shall be less than two (2”) inches in size where it passes through the roof, and where separate air-pipe connections are not provided, traps which will not unseal shall be used and all such traps shall be first approved by the Inspector of Plumbing.

Lead traps and bends shall be of the same weight per lineal foot as is prescribed for lead waste-pipe in section nine (9) of this chapter. All branch lines of waste-pipe twenty feet or more in length must be carried up through and two feet above the roof, or into the main soil-pipe above the highest plumbing fixture.”

“Sec. 27. Every water-closet or line of water-closets on the same floor, shall be supplied with water from a tank or cistern, and shall have a flushing pipe of not less than one and

one-quarter inches in diameter, but special permission may be given to supply water-closets direct from the main, provided the supply is metered, and such pipe and fixtures are approved by said Inspector.

The water supply of any building shall be distributed through a piping system entirely independent of any piping system conveying another water-supply which is not approved for drinking purposes.

Licensed plumbers shall before installing water mains, distributing pipes, or connections, make a written description of, and file a plan for all new work, alterations, or additions of, the ordinary, designed, or special uses to which the water is to be applied. Whether for human consumption or otherwise, also a description of all fixtures, apparatus, or appliances to be used, and connected to the City of Providence water supply.

Water supply connections to swimming pools, hospital sterilizers, toilets, urinals, bedets, or any other plumbing fixture or appliance shall be made in a manner so as to make impossible the return of any of the liquid or waste from the swimming pool, sterilizer, toilet, urinal, bedet or any other plumbing fixture or appliance to the water supply of any distributing system either by gravity, syphonage, back flow, or any other method that could contaminate the water supply of any distributing system, and all water piping and connections shall be inspected by the Inspector of Plumbing.

All plumbing fixtures shall be provided with a sufficient supply of water to keep them in a sanitary condition.

Every water-closet, when placed in a yard, must be of an approved pattern and have its water supply pipes and traps protected from freezing by placing such pipes and traps in vaults, the size and construction of which shall be satisfactory to said Inspector.

Earthen or iron water-closets, slop-sinks or similar fixtures having traps above the floor, using lead connections, must have a cast-brass flange soldered to the lead, securely fastened to the

floor or wall and bolted to the trap of such fixtures; where cast-iron or wrought-iron connections are used, the cast-brass flange must be caulked or screwed to the iron, securely fastened to the floor or wall and bolted to the trap of such fixture. Bolts, nuts and washers used in all such construction must be of brass. All water-closets in type, pattern and means of flushing shall be satisfactory to the Inspector of Plumbing."

SEC. 2. This Ordinance shall take effect upon its passage and all Ordinances or parts of Ordinances inconsistent herewith are hereby repealed.

No. 263. Resolution Appropriating the Sum of \$2,000.00 for the Purpose of Defraying Expenses of Advertising and Printing the Report of the Providence Charter Revision Commission.

(Approved October 4, 1939.)

RESOLVED, THAT WHEREAS, The report of the Providence charter revision commission as filed with the Board of Canvassers and Registration according to Ch. 672, Sec. 23, P. L. 1939 must forthwith be inserted in some daily newspaper and the board shall take such other steps as it deems necessary to bring the reported act to the attention of the voters of the city. This creates a financial emergency with the board, and whereas, in order to comply with the law the Board of Canvassers and Registration requested a special appropriation of \$2000. This programme called for by the law is estimated to cost as follows:

Advertising the report once, \$850-\$900
 Printing 5000 copies of the report, \$675.00

and we recommended that any unexpended balance be returned to the City Treasurer. Yet if no special appropriation is made the board will be forced to abandon their programme and then the only knowledge of the proposed charter the voters will have they will obtain from the press.

THEREFORE, BE IT RESOLVED, That the City Council of the City of Providence does hereby appropriate the sum of \$2000 for the purpose of defraying the above mentioned items in compliance with Ch. 672, Sec. 23, P. L. 1939.

No. 264. Resolution to Pay to the Charles V. Chapin Hospital the Sum of \$200.00 for Antirabic Treatments.

(Approved October 4, 1939.)

RESOLVED, That the following bills for the full course of anti-rabic treatment be allowed for payment to the Charles V. Chapin Hospital:

John Rocks, 851 Elmwood Ave.	\$ 50.00
James Rocks, 851 Elmwood Ave.	50.00
Irene Rocks, 851 Elmwood Ave.	50.00
George Oldham, 47 Common St.	50.00
	<hr/>
	\$200.00

The above payments are authorized under the authority of Chapter 800 of the Public Laws of 1912, and Chapter 136 of the General Laws of 1923, Section 32.

No. 265. Resolution Approving a State Unemployment Relief Program for the Month Ending September 30, 1939.

(Approved October 4, 1939.)

RESOLVED, That the City Council of the City of Providence hereby approves the accompanying program for the City of Providence for the month ending September 30, 1939, in accordance with the requirements of "The State Unemployment Relief Act of 1934."

 IN BOARD OF ALDERMEN.

 OCTOBER 5, 1939.

The Accounts for

Dexter Asylum Maintenance,.....\$2,722.18

Asylum Walls and Buildings,..... 115.00

are severally presented, examined and allowed and the Clerk is authorized to certify to the same.

Alderman Duggan, for the Committee on Streets, presents the following Resolution and Order, and upon his motion the same are read and passed, viz.:

RESOLVED, DECREED AND ORDERED, That the Director of Public Works be and he is hereby authorized and directed to lay open and take possession of the extension of Robinson street from its westerly termination to Taylor street, laid out as a public highway under the provisions of Chapter 2118 of the Public Laws passed at the January Session, A. D. 1921.

ORDERED, That the grade of Robinson street, on the new lines, from the portion previously received westerly to Taylor street, be established as delineated upon the plan and profile 015434 on file in the office of the City Engineer and this day presented to the Board of Aldermen.

Alderman Cahir presents the following Resolution, and upon his motion the same is read and passed, viz.:

WHEREAS, information concerning numerous irregularities in the conduct of the Department of Public Works are being reported daily to members of the Board of Aldermen, said irregularities affecting City Ordinances, agreements, purchases, rates of wages and questionable personnel, and

WHEREAS, such information if proven to be accurate would tend to disrupt the morale of the employees of the City of Providence and place the members of the City Government in an unfavorable situation in the public eye, and also to expose the City of Providence to possible litigation,

NOW, THEREFORE BE IT RESOLVED, That His Honor the Mayor be and he is hereby directed to appoint a committee of five members of the Board of Aldermen, no more than three of whom shall be members of the same political party as a Special Committee to study and make a report relative to these alleged irregularities and the general conduct of the Department of Public Works.

AND BE IT FURTHER RESOLVED, That said Special Committee shall have the power to issue subpoenas to witnesses to appear before said Special Committee to administer oaths and to compel their attendance in accordance with the provisions of Sec. 6 of Chapter 342 of the General Laws of the State of Rhode Island, 1923.

Alderman Duggan presents the petition of Benjamin J. Chaset to be appointed a Weigher of Coal and Other Merchandise for the balance of the term ending on the first Monday in January, A. D. 1941, and upon his motion the same is read and granted.

Alderman Lockhart presents the reports of the Dexter Asylum for the weeks ending September 23 and 30, 1939, and upon his motion the same are read and received.

IN CITY COUNCIL.

(City Council File, October 5, 1939.)

No. 266. Report of the School Committee for the Financial Year Ending September 30, 1939.

IN COMMON COUNCIL.

OCTOBER 7, 1939.

Pursuant to a Warrant issued by His Honor the Mayor, the Common Council meets this day in Special Session at 11:00 o'clock a. m.

The following message of His Honor the Mayor is read, viz.:

CITY OF PROVIDENCE,
EXECUTIVE DEPARTMENT,
CITY HALL.

October 7, 1939.

To the Honorable the Members of the Common Council.

GENTLEMEN:

You are convened in special session at this time for the specific purpose of passing in concurrence an Ordinance, approved unanimously by the Board of Aldermen, authorizing the Joint Finance Committee to complete negotiations for the refunding of present indebtedness of city notes.

Respectfully,

/s/ JOHN F. COLLINS,
Mayor.

IN CITY COUNCIL.

(City Council File, October 7, 1939.)

CHAPTER 988.

No. 267. An Ordinance Providing for the Issuance of Emergency Unemployment Relief Bonds in the Sum of \$2,300,000.00 and Repealing Chapter 981,

Resolution 172, of the Ordinances of 1939, Approved June 16, 1939.

(Approved October 7, 1939.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. The City of Providence will issue bonds of said city to the amount of two million three hundred thousand (\$2,300,000.) dollars, designated as "Emergency Unemployment Relief Loan" under and by virtue of the authority granted by Chapter 2011 of the Public Laws of Rhode Island, approved February 15, 1933, as amended.

SEC. 2. The City Treasurer, with the advice and consent of the Joint Standing Committee on Finance, be and he is hereby authorized to sell and dispose of said bonds at public or private sale at not less than par and accrued interest, if any, and shall receive the proceeds arising from such public or private sale, and said proceeds shall be applied for the purposes named in said Chapter 2011 of said Public Laws, or for payment and cancellation of any notes issued thereunder as provided in Chapter 1017 of said Public Laws passed at the January Session A. D. 1902 and for no other purpose.

SEC. 3. Said bonds shall be issued in serial form and one hundred and fifteen thousand (\$115,000.00) dollars of such issue shall be payable each year on the first day of August, beginning with the first day of August, 1940, until the final payment is made on the first day of August, 1959.

SEC. 4. Said bonds shall bear a rate of interest not to exceed three percentum per annum and may be sold at a lesser rate of interest in multiples of one-quarter of one percentum. Any rate of interest when paid or agreed upon shall apply to the entire issue of said bonds. Said interest shall be payable on the first days of February and August in each year.

SEC. 5. Said bonds shall bear date as of August 1, 1939, and shall be payable yearly as provided in Section 3, and both

principal and interest shall be payable in any coin or currency of the United States of America, which at the time of payment is legal tender for public and private debts, at the fiscal agency of the City of Providence in Boston, Massachusetts, The First National Bank of Boston, and all premiums received from the sale of said bonds, if any, shall be applied to the payment of the principal of said bonds in the order of their maturity. Said bonds shall be signed by the City Treasurer, countersigned by the Mayor and registered by the City Auditor, who shall certify the registry of each bond. The Joint Standing Committee on Finance be and it is hereby authorized to provide for the certification of these bonds as valid and legal obligations of the City of Providence by and thru any agency selected by the said committee and such certification shall relieve the City of Providence of any further certification on its part. The holders of said coupon bonds may at any time exchange the same for registered bonds payable at the office of the City Treasurer.

SEC. 6. The proceeds of the said bonds shall be used to pay \$1,689,683.85 notes, namely :

<i>Note No.</i>	<i>Date</i>	<i>Payee</i>	<i>Rate</i>	<i>Amount</i>
6719	5/10/38	Employees Retirement System	1½%	\$109,917.52
6721	5/31/35	Sinking Funds	2	50,000.00
6722	"	" "	"	30,000.00
6723	"	" "	"	35,000.00
6724	"	" "	"	10,000.00
6725	"	" "	"	30,000.00
6726	"	" "	"	9,000.00
6727	"	" "	"	1,000.00
6728	"	" "	"	25,000.00
6729	"	" "	"	10,000.00
6757	7/5/38	" "	1½	10,000.00
6758	"	" "	"	11,000.00
6759	"	" "	"	15,000.00
6760	"	" "	"	10,000.00
6761	"	" "	"	15,000.00
6762	"	" "	"	12,000.00
6763	"	" "	"	14,000.00
6764	"	" "	"	18,000.00
6765	"	" "	"	12,000.00
6766	"	" "	"	30,000.00

6767	"	"	"	"	3,000.00
6792	8/24/38	"	"	2	19,000.00
6793	"	"	"	"	13,000.00
6794	"	"	"	"	15,000.00
6795	"	"	"	"	44,000.00
6796	"	"	"	"	9,000.00
6869	10/3/38	"	"	"	12,000.00
6870	"	"	"	"	16,000.00
6871	"	"	"	"	7,000.00
6872	"	"	"	"	10,000.00
6873	"	"	"	"	1,700.00
6874	"	"	"	"	1,800.00
6875	"	"	"	"	1,100.00
6876	"	"	"	"	2,500.00
6877	"	"	"	"	435.08
6879	"	"	"	"	3,231.25
6880	"	"	"	"	14,000.00
6917	3/2/39	"	"	1	3,000.00
6918	"	"	"	"	23,000.00
6919	"	"	"	"	29,000.00
6920	"	"	"	"	45,000.00
6934	"	"	"	"	1,156.75
6935	"	"	"	"	18,000.00
6936	"	"	"	"	18,000.00
6937	"	"	"	"	10,843.25
6938	"	"	"	"	25,000.00
6939	"	"	"	"	27,000.00
6972	5/26/39	Employees' Retirement System		2	60,000.00
6975	5/29/39	Rhode Island Hospital Trust Co.		1/2	300,000.00
6986	6/30/39	Industrial Trust Company		1/4	500,000.00
					\$1,689,683.85

all of which were issued under Section 19 of the said Chapter 2011 for work relief or home relief as defined in Section 3 of the said Chapter 2011, as provided in Chapter 1017 of the Public Laws of 1902, and all of which notes are hereby validated and confirmed as valid and binding general obligations of the city, and the balance of such proceeds shall be used for work relief or home relief as so defined, and none of such proceeds shall be used for W.P.A. projects.

SEC. 7. This Ordinance shall take effect upon its passage and all Ordinances or parts of Ordinances inconsistent herewith are hereby repealed.

No. 268. Resolution Authorizing the Board of Contract and Supply to Contract for the Services of a Heating Engineer in Connection with the New Police and Fire Station Building.

(Approved October 10, 1939.)

RESOLVED, That the Board of Contract and Supply is hereby authorized to contract with Richard D. Kimball Company for engineering services in connection with the new combination Police and Fire Station Building, P. W. A. Docket 1150-F, and His Honor the Mayor is hereby authorized and directed to execute said contract with said Richard D. Kimball Company upon the usual terms for such services rendered to the Commissioner of Public Buildings in connection with heating projects for public buildings.

No. 269. Resolution to Pay to Helen Connell the Sum of \$2,500.00 as Compensation for the Death of Her Husband.

(Approved October 10, 1939.)

RESOLVED, That the sum of \$2,500.00 be and the same is hereby appropriated for payment to Helen Connell, widow of Joseph W. Connell, as compensation for the death of her husband, who died November 23, 1937 as a result of having been knocked down and fatally injured by an automobile while returning to his home from a tour of duty, all in conformity with Chapter 2597, "An Act authorizing said payment passed at the January Session A. D. 1938 of the Rhode Island State Legislature;" said sum to be charged to the appropriation for Contingencies.

No. 270. Resolution to Pay to Anna Gesualdi the Sum of \$175.00 as Compensation for Injuries.

(Approved October 10, 1939.)

RESOLVED, That to Anna Gesualdi, (Daniel Lapolla, Atty.) the sum of One Hundred Seventy Five Dollars (\$175.00) be allowed, whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for injuries received July 3, 1939, by reason of a defect in the sidewalk of Sisson street at a point in front of premises No. 34 on said street; said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 271. Resolution to Pay to Anthony B. Manera the Sum of \$868.33 Representing the Cancellation of Certain Sewer and Curbing Assessments.

(Approved October 10, 1939.)

RESOLVED, That to Anthony B. Manera the sum of Eight Hundred Sixty Eight Dollars, Thirty Three cents (\$868.33) be abated, the same representing cancellation of \$400.69 Sewer Assessment and Four Hundred Sixty Seven Dollars and Sixty Four cents (\$467.64) Curbing Assessment, lodged and assessed against Lot 6, Plat 121, located on Mount Pleasant avenue, said property having been sold and conveyed to said Anthony B. Manera, by City Council Resolution No. 367, approved December 14, 1938.

No. 272. Resolution Authorizing the Inspector of Buildings to Tear Down and Remove from the Premises the Killingly Street School Building.

(Approved October 10, 1939.)

RESOLVED, That the Inspector of Buildings is hereby authorized and directed to tear down and remove from the premises

the old school building located on Killingly street and known as the Killingly Street School.

No. 273. Resolution to Define the Grade of LaSalle Drive.

(Approved October 10, 1939.)

RESOLVED, That the Board of Aldermen is hereby requested to define the grade of LaSalle Drive from Sharon street easterly, southerly and westerly to Sharon street, as delineated on plan and profile on file in the office of the City Engineer.

No. 274. Resolution to Construct a Sewer in Avery Street.

(Approved October 11, 1939.)

RESOLVED, That the Director of Public Works be and he is hereby directed to cause a main drain or common sewer to be constructed in Avery street, from near Grove street to Bell street, in accordance with plans and specifications of the City Engineer.

No. 275. Resolution to Construct a Sewer in Balmoral Avenue.

(Approved October 11, 1939.)

RESOLVED, That the Director of Public Works be and he is hereby directed to cause a main drain or common sewer to be constructed in Balmoral avenue, from its westerly termination to River avenue, in accordance with the plans and specifications of the City Engineer.

No. 276. Resolution to Construct a Sewer in Chace Avenue.

(Approved October 11, 1939.)

RESOLVED, That the Director of Public Works be and he is hereby directed to cause a main drain or common sewer to be constructed in Chace avenue, from near Highland avenue to North Main street, in accordance with the plans and specifications of the City Engineer.

No. 277. Resolution to Construct a Sewer in Crowninshield Street.

(Approved October 10, 1939.)

RESOLVED, That the Director of Public Works be and he is hereby directed to cause a main drain or common sewer to be constructed in Crowninshield street, from near Merino street to Ida street, in accordance with the plans and specifications of the City Engineer.

No. 278. Resolution to Construct a Sewer in Cumerford Street.

(Approved October 10, 1939.)

RESOLVED, That the Director of Public Works be and he is hereby directed to cause a main drain or common sewer to be constructed in Cumerford street, from near Wallace street to Sterling avenue, in accordance with the plans and specifications of the City Engineer.

No. 279. Resolution to Construct a Sewer in Gilbert Street.

(Approved October 10, 1939.)

RESOLVED, That the Director of Public Works be and he is hereby directed to cause a main drain or common sewer to be

constructed in Gilbert street, from Powhatan street to Hammond street; and from near Hammond street to Bridgham street, in accordance with the plans and specifications of the City Engineer.

No. 280. Resolution to Construct a Sewer in Hamlin Street.

(Approved October 10, 1939.)

RESOLVED, That the Director of Public Works be and he is hereby directed to cause a main drain or common sewer to be constructed in Hamlin street, from near Alger avenue to Elmwood avenue, in accordance with the plans and specifications of the City Engineer.

No. 281. Resolution to Construct a Sewer in Italy Street.

(Approved October 10, 1939.)

RESOLVED, That the Director of Public Works be and he is hereby directed to cause a main drain or common sewer to be constructed in Italy street, from near Ventura street to Admiral street, in accordance with the plans and specifications of the City Engineer.

No. 282. Resolution to Construct a Sewer in Langdon Street.

(Approved October 10, 1939.)

RESOLVED, That the Director of Public Works be and he is hereby directed to cause a main drain or common sewer to be constructed in Langdon street, from the City Line to Raphael avenue, in accordance with the plans and specifications of the City Engineer.

No. 283. Resolution to Construct a Sewer in Mink Road.

(Approved October 10, 1939.)

RESOLVED, That the Director of Public Works be and he is hereby directed to cause a main drain or common sewer to be constructed in Mink road, from its westerly termination to Academy avenue, in accordance with the plans and specifications of the City Engineer.

No. 284. Resolution to Construct a Sewer in Sophia Street.

(Approved October 10, 1939.)

RESOLVED, That the Director of Public Works be and he is hereby directed to cause a main drain or common sewer to be constructed in Sophia street, from near Pocasset avenue to near Sibyl street, in accordance with the plans and specifications of the City Engineer.

No. 285. Resolution to Construct a Sewer in Swift Street.

(Approved October 10, 1939.)

RESOLVED, That the Director of Public Works be and he is hereby directed to cause a main drain or common sewer to be constructed in Swift street, from near Argol street to Silver Spring street, in accordance with the plans and specifications of the City Engineer.

No. 286. Resolution Permitting the Narragansett Electric Company to Construct and Maintain a Pipe and Casing for Fuel Oil Under and Across Point and South Streets.

(Approved October 13, 1939.)

RESOLVED, That permission is hereby granted The Narragansett Electric Company, a corporation existing under the laws of

of five thousand dollars (\$5,000.00), in form satisfactory to the City Solicitor to hold and keep said City harmless, safe and indemnified as aforesaid, and it is agreed by the acceptance hereof that the amount of said bond shall not be construed or held to limit the general obligation of said The Narragansett Electric Company to hold and keep said City harmless, safe and indemnified as aforesaid; and upon the condition that said The Narragansett Electric Company, its successors and assigns, shall repair and keep in repair so much of said Point street, South street and Eddy street and the sidewalks thereof, at and near where said pipe line crosses the same as shall be required by the Commissioner of Public Works and to his satisfaction, and also upon the condition that said The Narragansett Electric Company, its successors and assigns, shall within six months from the approval hereof and before commencing the construction of said pipe, file with the City Clerk a written acceptance of the terms and conditions of said Resolution and agreement to perform and observe all of said terms and conditions.

IN BOARD OF ALDERMEN.

OCTOBER 19, 1939.

Upon recommendation of the Superintendent of Health, a Nuisance Order in accordance with Form C is issued against Delphine Garnett of 508 Benefit street.

Alderman Duggan, for the Committee on Streets, presents the following Resolution, and upon his motion the same is read and passed, viz.:

✓ RESOLVED, DECREED AND ORDERED, That LaSalle drive, from Sharon street easterly, southerly and westerly to Sharon street is hereby declared a public highway to be repaired at the expense

of the city, the same having been conveyed to the City of Providence for highway purposes by deeds duly acknowledged and recorded.

Alderman Duggan also presents a communication from the City Engineer recommending the approval of a plat entitled "Macrea Plat owned by John M. Humphrey in Providence, R. I. September 1939—Scale 1" = 40' C. A. Thayer, Eng." and upon his motion, said communication is read and the plat approved.

From the Board of Tax Assessors are received various communications relative to changes in the 1938 and 1939 City Tax Lists to correct clerical errors in assessments in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same are approved.

(See Files of the Board of Aldermen.)

Upon motion of Alderman McCabe, the Resolution permitting the Rhode Island Association for the Blind, Inc. to occupy and maintain a News Stand on Exchange Terrace or the Mall until further action of the City Council is read and indefinitely postponed.

Alderman Cahir presents the following Resolution, and upon motion of Alderman Lynch the same is read and passed, viz.:

WHEREAS, On the nineteenth day of October, 1939, a son was born to our esteemed Alderman William E. McCabe and Mrs. McCabe,

NOW, THEREFORE, BE IT RESOLVED, That we, the members of the Board of Aldermen of the City of Providence hereby extend our sincere congratulations to Alderman and Mrs. McCabe, together with best wishes for continued happiness and good health to the entire family.

Alderman Duggan presents a communication from the Oxford Street Parent-Teacher Association protesting against the closing of the South Providence Branch of the Providence Public Library, and on his motion the same is read and received.

Alderman Duggan also presents the following Resolution, and upon his motion the same is read and passed, viz.:

WHEREAS, His Excellency, Franklin Delano Roosevelt, President of the United States, has issued an executive Order to increase the personnel of the Regular Army and the National Guard to full peace time strength, and

WHEREAS, Major General J. A. Woodruff, Commanding General of the First Corps Area, comprising Regular Army Troops in New England, has solicited the assistance of all interested citizens to help this Corps Area to obtain their allotted quota of about sixteen hundred recruits by November 12, 1939, and

WHEREAS, His Excellency, William H. Vanderbilt, Governor, Captain-General and Commander in Chief of the State of Rhode Island and Providence Plantations, has issued orders to General Herbert R. Dean, Commanding General of the Rhode Island National Guard, to comply with Executive Order and recruit the National Guard to full peace time strength, therefore be it

RESOLVED, That His Honor, the Mayor, John F. Collins and this Honorable Board of Aldermen of the City of Providence heartily commend and endorse the efforts of our Military Commanders-in-Chief of the Nation and our State and their Commanding Generals to recruit and fill existing vacancies in their units to full peace time strength, and be it further

RESOLVED, That this Resolution be given the proper publicity so that all unmarried male citizens between the ages of 18 and 35 may know that the Regular Army of the United States and the National Guard of the State of Rhode Island desire recruits to fill vacancies in their units, and be it further

RESOLVED, That copies of this Resolution be sent to the President of the United States, the Governor of the State of Rhode Island, Chief of the Staff of the United States Army, the Commanding General of the First Corp Area and the Commanding General of the Rhode Island National Guard and that a copy be spread upon the records of this Board of Aldermen.

Alderman Lockhart presents the reports of the Dexter Asylum for the weeks ending October 7 and 14, 1939, and upon his motion the same are read and received.

IN BOARD OF ALDERMEN.

NOVEMBER 2, 1939.

The Account for Dexter Asylum, amounting to \$1074.98 is presented, examined and allowed and the Clerk is authorized to certify to the same.

From the Board of Tax Assessors are received various communications relative to changes in the 1938 and 1939 City Tax Lists to correct clerical errors in assessments in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same are approved.

(See Files of the Board of Aldermen.)

The following message of His Honor the Mayor is read, viz.:

CITY OF PROVIDENCE,
EXECUTIVE DEPARTMENT,
CITY HALL.

November 2, 1939.

To the Honorable the Members of the Board of Aldermen:

Representatives of the United States Housing Authority were in Providence yesterday conferring with the Providence Housing Authority. I am informed they are prepared to come into this city next Tuesday to assist the Providence Housing Authority in expediting the application for financial assistance on the basis of the \$2,500,000 earmarking made by the United States Housing Authority.

The representatives of the United States Housing Authority have asked me to convey to you the advisability of acting favorably upon the proposed cooperation agreement because it is a legal prerequisite to actual action on the loan application.

The Providence Housing Authority will hold its regular monthly meeting next Tuesday afternoon, but it cannot proceed with plans for building over five hundred dwelling units for low-income groups unless the city council approves the necessary legislation. I advised the Housing Authority representatives that it was my opinion that the city council wanted to cooperate.

There are no provisions in the cooperation agreement which are not contained in the agreement negotiated with other cities and towns benefiting under the program.

I am informed that on the basis of valuations of sites, now under consideration, the loss through tax exemption will be less than the minimum contribution which the city must make annually to assure projects which will not only stabilize, but actually improve neighborhood values. In other words, the provisions for tax exemption will adequately cover the city's legal obligation to assist annually in keeping rentals down within the range of low-income groups.

By state law, the city now has to exempt hundreds of thousands of dollars worth of valuable properties, yet the city has to give them police and fire protection and service them with necessary public utilities. Tax exemption, as outlined in the Housing laws, is a natural means for covering the city's contribution to projects which are undertaken without any debt obligation to the city.

I trust you will concur in my belief that you are prepared to approve the cooperation agreement, so that the common council can act affirmatively Monday. By this action, the Providence Housing Authority, meeting Tuesday, will be able to go ahead, with the United States Housing Authority representatives on hand to assist them.

Respectfully,

/s/ JOHN F. COLLINS,
Mayor.

Alderman Duggan presents the report of the City Clerk for the quarter ending September 30, 1939, and upon his motion the same is read and received.

Alderman Lockhart presents the reports of the Dexter Asylum for the weeks ending October 21 and 28, 1939, and upon his motion the same are read and received.

Alderman Lockhart also presents the petition of Harold H. Hollander to be appointed a Weigher of Coal and Other Merchandise for the remainder of the term ending on the first Monday in January, A. D. 1941 and upon his motion the same is read and approved.

Alderman Violet presents the petition of Ralph Muzzey to be appointed a Weigher of Coal and Other Merchandise for the remainder of the term ending on the first Monday in January, A. D. 1941, and upon his motion the same is read and approved.

IN BOARD OF ALDERMEN.

NOVEMBER 6, 1939.

Pursuant to a Warrant issued by His Honor the Mayor, the Board of Aldermen meets this day in Special Session at 8:00 o'clock p. m.

The following message of His Honor the Mayor is read, viz.:

CITY OF PROVIDENCE,
EXECUTIVE DEPARTMENT,
CITY HALL.

November 6, 1939.

To the Honorable the Members of the Board of Aldermen:

I have convened you in special session on this occasion for the purpose of acting upon recommendations of the Finance

Committee relating to correction of certain defects in the Ordinance providing for two million three hundred thousand dollars Unemployment Relief Bond Issue.

Respectfully,

✓s/ JOHN F. COLLINS,
Mayor.

IN COMMON COUNCIL.

NOVEMBER 6, 1939.

The Committee on Ordinances reporting adversely thereon, it is voted that John M. M. Brennan be granted leave to withdraw his petition relative to a change in the zoning map on the westerly side of Hope street.

From His Honor the Mayor is received:

Resolution making appropriation of \$16,348,487.42 for the support of the City Government for the Financial year ending September 30, 1940. (In Common Council September 28, 1939. Read and passed.) (In Board of Aldermen, September 30, 1939. Read and concurred.) (Returned by His Honor the Mayor on October 9, 1939, disapproved.)

The following veto message of His Honor the Mayor is read, viz.:

CITY OF PROVIDENCE,
EXECUTIVE DEPARTMENT,
CITY HALL.

October 9, 1939.

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

Any decision to give executive approval or disapproval to the city council budget must be based upon an exhaustive analysis to determine whether there has been strict compliance with

the intent and objectives of the budgetary control law. The executive budget prepared by the city auditor for the city council was based upon the basic requirements of that law. Any budget adopted by the city council and approved by the mayor must, of necessity, harmonize with the law.

The underlying intent and purpose of the budgetary control law is a continuous guarantee to the people of Providence that their city government, under specific provisions of law, shall maintain a balanced budget on the basis of *actual revenue receipts*. Under the old system, a budget was operated on the basis of estimates of revenue, whether those estimates were either justified or sustained.

There is adequate proof to conclude that the city council budget did not conform to the law. It ignored the law's most essential provisions. The executive budget, as prepared by the city auditor, by contrast, covered all requirements and recognized the compelling necessity of changing the financial procedure of the city so that effective compliance with the law would result. The executive budget was prepared under the legal injunction that a balanced budget must, by law, be maintained at all times.

It is interesting to note that the Charter Commission retained these very essential provisions of the budgetary control law. It is equally important to note that the Charter Commission refused to fix, by statute, a fiscal year for the city, preferring instead to allow the city council the same latitude it now enjoys in deciding the most advisable twelve months to include within a fiscal year.

There is an admitted \$726,000 deficiency in the city council budget, without even checking on over-estimated revenue receipts. Inclusion of this \$726,000 deficiency in the city council budget, without making any provision for meeting it by new taxes or otherwise, violates the budgetary control law. A deficiency of \$726,000 reflects a \$1.20 deficiency in the tax rate. This is so because receipts from loans are not revenue, and cannot be so classified. When loans or any transaction to obtain money increase the liabilities of the city, without making

current provision for retiring them, they do not reflect revenue accounts.

Department heads have been informed of the consequences of approval of the city council budget, or of emergency operations, during the next twelve months, under the provisions of the budgetary control law providing for use of the appropriation base of the last fiscal year. Neither is satisfactory, because approval of the city council budget and compliance with the budgetary control law will necessitate a minimum reduction of twenty per cent in all appropriations made by the city council, other than the appropriations for the school department and for fixed charges on the city debt. These cannot, by law, be adversely affected. This twenty per cent reduction is not necessary in the executive budget which covers every legal point overlooked by the city council budget.

The net result of approval of the city council budget before me, or submission completely to the emergency provisions of the law, would therefore mean a drastic curtailment of necessary social services and normal operations of the city government. A twenty per cent reduction may mean the closing of either the tubercular or psychopathic ward of the City Hospital, with the result the hospital commissioners are determining whether the State can take over tubercular patients, should there be no effective solution of the pressing problems reached by the city council and mayor.

A twenty per cent reduction, threatened by the city council budget, means a slash of \$5,000 for the Providence Lying-In Hospital; \$4,000 for the Providence District Nursing Association; \$3,000 for St. Joseph's Hospital; \$3,000 for the Homeopathic Hospital; \$1,500 for Miriam Hospital; \$400 for the St. Vincent de Paul Infant Asylum, and \$200 for the Jewish Orphanage of Providence. Any city council budget which would so adversely affect these institutions would impose unnecessary hardships upon them. I am opposed to such reductions. The executive budget guarantees these institutions their usual annual allotments.

A study of the appropriations, as contained in the city council budget, will emphasize the fact that there is not a single

penny for unemployment relief or for WPA sustenance. It will be recalled that last June, when the city auditor revised the budget to guarantee a sustained program for the unemployed and for WPA, we were cautioned then by responsible Federal officials that they did not want a repetition of the periodic trouble which attended, in the past, the WPA program. For that very reason, the new executive budget prepared by the city auditor called for adequate coverage of a WPA program, on a yearly basis. Also covered in the executive budget were the requirements for unemployment relief. These guarantees in the executive budget definitely relieved the needy of the threats which were suspended over their heads last June. There are no such guarantees in the city council budget.

The estimates of revenue contained in the city council budget are \$900,000 in excess of actual revenue receipts which can be justified for budget-balancing purposes. In the old days, revenues were estimated without any legal compulsion to make sure they could be sustained. Because of that laxity in the law, the city has accumulated a \$9,100,000 floating debt which has undermined financial procedure in the city and called for the drastic reorganization outlined in the city auditor's budget.

The absence, in the city council budget, of any provision to pay off unpaid *tax* notes, based upon the collection of *taxes*, seriously impairs, if it does not menace, the availability of funds for tax anticipation borrowing by the city. Since back taxes must be applied to notes outstanding, these taxes are not available to borrow against. The very legality of tax anticipation notes will be placed in doubt if we ignore the lien against them, held by the banks which loaned the money. In other words, if we ignore the present claim on outstanding taxes, bankers would have no confidence that we would respect liens on next year's taxes.

The proposal has been made, and the city council budget is based upon it, that all the outstanding notes be funded. They amount to \$9,100,000 but they do not include the additional obvious deficiencies of \$1,600,000 in the city council budget; and also they do not include proposed borrowings for unemployment relief and for WPA. Conservatively, the city council

budget would necessitate the sale of over \$12,000,000 in bonds to bring the entire picture under control and to start to pay off annually the increasing principal of the floating debt. Any program which calls for dumping \$12,000,000 of city notes into the money market, for the purpose of funding them, would force the city to pay prohibitive interest rates. Annual maturities alone would increase annual fixed charges tremendously and increase the tax rate by \$2.00.

Of course, no serious support is given the proposal that floating debt be funded for a period of fifty years. There is ample evidence that the bond market would not absorb such issue, and the interest rates would be prohibitive, because it must be remembered that a substantial part of the floating debt was incurred for current operating expenses, and not for capital assets still available to offset the liability.

The executive budget prepared by the city auditor, based upon the specific requirements of the budgetary control law, made adequate provision for every cent of the floating debt. That debt would not only have been brought under control, but it would have been reduced a minimum of \$3,000,000, and possibly much more. The change in the fiscal year *would not* have used any more of the revenue receipts for comparable current operating expenses, than in the past. The surplus receipts would have been applied solely to reduction of the debt. This is sound accounting, and disposes of the libels on the truth which have been circulated to the effect that two years of taxes would be used for fifteen months of *current operating expenses*.

Regardless of any change in the fiscal year, the taxpayers pay only in the same manner as they have in the past. They pay on the same schedule because assessment periods are fixed by the State. The change in the fiscal year is within the control of the city government, placed there by State law and to be retained there under the recommendations of the Charter Commission.

The picture, then, is clear :

1. The city council budget, with no funds appropriated for unemployment relief or for WPA, is out of balance by \$1,600,-

000, which means, under State law, that there must be a reduction by that amount in the allowances to all departments, except the school department and except for fixed charges. These latter two accounts absorb \$8,500,000 of the appropriations. That means the \$1,600,000 city council deficit must be extracted from the remainder of the city council budget. I am opposed to a twenty per cent slash in payrolls and in operating expenses for the police and fire departments, for the hospitals, for charities, and for all departments, because each would be unnecessarily crippled. And slum clearance, too, is doomed by the city council budget.

2. Under the law which allows the city to operate under last year's appropriations, there would have to be an automatic reduction in allowances equal to last year's deficit, which may be \$1,300,000. But last year's appropriations did not reflect the necessary increases in fixed charges, which means current operating allowances would have to be cut nearly \$2,000,000. Such a cut would necessitate the twenty to twenty-five per cent departmental reductions threatened in the city council budget.

Since neither alternate is satisfactory to me, I am exercising the right to veto the city council budget, with the following specific recommendations:

I That the finance committee confer immediately with the city auditor to determine the best possible substitute to meet all contingencies and to avoid the drastic reductions in departmental allowances, threatened by the city council budget and by using last year's appropriation base.

II That the floor leaders of both parties, in both branches of the city council, join the conferences with the finance committee and the city auditor, to work in co-operation to achieve the necessary prompt solution of the pressing problem.

III That the city auditor postpone until October 15 the drastic twenty per cent reductions in departmental allowances to give the finance committee, the floor leaders, and the city auditor an opportunity to work out a constructive solution.

I am willing to have a short-term budget worked out for the remaining three months of the current calendar year; to call the city council back into special session to adopt it; and then to allow the finance committee and the city auditor to comprehend the results of the short-term budget, using these results as the basis for an extended or revised budget to cover the succeeding months. By doing this, we all can avoid the drastic reductions now threatening to jeopardize relief, cripple city departments, paralyze necessary services, impair the morale of the police and the fire departments, and, in the end, undermine the financial standing of the city of Providence.

For these reasons, and for various specific legal reasons not herein enumerated, the appropriation Resolution, and the city council budget, are herewith returned with my disapproval.

Respectfully,

/s/ JOHN F. COLLINS,
Mayor.

Mr. Adler moves that the Mayor's veto be sustained, and this motion is seconded by Mr. Mitchell.

The Clerk then reads the following communication from His Honor the Mayor:

CITY OF PROVIDENCE,
EXECUTIVE DEPARTMENT,
CITY HALL.

November 6, 1939.

To the Honorable the Members of the Common Council:

It becomes your duty under the charter to consider my veto of Resolution C-12 making appropriation of \$16,348,487.42 for the support of the city government for the financial year ending September 30, 1940, passed by the common council September 28th, 1939; also, the accompanying Resolution authorizing the hiring of \$726,063.06 in anticipation of taxes, etc. to underwrite deficits, passed by the common council September 28th, 1939.

Since the action of the common council involves the new budgetary control law, now in effect, I submit for your guidance the official legal opinion of the city solicitor on the appropriation Resolution.

I also respectfully request your concurrence of the Ordinance dealing with certain defects in the original Ordinance for two million three hundred thousand dollars Unemployment Relief Bond Issue.

Respectfully,

/s/ JOHN F. COLLINS,
Mayor.

At the request of Mr. Adler, City Solicitor Needham is given the privilege of the floor and he reads the following opinion:

CITY OF PROVIDENCE,
RHODE ISLAND,
LAW DEPARTMENT.

November 6, 1939.

HON. JOHN F. COLLINS, *Mayor*,
City Hall,
Providence, R. I.

Dear Sir:

You have asked my opinion in answer to the following question: "Does the appropriation resolution recently passed by the City Council comply with the provisions of Chapter 672 of the Public Laws enacted at the January Session, 1939?"

In reply to your request, I wish to advise that such appropriation resolution does not comply with the provisions of Clause E of Section 11 of Chapter 672 of the Public Laws, 1939.

Clause E of said Section 11 provides as follows:

"The mayor shall submit the budget and the appropriation resolution for the fiscal year to the city council, which may increase, decrease, alter or strike out the items therein contained; provided, however, that no action on its part shall be taken which will cause an excess of appro-

priations for revenue expenditure over expected revenue receipts. If additional appropriations are deemed necessary by the city council it shall not make such appropriations unless it shall provide the necessary additional revenue therefor."

The term "revenue receipts" has been defined by the U. S. Department of Commerce, Bureau of the Census, Financial Statistics of Cities, as follows:

"Revenue receipts represent amounts of money or other wealth received by or placed to the credit of local governments for governmental purposes, under such conditions that they increase the assets without increasing the debt liabilities, or decrease the debt liabilities without decreasing the assets."

The so-called amended budget of the City of Providence as presented by the Joint Standing Committee on Finance for the fiscal year ending September 30, 1940, based on the retention of the fiscal year from October 1, 1939, to September 30, 1940, and amending provisions of budget pages 1 to 107 inclusive as submitted by the Mayor, shows on page 3 thereof estimated receipts of \$16,348,487.42, and on page 4 thereof under the heading "Finance committee budget allowance" "Summary of revenue expenditures," a like amount of \$16,348,487.42, and this budget is therefore apparently balanced, on paper. However, this statement of estimated total receipts includes an item, which appears on the third page of said budget, designated as "Proceeds of temporary loan under authority of Section 5 of Administrative Control Act approved May 12, 1939," in the amount of \$726,063.06. This item represents an admission on the part of the Finance Committee that the city will be compelled to borrow \$726,063.06 in order to balance its budget. In other words, the Finance Committee budget is out of balance by \$726,063.06.

I am unable to understand the significance of the reference to Section 5 of the Administrative Control Act in regard to this item of \$726,063.06, in view of the fact that said section provides as follows:

"Sec. 5. The mayor may, on or before May 15, 1939, appoint a director of public works, who shall hold office until the first Monday in March, 1942."

The summary of estimated receipts, on page 2 of the amended budget, shows "Total revenue from property taxes \$12,834,685.92," which represents a tax levy of \$13,034,685.92 less an allowance of \$200,000. for taxes estimated to be uncollectible. I have been informed by the City Auditor that such estimated total revenue from property taxes is at least \$900,000. too high. If the City Auditor's statement is correct, the budget will be out of balance by an additional \$900,000., which, added to the amount of \$726,063.06 which the Finance Committee admits it will be necessary to borrow in order to balance the budget, shows such amended budget to be out of balance by at least \$1,626,000.

The amended budget does not conform to the mandatory requirements of the provisions of Clause E of Section 11 of Chapter 672 of the Public Laws, 1939, and the Chairman of the Finance Committee and other officers interested in the financial affairs of the City of Providence frankly admit that it will be necessary to borrow a substantial sum of money in order to meet the appropriations made in the amended budget. There is not even a pretense of complying with the new statute which was intended to eliminate recurring annual deficits and the constant necessity of borrowing in order to provide the funds allotted in the annual appropriation resolution.

The City Council must face the realization that under the law as it now stands deficits are illegal, and that appropriations must be reduced to conform to the actual income of the city, or the revenue must be increased to meet the appropriations made by the City Council. The amended budget as presented by the Finance Committee simply resorts to the old practice, now expressly declared by law to be illegal, of appropriating sums in excess of the estimated income and relying on borrowing to make up the deficit. This practice amounts to plain nullification of a state statute designed to terminate this condition.

If the amended budget should be passed over the veto of

the Mayor, any taxpayer could bring an appropriate action against the City Auditor and the City Treasurer to restrain the unlawful payment of funds contemplated by the terms of the amended budget.

Further, in my opinion, no bank could lawfully lend to the City of Providence on tax anticipation notes or otherwise any part of said amount of \$726,063.06, because the banks and all financial agencies dealing with the city are put upon notice by the state law that borrowing money to meet the deficit in the appropriation resolution is unlawful and that if money should be thus loaned to the city to enable it to violate the law, the money could not be recovered by reason of the illegality of the loan.

Your attention is also invited to the provisions of Clause H of Section 11 of said Chapter 672, which provides as follows:

“At any time during the fiscal year, upon notification by the city auditor that it is indicated that actual revenue receipts will not equal the original estimates upon which appropriations were based, the mayor, for the purpose of maintaining a balanced budget, shall have the power to reduce or suspend appropriations for any or all departments or any agency of the city government.”

While the requirements of said Clause H are permissive and not mandatory, it is clear that it would be the duty of the Mayor, in order to maintain a balanced budget as provided by the statutè, to reduce or suspend appropriations, upon notification by the City Auditor that it is indicated that actual revenue receipts will not equal the original estimates upon which appropriations were based. As it is obvious from the amended budget submitted by the Finance Committee that the appropriations are in excess of the estimated revenue receipts, it would be the duty of the City Auditor promptly upon the passage of such amended budget to notify the Mayor that the budget is out of balance in the manner which I have indicated in this opinion and it would doubtless be the duty of the Mayor to take prompt steps to reduce or suspend appropriations in accordance with the provisions of said Clause H.

Attention is also directed to Clause L of Section 11 of said Chapter 672 of the Public Laws, which provides as follows:

“Clause L. Except in an emergency, no order for delivery on a contract or open market order for supplies, materials, equipment or contractual services for any department or agency shall be executed until the city auditor shall have certified that the unencumbered balance in the appropriation or appropriations concerned, in excess of all unpaid obligations, is sufficient to defray the cost of such order, and that the funds are available for such expenditure. Whenever any department or agency shall purchase or contract for any supplies, materials, equipment or contractual services contrary to the provisions of this clause or the rules and regulations made thereunder such order or contract shall be void and of no effect. The head of such department or agency shall be personally liable for the cost of such order or contract, and, if already paid for out of city funds the amount thereof may be recovered in the name of the city in an appropriate action instituted therefor. A report of any emergency purchases shall be submitted at once to the city auditor by the head of the department or agency concerned together with a full account of the circumstances of the emergency.”

In view of the strict requirements of said Clause L that no order referred to therein shall be executed until the City Auditor shall have certified that the unencumbered balance in the appropriation or appropriations concerned, in excess of all unpaid obligations, is sufficient to defray the cost of such order, and that the funds are available for such expenditure, it would be unwise for the head of any city department to proceed upon the appropriations contained in the appropriation resolution of the Finance Committee, since such appropriations are admittedly in excess of the estimated revenue and are therefore to that extent unlawful, and the head of each department or agency which should spend the full amount of the appropriation made in such resolution would be personally liable for the cost of such order or contact, in accordance with the provisions of said Clause L. There is no financial wisdom or even common sense in making a supposed appropriation available for a department when the head of such department will be held personally liable in accordance with law if he spends the amount appropriated and the

person who receives such funds can be required to repay them to the city in an appropriate action instituted therefor.

Respectfully submitted,

/s/ WILLIAM A. NEEDHAM,
City Solicitor.

A protracted discussion ensues, several members questioning the City Solicitor as to what effect sustaining the Mayor's veto would have upon the financial affairs of the City.

For the information of the members, Mr. Needham explains the various provisions of the Budgetary Control Act.

Subsequently, the question being called on Mr. Adler's motion that the Mayor's veto be sustained, the roll is called thereon as follows:

Ayes: 14, Noes: 23, Absent: 2, viz.:

Ayes: Mr. President Coleman and Messrs. Adler, Beagan, Brady, Donovan, Fain, Jackson, Jacques, McLaughlin, Mitchell, Oden, O'Neil, Phillips and Schlossberg—14.

Noes: Messrs. Arpin, Barnes, Bowe, Bucci, Cahir, Coffey, Donley, Farrell, Hickey, Johnston, Langdon, Lord, Marcus, Matera, E. J. McCaffrey, J. F. McCaffrey, McKiernan, Nevin, Patalano, Presel, Rider, Toohey and Viola—23.

Absent: Messrs. Darelus and Ferreira—2.

The Chair announces the result of the roll call vote, and thereupon declares the veto of the Mayor is sustained.

Mr. Barnes questions the ruling of the Chair, and City Solicitor Needham, given the privilege of the floor, reads Clause 7 of Section 7 of the City Charter which provides that any measure, passed by the City Council and returned without the approval of the Mayor, shall require a vote of three-fifths of all the persons elected to each branch of the City Council in order to become a law.

City Solicitor Needham then advises that twenty-four votes being necessary in the Common Council to over-ride the Mayor's veto and only twenty-three members so voting, the veto of the Mayor is sustained.

Resolution authorizing the hiring of \$726,063.06 in anticipation of taxes to provide revenue for the fiscal year ending September 30, 1940. (In Common Council, September 28, 1939. Read and passed. In Board of Aldermen, September 30, 1939. Read and concurred.) (Returned by His Honor the Mayor, October 9, 1939. Disapproved.)

The Clerk reads the following veto message of the Mayor :

CITY OF PROVIDENCE,
EXECUTIVE DEPARTMENT,
CITY HALL.

October 9, 1939.

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

I hereby return, with my disapproval, the resolution providing for borrowing of some \$726,000 in tax anticipation notes, because it violates the provisions of the budgetary control law.

The United States Department of Commerce, in their financial statistics of cities, defines revenue receipts, as follows :

“Revenue receipts represent amounts of money or other wealth received by or placed to the credit of local governments for governmental purposes, under such conditions that they increase the assets without increasing the debt liabilities or decrease the debt liabilities without decreasing the assets.”

The disapproval accompanies similar disapproval of the appropriation resolution.

The money sought to be borrowed, under the Resolution, is admittedly in excess of estimated revenue receipts for the fiscal year ending September 30, 1940, and therefore is actually a deficit non-revenue account.

The more general reasons for my disapproval of the appropriation Resolution, and accompanying Resolution, are set forth in my disapproval of the appropriation resolution.

/s/ JOHN F. COLLINS,
Mayor.

On motion of Mr. Adler, seconded by Mr. Barnes, said Resolution is then indefinitely postponed.

Councilman Barnes presents a Resolution requesting the City Solicitor to apply for legislation to permit the City of Providence to install meters on the streets of said City, and to collect a nominal fee therefrom, and upon his motion the same is read and indefinitely postponed.

Councilman Viola presents a Resolution requesting the Joint Standing Committee on Finance to consider the advisability of appropriating the sum of \$25,000.00 for use of the Providence Housing Authority, and upon his motion the same is read and indefinitely postponed.

IN CITY COUNCIL.

(City Council File, November 6, 1939.)

CHAPTER 989.

No. 287. An Ordinance in Amendment of Section 5 of Chapter 988 of the Ordinances, Approved October 7, 1939.

(Approved November 7, 1939.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. That section of Chapter 988 of the Ordinances, approved October 7, 1939, entitled "An Ordinance Providing for the Issuance of Emergency Unemployment Relief Bonds in the sum of \$2,300,000.00 and Repealing Chapter 981, Resolution No. 172, of the Ordinances of 1939, approved June 16, 1939" which reads as follows:

"Section 5. Said bonds shall bear date as of August 1, 1939, and shall be payable yearly as provided in Section 3, and both principal and interest shall be payable in any coin or currency of the United States of America, which at the time of payment is legal tender for public and private debts, at the fiscal agency of the City of Providence in Boston, Massachusetts, The First National Bank of Boston, and all premiums received from the sale of said bonds, if any, shall be applied to the payment of the principal of said bonds in the order of their maturity. Said bonds shall be signed by the City Treasurer, countersigned by the Mayor and registered by the City Auditor, who shall certify the registry of each bond. The Joint Standing Committee on Finance be and it is hereby authorized to provide for the certifications of these bonds as valid and legal obligations of the City of Providence by and thru any agency selected by the said committee and such certifications shall relieve the City of Providence of any further certifications on its part. The holders of said coupon bonds may at any time exchange the same for registered bonds payable at the office of the City Treasurer." be and the same is hereby amended to read as follows :

"Section 5. Said bonds shall bear date as of August 1, 1939, and shall be payable yearly as provided in Section 3, and both principal and interest shall be payable in any coin or currency of the United States of America, which at the time of payment is legal tender for public and private debts, at the fiscal agency of the City of Providence in Boston, Massachusetts, The First National Bank of Boston, and all premiums received from the sale of said bonds, if any, shall be applied to the payment of the principal of said bonds in the order of their maturity. Said bonds shall be signed by the City Treasurer, countersigned by the Mayor and registered by the City Auditor, who shall certify the registry of each bond. The said coupon bonds shall be certified as to genuineness by the First National Bank of Boston. The holders of said coupon bonds may at any time exchange the same for registered bonds payable at the office of the City Treasurer."

SECTION 2. This Ordinance shall take effect and become operative upon its passage.

No. 288. Resolution Creating a Joint Special Committee for the Proper Observance of Armistice Day, 1939, and Appropriating the Sum of \$1,000.00 Therefor.

(Approved November 7, 1939.)

RESOLVED, That a Joint Special Committee be and is hereby created consisting of one Alderman to be appointed by His Honor the Mayor, and four Councilmen to be appointed by the President of the Common Council, for the purpose of arranging a proper celebration of Armistice Day 1939; and

BE IT FURTHER RESOLVED, That the sum of \$1,000.00 or so much thereof as may be necessary therefor, be and the same is hereby appropriated for the purpose of defraying the expenses of said Joint Special Committee; said sum to be charged to the appropriation for Contingencies.

CHAPTER 990.

No. 289. An Ordinance Determining to Cooperate with the Housing Authority of the City of Providence and Approving a Form of Contract with Said Housing Authority with Respect Thereto, and Authorizing the Execution Thereof.

(Approved November 7, 1939.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. WHEREAS, the Housing Authority of the City of Providence (herein called the "Authority") proposes to develop and administer low-rent housing projects (herein called the "Projects") within the territorial limits of the City of Providence (herein called the "City") and to finance the development thereof by the issuance of its bonds; and

WHEREAS, in connection with the development of the Projects the Authority desires to eliminate unsafe or insanitary dwelling units situated within the territorial limits of the City substantially equal in number to the number of newly-constructed dwelling units to be provided by the Projects; and

WHEREAS, there exist in the City a large number of unsafe or insanitary dwelling units and it is necessary and desirable that the City should eliminate such unsafe or insanitary dwelling units, and the City is willing and desires to cooperate with the Authority by eliminating such unsafe or insanitary dwelling units; and

WHEREAS, the City desires to cooperate further with the Authority in connection with the development and administration of the Projects by furnishing customary municipal services and facilitate to such Projects and the tenants thereof, without cost or charge, and to cooperate in other ways with the Authority as more particularly appears in the agreement hereinafter set forth; and

WHEREAS, it is necessary that the present low-income occupants of unsafe or insanitary dwelling units be provided with new dwelling units at rentals they can afford to pay; and

WHEREAS, the development and administration of the Projects and the elimination of such unsafe or insanitary dwelling units, with the cooperation of the City, will directly benefit the City by increasing employment, by reducing the expenditures of the City for crime prevention and punishment, public health and safety, fire and accident protection, and other public services and facilities, and by protecting the health, morals and safety of the inhabitants of the City;

Now, therefore, be it ordained by the City Council of the City of Providence, Rhode Island:

SECTION 1. That the City hereby determines to cooperate with the Authority in the development and administration of the Projects by aiding said Authority in its efforts to eliminate unsafe and insanitary dwelling units within the territorial limits of the City at least equal to the number of newly constructed dwelling units to be provided by the Projects (less the number, if any, of any unsafe or insanitary dwelling units to be eliminated from the site or sites of the Projects by the Authority during the development of the Projects), and shall further cooperate with the Authority by furnishing, without cost or charge customary municipal services and facilities for the Projects and by not levying, imposing or charging any taxes, special assessments, service fees, charges or tolls against the Project or against the Authority and shall otherwise cooperate and assist in the development and administration of the Projects as more fully provided in the agreement set forth herein.

SECTION 2. That the City shall enter into a contract with the Authority in the following form:

COOPERATION AGREEMENT, (herein called the "Agreement") between the CITY of *Providence*, and the Housing Authority of the City of Providence.

In consideration of the mutual promises of the City of Providence, Rhode Island, (herein called the "City") and the Housing Authority of the City of Providence (herein called the "Authority") hereinafter set forth, the City and Authority agree as follows:

1. The City agrees to eliminate, within its territorial limits unsafe or insanitary dwelling units of a number at least equal to the number of new dwelling units to be provided in the low-rent housing projects (herein collectively called the "Projects", which term is more specifically defined in Paragraph 19) to be undertaken by the Authority (less the number, if any, of unsafe or insanitary dwelling units to be eliminated from the site or sites

of the Projects by the Authority during the development of the Projects.)

2. The City agrees to eliminate such unsafe or insanitary dwelling units in one or the other of the following ways, or partly in one of these ways and partly in others:

- (a) By demolishing dwelling units which are on land acquired by the City by purchase or otherwise, including demolition of such dwelling units on land purchased for any public uses; or
- (b) By causing the compulsory demolition, effective closing, repair or improvement of such unsafe and insanitary dwelling units; or
- (c) By inducing private owners voluntarily to eliminate such dwelling units.

3. In computing the number of unsafe or insanitary dwelling units eliminated under the terms of this Agreement, there shall be included all unsafe or insanitary dwelling units eliminated under this Agreement from the date hereof; Provided, however, that all unsafe or insanitary dwelling units eliminated by the City since September 1, 1937 will be counted as elimination under this Agreement if the Authority is satisfied that such elimination was undertaken in anticipation of the execution of this Agreement.

4. In computing the number of unsafe or insanitary dwelling units eliminated under the terms of this Agreement, the remedying of violations of local building codes or Ordinances by compulsory action of the City, in so far as it results in the elimination of unsafe or insanitary dwelling units, shall be considered as elimination. The voluntary remedying of such violations shall not be considered as elimination.

5. For the purpose of this Agreement a dwelling unit shall be considered unsafe or insanitary whenever by reason of dilapidation, faulty arrangement or design, lack of ventilation, light or

sanitation facilities, or any combination of these factors, it is detrimental to safety, health or morals.

6. The Authority agrees:

(a) To advise the officers in charge of appropriate departments of the City of the existence of any unsafe or insanitary dwelling units in the City, which the Authority finds as a result of its surveys or studies;

(b) To make reports to the City, from time to time, regarding such matters; and

(c) To cooperate with the City in securing the elimination of unsafe or insanitary dwelling units required hereunder.

7. The City agrees to cause its officers in charge of appropriate departments to make reports to the Authority from time to time regarding:

(a) The action taken by the City in the elimination or repair of unsafe or insanitary dwelling units hereunder;

(b) The dates of such action;

(c) The location of such dwelling units; and

(d) The condition of such dwelling units which made them unsafe or insanitary.

8. The Authority and the City agree that the elimination undertaken and required hereunder shall be considered as a part of the Projects.

9. The City agrees to complete the elimination of unsafe and insanitary dwelling units required hereunder at such a rate that, in connection with each Project, a number at least equal to the number of new dwelling units constructed in each Project shall be eliminated within one (1) year from the date of the physical completion of that Project.

10. The City agrees that, during the period commencing with the date of the acquisition of any part of the site or sites for each Project and continuing throughout the useful life of such Project, it will not levy, impose or charge any taxes, betterments, special assessments, service fees, charges or tolls against the Project or against the Authority and will furnish, without cost or charge to

the Authority or the tenants thereof, municipal services and facilities for such Project and the tenants thereof, of the same character as those furnished without cost or charge for other dwellings and inhabitants in the City, including but not limited to: fire, police and health protection and services, street maintenance, snow removal, garbage, trash and ash collection and disposal, street lighting on public streets within any Project and on the boundaries thereof, and sewer services; that it will maintain in good repair and working order any and all municipal utilities and facilities, provided by it for the use and benefit of each Project and the tenants thereof; and that it will maintain in good repair streets, roads and alleys which are within, adjacent or leading to the boundaries of each Project. The term "useful life of such Project" as used in the foregoing, shall mean the period of physical usefulness of the particular Project for the purpose of providing dwelling accommodations, but in no event less than the number of years during which any of the bonds issued to aid in financing the development of such Project shall remain outstanding.

11. The City agrees to plan or replan, zone or rezone to an appropriate site and neighborhood classification, any area in the City within which any Project shall be located. It further agrees that without charge to the Authority, it will vacate and close any streets, roads, roadways, alleys, sidewalks or other places (which the Authority finds are reasonably necessary in the development of the Project) located in the area of said Project or adjacent thereto and convey to the Authority any interest it may have in the beds of the streets within the boundaries of said Project so vacated or closed. All such action provided for in this paragraph shall be taken by the City within a reasonable time after receipt of a written request therefor from the Authority.

12. The Authority agrees to dedicate, and the City agrees to accept for municipal purposes, land which may be owned or acquired by the Authority and which the Authority determines to be reasonably necessary for public streets and alleys within the boundaries of the Project or for the purpose of providing public ingress thereto and egress therefrom.

13. The City agrees to furnish, dedicate, pave, install, grade or regrade, plan or replan any streets, roads, roadways, alleys, sidewalks or other places located in the area of any Project or adjacent thereto and which the Authority finds are necessary in the development of such Project; such facilities shall be furnished and such work performed by the City within a reasonable time after receipt of a written request therefor from the Authority and after arrangements have been made for financing as hereinafter provided in this paragraph. The cost of furnishing the facilities or performing the work specified in this paragraph shall be financed in such manner as may be agreed upon by the City and the Authority and as may be approved by the United States Housing Authority; provided the cost to the Authority shall not exceed the amount that could be charged by way of special assessment if the Project were owned by private enterprise.

14. The City agrees to waive such building and inspection fees as might be payable by the Authority if it is or becomes subject to the payment of such fees, and agrees to make such exceptions from building regulations and Ordinances as are found by the Authority to be necessary in the development of the Projects.

15. Nothing in this Agreement shall be construed as limiting the power of the City to furnish aid and cooperation other than and in addition to the matters more particularly described in this Agreement.

16. The Authority agrees that it will use its best efforts to develop the Projects as rapidly as possible, to operate and maintain such Projects for families of low income, and to keep the City fully informed as to the status of the Projects.

17. The City consents to the assignment of this Agreement for the protection of the holders of any bonds issued to aid in financing the development of the Projects.

18. This Agreement shall continue in full force and effect with respect to each Project so long as the title thereto (except for the lien or title conveyed to secure any bonds or other evi-

dences of indebtedness issued to aid in the development of the Project) is held by the Authority or some other public body or agency of the State.

19. The term "Projects" as used in this Agreement shall mean any low-rent housing projects now or hereafter undertaken within the City by Authority with respect to which a contract or contracts to obtain Federal annual contributions have been made, or will be made within one year from the date hereof, with the United States Housing Authority. The term "Project" shall mean any one of such Projects which is to be aided under a single Annual Contributions Contract between the Authority and the United States Housing Authority relating solely to annual contributions on that particular project.

IN WITNESS WHEREOF, The City of Providence, Rhode Island and the Housing Authority of the City of Providence have respectively caused this Agreement to be duly executed in quadruplicate as of the day of, 19...

CITY OF PROVIDENCE

By.....
Mayor.

(Seal)

Attest:.....
City Clerk.

HOUSING AUTHORITY OF THE CITY OF PROVIDENCE

By.....
Chairman.

SECTION 3. That the Mayor and the City Clerk of the City of Providence, Rhode Island are hereby authorized to execute in quadruplicate a contract in the form set forth in Section 2 hereof on behalf of the City.

SECTION 4. This Ordinance shall take effect within the earliest time permitted by law.

CHAPTER 991.

No. 290. An Ordinance Accepting the Revised Offer of the United States of America to Aid by Way of Grant in Financing the Construction of Improvements to the Water Works System (P. W. A. Docket No. R. I. 1157-F).

(Approved November 8, 1939.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. The revised offer of the United States of America to the City of Providence to aid by way of grant in financing the construction of improvements to the Water Works System, a copy of which offer reads as follows:

P. W. 86658-1

"FEDERAL EMERGENCY ADMINISTRATION OF
PUBLIC WORKS

Washington, D. C.

Dated: Jan. 7, 1939

Docket No. R. I. 1157-F

"City of Providence,
Providence, Rhode Island.

"1. Subject to the Terms and Conditions (PWA Form No. 230, as amended to the date of this offer), which are made a part hereof, the United States of America hereby offers to aid in financing the construction of improvements to waterworks system (herein called the 'Project') by making a grant to the City of Providence, Rhode Island (herein called the 'Applicant'), in the amount of 45 percent of the cost of the Project upon completion, as determined by the Federal Emergency Administrator of Public Works (herein called the 'Administrator'), but not to exceed, in any event, the sum of \$309,361.

"2. By acceptance of this Offer the Applicant covenants to complete the Project with all practicable dispatch, and in any event by February 4, 1940.

"3. This Offer is made subject to the express condition that, if the Administrator shall determine at any time that the Applicant has paid or agreed to pay, whether directly or indirectly, a bonus, commission or fee to any person, firm or corporation for attempting to procure an approval of the Applicant's application, or for alleged services in procuring or in attempting to procure such approval, or for activities of the nature commonly known as lobbying performed or agreed to be performed in connection with the application, then the Administrator shall have the right, in his discretion, to rescind this Offer and any agreements resulting herefrom, and, in the event of such rescission, the United States of America shall be under no further obligation hereunder.

"4. The acceptance of this offer by the Applicant shall effectuate a cancellation of the contract created by the acceptance of the offer dated August 1, 1938, made by the United States of America to the Applicant: Provided, that the cancellation of such contract shall not impair or vitiate any acts performed or proceedings taken thereunder prior to such cancellation, but such acts or proceedings may be continued under the contract created by the acceptance of this offer.

"UNITED STATES OF AMERICA

Federal Emergency Administrator
of Public Works

By (Sgd.) H. A. GRAY,
Assistant Administrator"

is hereby in all respects accepted, and the Mayor is hereby authorized, empowered and directed to submit the project, plan, offer and terms and conditions in final form to the Governor of the State of Rhode Island for presentation to the Director of the State Department of Public Works for approval, and to act for the city in doing all things required by said offer and acceptance to be done by or on behalf of the city.

SEC. 2. The City of Providence agrees to abide by all the terms and conditions of said offer, including the terms and conditions (P.W.A. form No. 230) annexed thereto and made a part thereof.

SEC. 3. The Mayor is hereby authorized and directed as soon as said project, plan, offer and terms and conditions are approved by the Director of the State Department of Public Works of the State of Rhode Island to send to the Federal Emergency Administration of Public Works three certified copies of the proceedings of the City Council in connection with the adoption of this Ordinance setting forth this Ordinance in full and such further documents or proofs in connection with the acceptance of said offer as may be requested by the Federal Emergency Administration of Public Works.

SEC. 4. This Ordinance shall take effect upon its passage.

SEC. 5. The terms and conditions are as follows:
(P.W.A. Form No. 230 attached hereto.)

PART 1—GENERAL TERMS AND CONDITIONS

1. PREREQUISITES TO GOVERNMENT'S OBLIGATION.—The United States of America (hereinafter referred to as the "Government") shall be under no obligation to the applicant to whom the offer is made (hereinafter referred to as the "Applicant") to take up and pay for any obligations which it offers to purchase (hereinafter referred to as the "Bonds") or to make any grant:

(a) *Representations.*—If any representation made by the Applicant in its application or in any supplement thereto or amendment thereof, or in any document submitted to the Government by the Applicant, shall be incorrect or incomplete in any material respect;

(b) *Financial Condition.*—If, in case the Government has offered to purchase Bonds, the financial condition of the Applicant shall have changed unfavorably in a material degree from its condition as theretofore represented to the Government;

(c) *Cost of Project.*—If it appears that the Applicant will not be able to complete the project described in the Government's offer (hereinafter referred to as the "Project") for the sum allotted by the Government, or that the Applicant will not be able to obtain funds necessary to complete the Project;

(d) *Legal Matters.*—If, in case the Government has offered to purchase Bonds, the bond transcript shall not show that such Bonds are binding and legal obligations; and if, in all cases, proper disposition shall not have been made of all legal questions affecting the application for a loan or grant or both, the Project, and the construction thereof;

(e) *Governor's Letter.*—If, in case the Government has offered to purchase Bonds, the Governor of the State in which the Applicant is located shall not write a letter to the Federal Emergency Administrator of Public Works (hereinafter referred to as the "Administrator") to the effect that if, in the judgment of the Administrator, it may be advisable to enact legislation to remedy any defects, illegalities, or irregularities in the proceedings of the Applicant relative to the Bonds or to validate the issuance of said Bonds, said Governor will recommend and cooperate in the enactment of such legislation;

(f) *Water Supply.*—If, in case the Government has offered to purchase Bonds payable in whole or in major part from the revenues of a Project which includes a water supply or water distribution system, the Applicant shall not have shown that the Project will have a proper and adequate water supply;

(g) *Service Rates.*—If, in case the Government has offered to purchase Bonds payable in whole or in major part from revenues to be derived from the Project or the system of which it is a part, the Applicant shall not have adopted proper legal proceedings in accordance with State or Territorial law fixing rates to be charged for the facilities and services afforded by the Project or the system of which it is a part, and providing regulations as to the collection of such charges and as to the use of the facilities and services afforded by the Project or the system of which it is a part;

(h) *Undue Delay.*—If the Applicant shall delay for an unreasonable time acceptance of the offer from the Government

to aid in financing the construction of a Project by a loan and grant, grant only, or loan only (hereinafter referred to as the "Offer") or performance of any of the duties or obligations to be performed by it under the Offer and the terms and conditions;

(i) *Compliance.*—If the Applicant shall not have complied with all the provisions contained or referred to in the Offer and the terms and conditions theretofore to be complied with by the Applicant;

(j) *Plans and Specifications and Certificate of Purposes.*—If the Applicant shall not have filed with the Government plans and specifications for the Project, and a certificate or certificates of purposes setting out in detail the amounts and purposes of the expenditures which the Applicant proposes to make in connection with the Project, and the Government shall not have accepted such plans and specifications and such certificate or certificates of purposes as showing that the Project will be constructed in a sound, economical, and efficient manner so as to provide reasonable security for the loan to be made by the Government (in case the Government has offered to purchase Bonds), and so as to comply in all respects with all applicable Federal Statutes, the Offer, and the terms and conditions;

(k) *Architectural or Engineering Supervision and Inspection.*—If the Applicant shall not provide and maintain competent and adequate architectural or engineering supervision and inspection of the construction of the Project.

2. EXPENSES.—The Government will be under no obligation to pay any costs, charges, and expenses incident to compliance with any of the duties or obligations of the Applicant.

3. INTEREST OF MEMBER OF OR DELEGATE TO CONGRESS.—No Member of or Delegate to the Congress of the United States of America will be allowed to participate in the funds made available for the construction of the Project or in any benefit arising therefrom.

4. **BONUS OR COMMISSION.**—The Applicant will not pay any bonus or commission for the purpose of obtaining an approval of the application for a loan or grant.

5. **INFORMATION.**—Upon request at any time, in case the Government purchases any Bonds, the Applicant will furnish the Government, and any purchaser from the Government of 25 per cent of the Bonds, with such financial statements and other information and data relating to the Applicant as the Administrator or any such purchaser may at any time reasonably require.

6. **BOND CIRCULAR.**—The Applicant will furnish all such information in proper form for the preparation of a bond circular and will take all such steps as the Government or any purchaser or purchasers from the Government of not less than 25 per cent of the Bonds may reasonably require to aid in the sale by the Government or by any such purchaser or purchasers of any or all of the Bonds.

7. **USE OF GOVERNMENT'S NAME.**—In case the Government offers to purchase Bonds, the Applicant will not refer to the Offer or to any purchase by the Government of any Bonds pursuant to the Offer as an inducement for the purchase of any securities of the Applicant (including Bonds repurchased from or redelivered by the Government) and will not authorize any purchaser from the Applicant of any such securities to do so.

8. **INSURANCE ON COMPLETED PROJECT.**—In case the Government has purchased Bonds, the Applicant will carry reasonable and adequate insurance upon the completed Project or any completed part thereof accepted by the Applicant or the system of which the Project is a part.

9. **OTHER FINANCIAL AID FROM THE GOVERNMENT.**—If the Applicant shall receive any funds (other than those received under the terms of the Offer), directly or indirectly, from the Government, or any agency or instrumentality thereof, to aid in financing the construction of the Project, to the extent that such funds are so received the grant will be reduced, and in case the Government has offered to purchase Bonds, to the extent that such funds so received exceed the grant set forth in the Offer,

the aggregate principal amount of Bonds to be purchased by the Government will be reduced.

10. EXPENSES PRIOR TO OFFER.—The Government assumes no obligation to pay any grant on any portion of the Project on which costs have been incurred by the Applicant prior to the date of the Offer, regardless of whether or not the Applicant, at the time of incurring such costs, relied on the possibility of a grant being subsequently obtained from the Government to aid in financing the Project. If reimbursement for such costs is requested by the Applicant in its certificate of purposes, such costs will be explained in detail.

11. STATE OR TERRITORIAL LAW.—Anything in the Offer or the terms and conditions to the contrary notwithstanding, nothing herein shall require the Applicant to observe or enforce compliance with any provision hereof, perform any other act or do any other thing in contravention of any applicable State or Territorial law: *Provided*, That if any of the provisions of the Offer or the terms and conditions violates any State or Territorial law, or if compliance with the provisions of the Offer or the terms and conditions would require the Applicant to violate any State or Territorial law, or if because of any other reason the Applicant cannot comply with any of such provisions, the Applicant will at once notify the Administrator in writing in order that appropriate changes and modifications may be made by the Administrator and the Applicant to the end that the Applicant may proceed as soon as possible with the construction of the Project.

PART II—GRANT AND BOND PAYMENTS TERMS AND CONDITIONS

1. ADVANCE GRANT.—At any time after the acceptance by the Applicant of the Offer, the Applicant may request an advance on account of the grant in an amount not exceeding 15 per cent of the previously approved estimated cost of the Project. This advance grant may be used for paying architectural, engineering, and planning fees, costs of surveys, borings,

and other preliminary investigations, costs of preparation of plans, specifications, and other forms of proposed contract documents, costs of advertisements for bids for contracts, construction costs, and the printing of the Bonds. Such advance grant will not be used in payment of legal fees or of the costs of acquisition of lands, easements, or rights-of-way. The request for this advance grant must be accompanied by a signed certificate of purposes in which must appear in reasonable detail the purposes for which such advance grant will be used. If the Project, to aid in the financing of which the Government has made an advance grant, is abandoned, the unused advance grant proceeds will be returned to the Government, but nothing herein shall be construed to waive any right which the Government may have to the return of the entire advance grant if the Applicant shall have acted in bad faith or made any misrepresentations concerning the completion of the Project or the use of the advance grant.

2. PAYMENT FOR BONDS.—A requisition requesting the Government to take up and pay for the Bonds will be honored as soon as possible after such Bonds are ready for delivery, if the bond transcript and other documents necessary to support such requisition are complete. At the option of the Government, all the Bonds will be taken up and paid for at one time where the Offer provides for the purchase of Bonds in an aggregate principal amount of not more than \$1,000,000. In all other cases, the Bonds will be taken up and paid for in more than one installment and each installment, in so far as possible, will be for an aggregate principal amount of not less than \$1,000,000.

3. INTERMEDIATE GRANT REQUISITIONS.—(a) *Loans and Grants.*—In case the Government is to purchase Bonds, simultaneously with the delivery of the Bonds to and payment for the Bonds by the Government, or where Bonds are taken up and paid for in more than one installment, simultaneously with the delivery of and payment for the final installment, or at any subsequent time, if the Applicant has filed a requisition and if such requisition is accompanied by a signed certificate of purposes showing in reasonable detail the purposes for which the funds

will be used and that such funds will be used for items properly included as part of the cost of the Project, the Government will make a grant of an amount representing the difference between any advance grant previously made and an amount equal to 25 per cent of said previously approved estimated cost of the Project. When the Project shall be approximately 70 per cent completed, as determined by the Administrator, the Government will honor a requisition for a second intermediate grant in an amount equal to the difference between the aggregate amount of grant payments theretofore made and 35 per cent of said previously approved estimated cost of the Project. To the end that payment of such second intermediate grant requisition may be expedited, the Applicant may file such requisition when the Project is approximately 50 per cent completed.

No intermediate grant requisition will be honored if the Applicant shall not have deposited in the Construction Account (hereinafter described) such sums as may have been required in the Offer to be so deposited in addition to the funds made or to be made available by the Government.

(b) *Grants Only.*—In case the Government is to make a grant only, at any time after the Applicant has deposited in the Construction Account its share of the cost of the Project (herein called "Applicant's Funds"), if the Applicant has so requisitioned and if such requisition is accompanied by a signed certificate of purposes in which appear in reasonable detail the purposes for which the funds will be used, the Government will make a grant of an amount representing the difference between the advance grant, if any, and an amount equal to 25 per cent of said previously approved estimated cost of the Project. When the Project shall be approximately 50 per cent completed the Applicant may file its second intermediate grant requisition for an amount equal to the difference between the aggregate amount of grant payments theretofore made and 35 per cent of said previously approved estimated cost of the Project, but said second intermediate grant requisition will not be honored until the Project is approximately 70 per cent completed, as determined by the Administrator.

(c) *In General.*—Intermediate grant requisitions in all cases will be honored only if the documents necessary to support such requisitions are complete and work on the Project has progressed in accordance with the provisions of the Offer and the terms and conditions.

4. FINAL GRANT PAYMENT.—At any time after the completion of the Project, the Applicant may file a requisition requesting a final grant payment which, together with all previous payments on account of such grant, shall be an amount not in excess of 45 per cent of the actual cost of the Project, as determined by the Administrator, but not to exceed, in any event, the amount of the grant set forth in the Offer. The final grant requisition will be honored if the documents necessary to support it are complete and work on the Project has been completed in accordance with the Offer and the terms and conditions.

In the determination of the final grant payment, costs or charges of a continuing nature not incurred by the Applicant specifically for the Project will not be allowed.

5. CONSTRUCTION ACCOUNT.—A separate account or accounts (herein collectively referred to as the “Construction Account”) will be set up in a bank or banks which are members of the Federal Deposit Insurance Corporation. The advance grant payment, the intermediate grant payments, the proceeds from the sale of the Bonds (exclusive of accrued interest), Applicant’s Funds, the final grant payment and any other moneys which shall be required in addition to the foregoing to pay the cost of constructing the Project will be deposited in the Construction Account promptly upon the receipt thereof. All accrued interest paid by the Government at the time of delivery of any Bonds will be paid into a separate account, (herein referred to as the “Bond Fund”). Payments for the construction of the Project will be made only from the Construction Account.

6. DISBURSEMENT OF MONEYS IN CONSTRUCTION ACCOUNT.—Moneys in the Construction Account will be expended only for such purposes as shall have been previously specified in a signed certificate of purposes filed with and accepted by the

Government. After all costs incurred in connection with the Project have been paid, if any Bonds are then held by the Government, all moneys remaining in the Construction Account will be used to repurchase Bonds or will be transferred to the Bond Fund.

7. USE OF MONEYS IN BOND FUND.—Moneys in the Bond Fund will be expended solely for the purpose of paying interest on and principal of Bonds.

PART III—CHANGE FROM LOAN AND GRANT TO GRANT ONLY

1. TERMS AND CONDITIONS APPLICABLE TO LOANS AND GRANTS AND GRANTS ONLY.—(a) The terms and conditions are applicable in cases where the Government has offered to make a loan and a grant or to make a grant only or to make a loan only. If the Offer is for a loan only, the provisions of the terms and conditions relating to grants shall have no application.

(b) If, after the Applicant has accepted the Offer to make a loan and a grant, the Applicant determines to sell all the Bonds to purchasers other than the Government on terms at least as favorable as those offered by the Government, the Applicant may do so without obtaining the Government's consent thereto.

(c) If, before or after the Government has honored the first loan requisition, the Applicant determines to sell to purchasers other than the Government a portion of the Bonds, the consent of the Administrator to such sale will first be obtained to the end that the maturities of the Bonds to be purchased by the Government shall be satisfactory to the Administrator.

(d) If, after the Applicant has accepted the Offer to make a loan and a grant, a grant only is desired, because the Applicant has sold the Bonds to purchasers other than the Government or has otherwise provided its share of the cost of the Project, the Applicant will immediately notify the Administrator, and the Offer to make a loan and grant will remain effective for a grant only, and the terms and conditions will remain equally applicable.

PART IV—CONSTRUCTION TERMS AND
CONDITIONS

1. PREREQUISITES TO GOVERNMENT'S OBLIGATION.—The Government shall be under no obligation to the Applicant to take up and pay for any Bonds or to make any grant:

(a) *Submission to State Director.*—If the Applicant shall not submit to the State Director of the Federal Emergency Administration of Public Works, his duly authorized representative, or any other person designated by the Administrator to perform the duties and functions of the State Director (hereinafter referred to as the "State Director"):

(1) two copies of proposed contract documents relating to the Project, before bids are invited for the particular contract;

(2) all proposed wage rate determinations referred to in the second sentence of Paragraph 9 of this Part IV, before such determinations are made;

(3) a written statement concerning the proposed award of each contract relating to the Project, before an award is made;

(4) all sets of executed contract documents relating to the Project and four sets of conformed copies thereof, before any work, service, material or equipment is performed or furnished thereunder;

(5) a written statement concerning the proposed award of each sub-contract relating to the Project, before the award thereof is approved;

(6) a written statement concerning the proposed assignment of any interest in or part of any contract relating to the Project, before an assignment thereof is approved;

(7) a written statement concerning each proposed extra, change, or additional work order intended to affect any contract relating to the Project, before such order is issued;

(8) a written statement concerning, and the pertinent plans and specifications for, any work for which the Administrator has waived the applicable provisions of the terms and conditions so as to permit the Applicant to perform such work otherwise than by contract, before such work is so performed;

(9) all proposed decisions referred to in the second sentence of Paragraph 10 of this Part IV, except decisions by the Board of Labor Review, before such decisions are made;

(10) a written statement concerning each architect or engineer whom the Applicant proposes to employ on the Project, before such architect or engineer is employed, together with one certified copy of each Ordinance, Resolution, Order, or contract by which each architect or engineer is employed by the Applicant for work upon or in connection with the Project; and

(11) such other data, reports, records, and documents relating to the Project as the State Director may require; in order that the State Director may examine the same and promptly advise the Applicant whether, in his opinion, the same are in compliance with applicable Federal statutes, the Offer, and the terms and conditions;

(b) *Procedure After Submission.*—If the Applicant, after having submitted to the State Director the matters mentioned in sub-Paragraph (a) of this Paragraph, shall have proceeded without having been advised by the State Director to do so;

(c) *Undue Delay in Construction.*—If the Applicant shall not cause the construction of the Project to be commenced and continued with all practicable dispatch in a sound and efficient manner and in accordance with the plans and specifications;

it being the purpose of sub-Paragraphs (a) and (b) of this Paragraph to insure that the Applicant will be fully advised before it takes any step which might, in the opinion of the State Director, violate applicable Federal statutes, the Offer, or the

terms and conditions, and to eliminate thereby the possibility that the Applicant will be responsible for a violation which would render it impossible for the Government to make the grant or loan or which might otherwise result in a delay in the construction of the Project.

2. CONSTRUCTION BY CONTRACT.—All work on the Project will be done under contract. The Applicant will give every opportunity for free, open, and competitive bidding for each and every construction, material, and equipment contract. The Applicant will give such publicity to advertisements or calls for bids by it for the furnishing to it of work, labor, materials, and equipment as will provide adequate competition and the award of each contract therefor will be made to the lowest responsible bidder as soon as practicable: *Provided*, That in the selection of equipment or materials the Applicant may, in the interest of standardization or ultimate economy, if the advantage of such standardization or such ultimate economy is clearly evident, award a contract to a responsible bidder other than the lowest in price.

3. CONTRACT SECURITY.—The Applicant will require that each construction contractor shall furnish a bond in an amount at least equal to 100 per cent of his contract price as security for the faithful performance of his contract and for the payment of all persons performing labor and furnishing materials in connection therewith: *Provided*, That if applicable State or Territorial law requires a separate bond for the protection of laborers and materialmen, the Applicant will require that each such contractor shall furnish a bond in the amount above-stated for the faithful performance of his contract and a separate bond in an amount at least equal to 50 per cent of his contract price for the payment of all persons performing labor and furnishing materials in connection with his contract.

4. CONTRACTORS' INSURANCE.—The Applicant will require that each construction contractor shall maintain during the life of his contract, insurance as follows:

(a) *Compensation Insurance*.—Adequate Compensation Insurance for all of such contractor's employees who will be en-

gaged in work at the site of the Project and, if any part of such contractor's contract is sublet, the contractor will require his subcontractor to maintain such insurance for all of the subcontractor's employees who will be so engaged unless the latter's employees are protected by the principal contractor's Compensation Insurance.

(b) *Liability Insurance*.—Adequate Public Liability and Property Damage Insurance to protect such contractor and all of his construction subcontractors from claims for damages for personal injury, accidental death, and to property, which may arise from operations under his contract, whether such operations be by himself or by any such subcontractor or by anyone directly or indirectly employed by either of them.

5. **QUALIFICATIONS FOR EMPLOYMENT**.—The Applicant will require that no person under the age of sixteen (16) years and no convict labor shall be employed on the Project. The Applicant will require that no person whose age or physical condition is such as to make his employment dangerous to his health or safety or to the health and safety of others shall be employed on the Project: *Provided*, That this shall not operate against the employment of physically handicapped persons, otherwise employable, where such persons may be safely assigned to work which they can ably perform. The Applicant will require that there shall be no discrimination because of race, creed, color, or political affiliations, in the employment of persons for work on the Project. The Applicant will require that all employees engaged in work on the Project shall have the right to organize and bargain collectively through representatives of their own choosing, and that such employees shall be free from interference, restraint, and coercion of employers in the designation of such employees' representatives, in self-organization, and in other concerted activities of such employees, for the purpose of collective bargaining or other mutual aid or protection, and that no person seeking employment on the Project and no person employed thereon shall be required as a condition of initial or continued employment to join any company union or to refrain from joining, organizing, or assisting a labor organization of such person's own choosing.

6. LABOR PREFERENCE AND EMPLOYMENT SERVICES.—The Applicant will require that with respect to all skilled, semi-skilled and unskilled workers employed on the Project:

(a) Preference in employment shall be given to persons from the public relief rolls where such persons are available and qualified to perform the work to which the employment relates, and

(b) To the fullest extent possible workers required for the Project and appropriate to be secured through employment services shall be chosen from the list of qualified workers submitted by local employment agencies designated by the United States Employment Service: *Provided*, That union workers, skilled, semi-skilled, and unskilled, shall not be required to register at such local employment agencies but, if such workers are desired by the employer, they shall be obtained through union locals in a customary manner which will insure compliance with subparagraph (a) of this Paragraph 6. In the event, however, that employers who wish to employ union workers are not furnished with qualified workers by the union locals within 48 hours (Sundays and holidays excluded) after request is filed by the employer, all workers shall be chosen from lists of qualified workers submitted by local agencies designated by the United States Employment Service.

7. NONDISCRIMINATION.—The Applicant will require that, except as specifically provided above, workers who are qualified by training and experience and who, as above outlined, are referred for work on the Project, shall not be discriminated against on any grounds whatsoever.

8. HOURS OF WORK.—The Applicant will require that except in—

(a) Emergencies, which are defined as unforeseen occurrences and combinations of circumstances involving the public welfare or the protection of work already done on the Project or which endanger life or property and call for immediate action or remedy; or

(b) Special and unusual circumstances rendering it infeasible or impracticable to require adherence to the applicable limitations of hours herein set forth skilled, semi-skilled, and unskilled workers employed upon the Project shall not be permitted to work thereon more than 8 hours per day nor more than 40 hours per week: *Provided*, That the limitations of hours herein set forth shall not apply to executive, supervisory, administrative, clerical, or other nonmanual workers¹ as such.

9. WAGE RATES.—The Applicant will require that minimum wage rates for employees in each trade and occupation engaged in work on the Project will be determined as required by applicable State or Territorial law. In the absence of such State or Territorial law, the Applicant will determine, prior to inviting bids for a construction contract, the minimum hourly wage rates for each such trade and occupation under such contract. Such minimum hourly wage rates will be determined (see Paragraph 1 (a) (2) of this Part IV) in accordance with rates prevailing for work of a similar nature in the locality in which the Project is to be constructed. The Applicant will also require that all determined minimum wage rates and all authorized deductions, if any, from unpaid wages actually earned shall be posted at appropriate conspicuous points on the site of the Project. Unless otherwise required by State or Territorial law, wage rates need not be established for executive, supervisory, administrative, clerical, or other nonmanual workers¹ as such.

10. CLAIMS AND DISPUTES PERTAINING TO CLASSIFICATION OF LABOR.—Where there is a State or Territorial law requiring the determination of claims and disputes pertaining to the classification of labor employed on the Project, such claims and disputes will be handled in accordance with such law. In the absence of such law, claims and disputes pertaining to the classification of labor employed on the Project will be decided (See Paragraph 1 (a) (9) of this Part IV), by the Applicant; *Provided*, That instead of such claims and disputes being decided by the Applicant, both the parties concerned may, if they so agree and if the Applicant also agrees, submit such claims

¹For example, Camp assistants, cooks, policemen, store-keepers, time-keepers, watchmen, waterboys, and messengers.

and disputes to the Administrator who may, in his discretion, refer said claims and disputes to the Board of Labor Review of the Federal Emergency Administration of Public Works for decision.

11. PAYMENT OF EMPLOYEES.—The Applicant will require that each construction contractor and construction subcontractor shall pay each of his employees engaged in work on the Project in full (less deductions made mandatory by law) in cash and not less often than once each week.

12. CONVICT-MADE MATERIALS.—The Applicant will require that no materials manufactured or produced in a penal or correctional institution be incorporated into the Project.

13. DOMESTIC AND FOREIGN MATERIALS.—The Applicant will require that only such unmanufactured articles, materials, and supplies as have been mined or produced in the United States of America, and that only such manufactured articles, materials, and supplies as have been manufactured in the United States of America substantially all from articles, materials, or supplies mined, produced, or manufactured, as the case may be, in the United States of America, shall be employed in the construction of the Project: *Provided*, That the Applicant may, if he so desires, request the Administrator to waive the foregoing restrictions so as to permit the purchase of foreign articles, materials, or supplies, if the use of domestic articles, materials, or supplies is impracticable, or if the foreign articles, materials, or supplies are lower in cost after the following differentials are applied in favor of the domestic articles, materials, or supplies:

(a) On purchases where the price of the foreign articles, materials, or supplies is \$100 or less, a differential of 100 per cent, and

(b) On purchases where the price of the foreign articles, materials, or supplies is more than \$100, a differential of 25 per cent.

14. ACCIDENT PREVENTION.—The Applicant will require that precaution shall be exercised at all times for the protection

of persons (including employees) and property, that the safety provisions of applicable laws, building and construction codes shall be observed, and that machinery, equipment, and all hazards shall be guarded or eliminated in accordance with the safety provisions of the Manual of Accident Prevention in Construction, published by the Associated General Contractors of America, to the extent that such provisions are not in contravention of applicable law.

15. INSPECTION.—The Applicant will require that the Administrator and his authorized representatives and agents shall be permitted and will itself permit them, to inspect all work, materials, pay rolls, records of personnel, invoices of materials, and other relevant data and records and the Applicant will submit to the Administrator's authorized representative or agent such evidence as to the quality of materials as such representative or agent may require. The Applicant will provide and maintain or will require that there shall be provided and maintained during the construction of the Project adequate facilities at the site thereof for the use of the Administrator's representatives or agents assigned to the inspection of the Project.

16. SIGNS.—The Applicant will cause to be erected on the site of the Project at points and in positions to be designated by the Administrator's representative or agent assigned to the inspection of the Project, signs in such quantity and of such dimensions as will be designated by the State Director, which signs will bear the legend:

P. W. A.
FEDERAL EMERGENCY
ADMINISTRATION OF PUBLIC WORKS

.....
(Description of Project)
PROJECT NO.

17. CONSTRUCTION REPORTS.—The Applicant will require that there shall be submitted to it by each construction con-

tractor and will, in turn, submit to the Administrator's authorized representative or agent, schedules of the costs and quantities of materials and of other items, and that such schedules shall be in such form and shall be supported as to correctness by such of the estimates upon which they are based as such representative or agent may require. The Applicant will also require that there shall be submitted to it by each such contractor and will, in turn, submit as above stated, the following records on forms to be supplied by the Government:

(a) Detailed Estimate, and (b) Periodical Estimates for Partial Payment.

18. REPORTS TO U. S. DEPARTMENT OF LABOR.—The Applicant will require that each construction contractor shall furnish to the United States Department of Labor, as early as practicable, the names and addresses of all of his construction subcontractors. The Applicant will also require that each such contractor and subcontractor shall report monthly to said Department, not later than the 5th day following the close of each calendar month, on forms and in accordance with instructions to be supplied by said Department, the number of persons directly employed under his contract who, during the particular calendar month, were on his pay rolls, the aggregate amount of each of said pay rolls, the man-hours worked, and the total expenditures for materials, which expenditures shall be itemized.

19. REPORTS TO ADMINISTRATOR.—The Applicant will report monthly directly to the Administrator not later than the 5th day following the close of each calendar month, on forms and in accordance with instructions to be supplied by the Government, the total number of persons who were directly employed on the Project during the particular calendar month.

20. PAY ROLLS OF CONTRACTORS AND SUBCONTRACTORS.—The Applicant will require that each construction contractor and each construction subcontractor shall prepare his pay rolls on forms prescribed and in accordance with instructions to be furnished by the Administrator; that not later than the 7th day following the payment of the wages, each such contractor shall transmit to such office as may be designated by said Adminis-

trator a certified legible copy and two conformed copies of each such pay roll; that each such pay roll shall be sworn to in accordance with the "Regulations Issued Pursuant to So-Called Kick-Back Statute", which Regulations are set forth in Part V hereof; and that each such contractor and subcontractor shall submit reports on forms as and when required by said Administrator, covering the purchases of and requisitions for materials, together with such other information as may be required to determine the progress and status of work on the Project.

21. PROJECT DATA AND RECORDS.—Promptly following the preparation of periodical pay rolls of construction contractors and of construction subcontractors, the Applicant will furnish the Administrator's authorized representative or agent with such number as may be required of certified copies of such pay rolls, on forms to be supplied by the Government. Such certified copies of such pay rolls will be accompanied by substantial proof that all bills for services rendered and materials supplied have been duly paid, and by such other data as such representative or agent may require. The Applicant will keep a record of Project costs in accordance with the classification of such costs used by the Administrator. The Applicant will furnish such information and data concerning the construction, cost, and progress of work on the Project (including copies of proposed and executed contract documents) as such representative or agent may require.

22. PAYMENT.—(a) Not later than the 15th day of each calendar month, the Applicant will make partial payment to each construction contractor on the basis of a duly certified and approved estimate of the work performed during the preceding calendar month by the particular contractor, but will retain at least 10 per cent of the amount of each such estimate until final completion and acceptance of all work covered by the particular contract.

(b) The Applicant will require that each such contractor shall pay:

(1) For all transportation and utility services not later than the 20th day of the calendar month following that in which such services are rendered,

(2) For all materials, tools, and other expendible equipment, to the extent of 90 per cent of the cost thereof, not later than the 20th day of the calendar month following that in which such materials, tools, and equipment are delivered at the site of the Project, and the balance of the cost thereof not later than the 30th day following the completion of that part of the work in or on which such materials, tools, and equipment are incorporated or used, and

(3) To each of his construction subcontractors, not later than the 5th day following each payment to such contractor, the respective amounts allowed such contractor on account of the work performed by such subcontractors, to the extent of each such subcontractor's interest therein.

23. NAMING PROJECT.—The Applicant will not name the Project for any living person.

PART V—KICK-BACK STATUTE AND REGULATIONS¹

1. KICK-BACK STATUTE.—The so-called Kick-Back Statute is Public, No. 324, Seventy-third Congress, approved June 13, 1934 (48 Stat. 948), and reads as follows:

An Act to effectuate the purpose of certain statutes concerning rates of pay for labor, by making it unlawful to prevent anyone from receiving the compensation contracted for thereunder, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That whoever shall induce any person employed in the construction, prosecution, or completion of any public building, public work, or building or work financed in whole or in part by loans or grants from the United States, or in the repair thereof to give up any part of the compensation to which he is entitled under

¹The applicable sections of the Kick-Back Statute and Regulations promulgated pursuant thereto are set forth in the text for the convenience of the Applicant. Section 3 of the Regulations was amended effective April 1, 1937, to read as herein set forth.

his contract of employment, by force, intimidation, threat of procuring dismissal from such employment, or by any other manner whatsoever, shall be fined not more than \$5,000, or imprisoned not more than five years, or both.

SEC. 2. To aid in the enforcement of the above section, the Secretary of the Treasury and the Secretary of the Interior jointly shall make reasonable regulations for contractors or subcontractors on any such building or work, including a provision that each contractor and subcontractor shall furnish weekly a sworn affidavit with respect to the wages paid each employee during the preceding week.

2. REGULATIONS ISSUED PURSUANT TO SO-CALLED KICK-BACK STATUTE.—Pursuant to the provisions of Public, No. 324, Seventy-third Congress, approved June 13, 1934 (48 Stat. 948), concerning rates of pay for labor, the Secretary of the Treasury and the Secretary of the Interior have jointly made the following regulations:

SECTION 1. (This section quotes the Kick-Back Statute.)

SECTION 2. Each contractor and subcontractor engaged in the construction, prosecution, or completion of any building or work of the United States or of any building or work financed in whole or in part by loans or grants from the United States, or in the repair thereof, shall furnish each week an affidavit with respect to the wages paid each employee during the preceding week. Said affidavit shall be in the following form:

State of.....

County, ss:

I,(name of party signing affidavit),..... (Title), do hereby certify that I am the employee of..... (name of contractor or subcontractor), who supervises the payment of the employees of said contractor (subcontractor); that the attached pay roll is a true and accurate report of the full weekly wages due and paid to each person employed by the said contractor (subcontractor) for the construction of..... (project), for the weekly pay roll period from the

day of, 193...., to the day of, 193....; that no rebates or deductions from any wages due any such person as set out on the attached pay roll have been directly or indirectly made; and that, to the best of my knowledge and belief, there exists no agreement or understanding with any person employed on the project, or any person whatsoever, pursuant to which it is contemplated that I or anyone else shall, directly or indirectly, by force, intimidation, threat or otherwise, induce or receive any deductions or rebates in any manner whatsoever from any sum paid or to be paid to any person at any time for labor performed or to be performed under the contract for the above named project.

Sworn to before me this day of, 193....

SECTION 3. Said affidavit shall be executed and sworn to by the officer or employee of the contractor or subcontractor who supervises the payment of its employees.

Said affidavit shall be delivered, within seven days after the payment of the pay roll to which it is attached, to the Government representative in charge at the site of the particular project in respect of which it is furnished, who shall forward the same promptly to the Federal agency having control of such project. If no Government representative is in charge at the site, such affidavit shall be mailed within such seven-day period to the Federal agency having control of the project.

SECTION 4. At the time upon which the first affidavit with respect to the wages paid to employees is required to be filed by a contractor or subcontractor pursuant to the requirements of these regulations, there shall also be filed in the manner required by Section 3 hereof a statement under oath by the contractor or subcontractor, setting forth the name of its officer or employee who supervises the payment of employees, and that such officer or employee is in a position to have full knowledge of the facts set forth in the form of affidavit required by Section

2 hereof. A similar affidavit shall be immediately filed in the event of a change in the officer or employee who supervises the payment of employees. In the event that the contractor or subcontractor is a corporation, such affidavit shall be executed by its president or a vice president. In the event that the contractor or subcontractor is a partnership, such affidavit shall be executed by a member of the firm.

SECTION 5. These regulations shall be made a part of each contract executed after the effective date hereof by the Government for any of the purposes enumerated in Section 2 hereof.

SECTION 6. These regulations shall become effective on January 15, 1935.

3. CONSTRUCTION OF REGULATIONS.—The clause in the pay-roll affidavit which reads “ * * * that the attached pay roll is a true and accurate report of the full weekly wages due and paid to each person employed by the said contractor * * * ” is construed to mean :

(a) Wages due are the wages earned during the day period by each person employed by the contractor, less any deductions required by law.

(b) At the time of signing the affidavit, the wages due each employee have either been paid to him in full or are being held subject to claim by him.

(c) Such unpaid wages will be paid in full on demand of the employee entitled to receive them.

The clause “ * * * that no rebates or deductions from any wages due any such person as set out on the attached pay roll have been directly or indirectly made ” does not apply to any legitimate deductions mentioned above which enter into the computation of full weekly wages due.

The “Regulations Issued Pursuant to So-Called Kick-Back Statute” shall not be construed to prohibit deductions required by law.

PENALTY

Section 35 of the Criminal Code, as amended, provides a penalty of not more than \$10,000 or imprisonment of not more

than 10 years, or both, for knowingly and willfully making or causing to be made "any false or fraudulent statements * * * or use or cause to be made or used any false * * * account, claim, certificate, affidavit, or deposition, knowing the same to contain any fraudulent or fictitious statement * * *" relating to any matter within the jurisdiction of any governmental department or agency.

No. 291. Resolution Transferring the Sum of \$15,000.00 for the Use of the Providence Housing Authority.

(Approved November 8, 1939.)

RESOLVED, That the sum of Fifteen Thousand Dollars (\$15,000) be and the same is hereby transferred from the Reserved Fund to an account to be designated "Providence Housing Authority," and be it further

RESOLVED, That the said sum of Fifteen Thousand Dollars (\$15,000) be and it is hereby appropriated for the use of the Providence Housing Authority if and when the Federal Government and the City of Providence enter into an agreement in the matter of low-cost housing in or for the City of Providence.

No. 292. Resolution Allowing William S. Streker, M. D. the Sum of \$50.00 for Anti-Rabic Treatments.

(Approved November 8, 1939.)

RESOLVED, That the following bill for anti-rabic treatments be allowed for payment to William S. Streker, M. D.

Barbara Clark\$50.00

The above payment is authorized under the authority of Chapter 800 of the Public Laws of 1912, and Chapter 136 of the General Laws of 1923, Section 32.

No. 293. Resolution Appropriating the Sum of \$500.00 to Defray the Expenses of the Observance of Columbus Day, 1939.

(Approved November 8, 1939.)

RESOLVED, That the sum of \$500.00 be and it is hereby appropriated for the purpose of defraying the expenses incurred by the Joint Special Committee for the proper observance of Columbus Day, 1939, said sum to be charged to the appropriation for contingencies.

No. 294. Resolution Approving a State Unemployment Relief Program for the Month Ending October 31, 1939.

(Approved November 8, 1939.)

RESOLVED, That the City Council of the City of Providence hereby approves the accompanying program for the City of Providence for the month ending October 31, 1939, in accordance with the requirements of "The State Unemployment Relief Act of 1934."

No. 295. Resolution Approving a State Unemployment Relief Program for the Month Ending November 30, 1939.

(Approved November 8, 1939.)

RESOLVED, That the City Council of the City of Providence hereby approves the accompanying program for the City of Providence for the month ending November 30, 1939, in accordance with the requirements of "The State Unemployment Relief Act of 1934."

No. 296. Resolution to Construct Sewers in Chace Avenue and Chace Drive.

(Approved November 8, 1939.)

RESOLVED, That the Director of Public Works be and he is hereby directed to cause a main drain or common sewer to be constructed in Chace avenue, from Top street to Highland avenue, and in Chace drive, from its termination to Chace avenue, in accordance with the plans and specifications of the City Engineer.

No. 297. Resolution Accepting Certain Gifts to the North Burial Ground Fund.

(Approved November 8, 1939.)

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

From Howard L. Bosworth and wife Clara A., the sum of \$35.00, for lot standing in the name of Howard L. Bosworth and wife Clara A.; Fund accepted under the name of Howard L. Bosworth and wife Clara A.;

From Hector B. MacFadyen and wife Jennie, the sum of \$50.00, for lot standing in the name of Hector B. MacFadyen and wife Jennie; Fund accepted under the name of Hector B. MacFadyen and wife Jennie;

From Ida E. Salisbury, the sum of \$178.50, for lot standing in the name of Henry B. Salisbury; Fund accepted under the name of Henry B. Salisbury.

No. 298. Resolution Accepting Certain Gifts to the
North Burial Ground Fund.

(Approved November 8, 1939.)

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

From Krikor Sarkisian, the sum of \$37.00, for lot standing in the name of Krikor Sarkisian; Fund accepted under the name of Krikor Sarkisian;

From Thomas McKay James, the sum of \$69.00, for lot standing in the name of Thomas McKay James; Fund accepted under the name of Thomas McKay James;

From Maria B. Holden, the sum of \$300.00, for lot standing in the name of Nicholas Marks, Frederick O. Gage; Fund accepted under the name of Nicholas Marks, Frederick O. Gage;

From Roderick Swanson, the sum of \$35.00, for lot standing in the name of Roderick Swanson; Fund accepted under the name of Roderick Swanson;

From John Papazian, the sum of \$50.00, for lot standing in the name of John Papazian; Fund accepted under the name of John Papazian;

From Robert C. Wallace and wife Anna M., the sum of \$62.00 for lot standing in the name of Robert C. Wallace and wife Anne M.; Fund accepted under the name of Robert C. Wallace and wife Anne M.

No. 299. Resolution Accepting Certain Gifts to the
North Burial Ground Fund.

(Approved November 8, 1939.)

RESOLVED, That the following gifts of the following sums of money, to the Commissioners of the North Burial Ground, in

trust, the income thereof to be applied, under the provisions of Chapter 367 of the Public Laws, to the preservation and care of the following specified burial lots in said ground be and the same are hereby respectively accepted as follows, viz.:

From Alice J. H. Sjöholm, the sum of \$35.00 for lot standing in the name of Alice J. H. Sjöholm; Fund accepted under the name of Alice J. H. Sjöholm;

From John M. McDonald, the sum of \$30.00 for lot standing in the name of John M. McDonald; Fund accepted under the name of John M. McDonald;

From Ida M. T. Page, the sum of \$23.00 for lot standing in the name of Ida M. T. Page; Fund accepted under the name of Ida M. T. Page;

From Avedis DerMargossian, the sum of \$57.00 for lot standing in the name of Avedis DerMargossian; Fund accepted under the name of Avedis DerMargossian;

From Annie Arzoomanian, the sum of \$35.00 for lot standing in the name of Annie Arzoomanian; Fund accepted under the name of Annie Arzoomanian;

From J. Arthur MacAllen and wife Cassie M. the sum of \$35.00, for lot standing in the name of J. Arthur MacAllen and wife Cassie M.; Fund accepted under the name of J. Arthur MacAllen and wife Cassie M.

No. 300. Communication from the City Clerk Relative to the Appointment of Henry V. Collins as a Member of the Building Board of Review.

No. 301. Communication from the City Clerk Relative to the Resignation of Dennett L. Richardson, M. D. as Superintendent of the Charles V. Chapin Hospital.

No. 302. Two Hundred Forty-Second Quarterly Report of the Board of Commissioners of Sinking Funds.

No. 303. Report of the Harbor Master for the Quarter Ending September 30, 1939.

No. 304. Report of the Bureau of Police and Fire for the Quarter Ending October 7, 1939.

No. 305. Report of the City Messenger for the Month of September, 1939.

No. 306. Petition Relative to the Reopening of the South Providence Branch of the Public Library.

IN BOARD OF ALDERMEN.

NOVEMBER 16, 1939.

Upon recommendation of the Inspector of Milk, certain persons, firms and corporations are severally granted licenses to sell, exchange and deliver milk, cream and skimmed milk in the City of Providence.

(See Files of the Board of Aldermen.)

Upon recommendation of the Superintendent of Health, a Nuisance Order in accordance with Form C is issued against Alex White of 3 Collyer street.

The Accounts for

Dexter Asylum Maintenance,.....	\$2,713.98
Asylum Walls and Buildings,.....	6.96

are severally presented, examined and allowed and the Clerk is authorized to certify to the same.

Alderman Duggan, for the Committee on Streets, presents the following Orders, and upon his motion the same are read and passed, viz.:

ORDERED, That the grade of LaSalle drive from Sharon street easterly, southerly and westerly to Sharon street be defined as delineated upon the plan and profile on file in the office of the City Engineer and this day presented to the Board of Aldermen.

ORDERED, That the Commissioner of Public Works is hereby directed to cause LaSalle drive from Sharon street easterly, southerly and westerly to Sharon street to be brought to the established or defined grade at the expense of the abutting owners thereof.

ORDERED, That the curbstones be set and the gutters be paved on LaSalle drive from Sharon street easterly, southerly and westerly to Sharon street.

ORDERED, That the curbstones be set and the gutters be paved on Robinson street from its former westerly termination to Taylor street.

ORDERED, That the curbstones be set and the gutters be paved on Winter street from Westminster street to Fountain street.

Alderman Duggan, for the Committee on Damage Under the Dog Law, presents the following Order, and upon his motion the same is read and passed, viz.:

ORDERED, That a draft for \$14.50, covering the amount of the appraisal of damage done to the ducks of Vincenzo Gallucci, and the fees of the appraisal, be drawn upon the City Treasurer payable to the said Vincenzo Gallucci, and that the City Treasurer be directed to recover the same in an action of the case against the owner or keeper of the dog doing said damage.

From the Board of Tax Assessors are received various communications relative to changes in the 1934, 1935, 1936, 1937, 1938 and 1939 City Tax Lists to correct clerical errors in assessments in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same are approved.

(See Files of the Board of Aldermen.)

Alderman Duggan presents a communication from the Roger Williams Junior High School Parent-Teacher Association relative to the closing of the South Providence Branch Library, and upon his motion the same is read and received.

Alderman Lockhart presents the reports of the Dexter Asylum for the weeks ending November 4 and 11, 1939, and upon his motion the same are read and received.

Alderman Lynch presents the petition of David Glatt to be appointed a Weigher of Coal and Other Merchandise for the remainder of the term ending on the first Monday in January, A. D. 1941, and upon his motion the same is read and granted.

Alderman Rao presents the following Resolution, and upon his motion the same is read and passed, viz.:

RESOLVED, That the house numbers on Salina street, on both the north and south sides, from Clarkson street to Hawkins street, be changed to conform with figures in red, as shown on Plan entitled: "City Engineer's Office, City Property Dep't., November 4, 1939, 058208."

IN COMMON COUNCIL.

NOVEMBER 16, 1939.

Pursuant to a Warrant issued by His Honor the Mayor, the Common Council meets this day in Special Session at 4:30 o'clock. p. m.

The following message of His Honor the Mayor is read, viz.:

CITY OF PROVIDENCE,
EXECUTIVE DEPARTMENT,
CITY HALL.

November 16, 1939

To the Honorable the Members of the Common Council:

GENTLEMEN:

You are assembled in special session for the specific purpose of acting upon the recommendation of the Finance Committee relative to an appropriation of Fifteen Thousand (\$15,000) Dollars as an advance loan to the Housing Authority of the City of Providence, said Resolution to supersede a prior joint Resolution.

Respectfully,

/s/ JOHN F. COLLINS,
Mayor.

IN CITY COUNCIL.

(City Council Files, November 16, 1939.)

No. 307. Resolution Appropriating the Sum of \$15,000.00 for the Use of the Providence Housing Authority.

(Approved November 17, 1939.)

WHEREAS, The United States Housing Authority has informed the Housing Authority of the City of Providence that the sum of \$2,500,000 has been earmarked for low-cost housing in the City of Providence; and

WHEREAS, These funds will become available to the Housing Authority of the City of Providence when the proper applications are approved; and

WHEREAS, The City of Providence has entered into agreement with the Housing Authority of the City of Providence to determine to cooperate on low-cost housing,

NOW, THEREFORE, BE IT RESOLVED, That the City Council appropriate the sum of \$15,000 as an advance loan to the Housing Authority of the City of Providence for the purpose of meeting the administrative expenses of said Housing Authority and for the purpose of preparing the necessary applications, said sum to be charged to the appropriation for contingencies; said funds, or so much thereof as may be approved by the United States Housing Authority, shall be reimburseable as approved costs of the projects for low-cost housing.

This Resolution shall take effect upon its passage, and all Resolutions, or parts of Resolutions, inconsistent herewith are hereby repealed.

No. 308. Resolution Transferring the Sum of \$7,500.00 from the Appropriation for Contingencies to the Appropriation for the Providence Public Library.

(Approved November 17, 1939.)

RESOLVED, That the sum of seven thousand five hundred dollars (\$7,500.00) be and the same is hereby transferred from the appropriation for "Contingencies" and added to the appropriation for the Providence Public Library.

No. 309. Resolution to Pay to Maude E. B. Durkee the Sum of \$175.00 as Compensation for Damages.

(Approved November 17, 1939.)

RESOLVED, That to Maude E. B. Durkee the sum of One Hundred and Seventy-Five Dollars (\$175.00) be allowed whenever

the City shall be released in a manner satisfactory to the City Solicitor of all claims for compensation for damages to house located at 180 Blackstone boulevard sustained sometime between January 6 and January 28, 1938, by reason of blasting in connection with the installation of a sewer in said boulevard; said sum to be paid in the ordinary course of payments by the City of Providence according to the Ordinances governing such payments.

No. 310. Resolution to Pay to Dora J. Hardiman
the Sum of \$250.00 as Compensation for Injuries.

(Approved November 17, 1939.)

RESOLVED, That to Dora J. Hardiman (Tillinghast, Morrissey & Flynn, Attorneys) the sum of Two Hundred and Fifty Dollars (\$250.00) be allowed whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for compensation for injuries and damages sustained May 10, 1939, by reason of Dora J. Hardiman tripping in a hole or defect in the sidewalk of Smith street at a point in front of premises No. 644-646 on said street; said sum to be paid in the ordinary course of payments by the City of Providence according to the Ordinances governing such payments.

No. 311. Resolution to Pay to Morris L. Harris p.a.
the Sum of \$250.00 as Compensation for Injuries
to Minor Daughter.

(Approved November 17, 1939.)

RESOLVED, That to Morris L. Harris p.a. (Robinson and Robinson, Attorneys) the sum of Two Hundred and Fifty Dollars (\$250.00) be allowed whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for

injuries and damages sustained as the result of Norma Harris, minor daughter of Morris L. Harris, falling on sidewalk in front of 402 Hope street, by reason of a defect in said walk; said sum to be paid in the ordinary course of payments by the City of Providence according to the Ordinances governing such payments.

No. 312. Resolution to Pay to Harriet Wallace the Sum of \$125.00 as Compensation for Injuries.

(Approved November 17, 1939.)

RESOLVED, That to Harriet Wallace the sum of One Hundred Twenty Five Dollars (\$125.00) be allowed, whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for compensation for injuries and damages sustained March 18, 1939, by reason of a defect in the sidewalk at the corner of Cranston and Bridgham streets; said sum to be paid in the ordinary course of payments by the City of Providence according to the Ordinances governing such payments.

No. 313. Resolution Creating a Joint Special Committee to Investigate the Failure of the Bureau of Police and Fire to Issue Certain Licenses.

(Approved November 17, 1939.)

RESOLVED, That a Joint Special Committee consisting of four Councilmen to be appointed by the President of the Common Council and one Alderman to be appointed by His Honor the Mayor is hereby created to investigate the failure of the Bureau of Police and Fire to issue licenses to persons, firms and corporations heretofore holding licenses; and said Joint Special Committee is hereby directed to report their findings to the City Council in writing on or before the first Monday in December, 1939.

No. 314. Resolution Authorizing His Honor the Mayor to Execute a Deed to the California Artificial Flower Company of Certain Land on Pontiac Avenue.

(Approved November 17, 1939.)

RESOLVED, That His Honor the Mayor, is hereby authorized to execute a conveyance to the California Artificial Flower Company, a Rhode Island corporation, for the sum of Two Hundred and Fifty (\$250.00) Dollars, of a certain triangular parcel of land on the westerly side of Pontiac avenue in the City of Providence, containing approximately 899 square feet of land, the city to reserve in said conveyance an easement for the storm sewer now located on the premises, no building to be erected upon said parcel of land without the prior approval of the Director of Public Works.

No. 315. Resolution Authorizing His Honor the Mayor to Execute a Lease to Krikor S. and Karekin Dulgarian of Certain Land on Winter Street.

(Approved November 17, 1939.)

RESOLVED, That His Honor the Mayor is hereby authorized to execute a lease to Krikor S. Dulgarian and Karekin Dulgarian for a period of ten years, with an option of renewal for a second term of ten years, and a further option of renewal for a third term of ten years, of land owned by the City of Providence and located on Winter street between Westminster street and Washington street, substantially in accordance with the accompanying draft lease.

LEASE

This indenture of lease, made and executed this day of December, A. D. 1939, by and between the City of Provi-

dence, a municipal corporation in the County of Providence and State of Rhode Island, hereinafter referred to as the Lessor, which expression shall include its successors and assigns where the text so requires or admits, and Krikor S. Dulgarian and Karekin Dulgarian, both of the City of Providence in said County and State, hereinafter referred to as the lessees, which expression shall include their executors, administrators, successors and assigns where the context so requires or admits,

WITNESSETH:

The lessor, in consideration of the rents and charges hereinafter reserved doth hereby grant, demise and lease unto the lessees the following described parcel or tract of land subject to the conditions, reservations and covenants hereinafter specified, namely:

That certain tract or parcel of land with all buildings and improvements thereon situated at the northeasterly corner of Westminster and Winter streets in said City of Providence bounded and described as follows:

Beginning at the northeasterly corner of Westminster and Winter streets, thence northerly in the easterly line of Winter street and bounding westerly on Winter street one hundred ninety two and ninety eight one hundredths (192.98) feet to a point in the easterly line of Winter street, said point being in range of the southeasterly line of that portion of Washington street lying northeast of the angle in the present line of Washington street; thence northeasterly and bounding northwesterly in part on other land of this lessor to be dedicated for highway purposes and in part on Washington street, eighteen and sixty three one hundredths (18.63) feet to a corner, thence southeasterly making an exterior angle of $103^{\circ} 21' 00''$ and bounding northeasterly on land now or formerly of Samuel Goldberger one hundred and forty-three one hundredths (100.43) feet to a corner, thence easterly making an exterior angle of $107^{\circ} 49' 32''$ and bounding northerly on land of said Goldberger thirty six and ninety seven one hundredths (36.97) feet to a corner, thence southerly making an interior angle of $98^{\circ} 93' 30''$ and bounding easterly on land of said Goldberger forty five and two one

hundredths (45.02) feet to a corner, thence westerly making an interior angle of 84° 50' 00" and bounding southerly on land of the Dexter Donation, now under lease to this lessee, seventy four and eighty eight one hundredths (74.88) feet to a corner, thence southerly making an exterior angle of 90° 11' 17" and bounding easterly on land of said Dexter Donation fifty-eight (58.00) feet to the northerly line of Westminster street, thence westerly in the northerly line of Westminster street, and bounding southerly on Westminster street three and twenty six one hundredths (3.26) feet to the easterly line of Winter street and the point and place of beginning.

Said parcel contains approximately 6536 sq. ft. of land.

TO HAVE AND TO HOLD said parcel of land for and during the term of ten years from and after the first day of December, A. D. 1939, to the 30th day of November, A. D. 1949, inclusive yielding and paying therefor the rent hereinafter specified. It is mutually agreed that the lessee shall have the option to extend this lease for a second term of ten years, to wit, from and after the first day of December 1949 to and including the 30th day of November, A. D. 1959, and said lessee shall have the further option to extend this lease for a third term of ten years from the first day of December 1959 to and including the 30th day of November, A. D. 1969. The rent for the first period of ten years shall be six hundred and fifty dollars per year payable in advance in the office of the City Treasurer of the City of Providence on the first day of December in each year. The first payment, however, is to be made on the date of the execution of this instrument.

It is furthermore agreed by and between the parties that if and when the City Council of the City of Providence shall determine that the premises herein leased, or any part thereof, are needed for municipal or other public purposes, the lessor acting by and through its City Council may terminate this lease by condemnation proceedings in accordance with law, or upon giving the lessee at least three months notice in writing of its intention to terminate this lease. In such event or in the event of condemnation of the premises or any part thereof, without notice, the lessees shall be entitled to reasonable compensation

for damages to buildings or improvements, but neither they nor their sub-lessees or tenants shall be entitled to business damages or to compensation for the value of the unexpired term of this lease.

IT IS FURTHER COVENANTED AND AGREED that there shall not be kept for sale, or kept or used on said premises any intoxicating beverages in violation of the laws of this State, or of the United States, or any of the Ordinances of the City of Providence; that the Lessees will not permit any gaming or gambling upon the premises, and will not permit any person to occupy any part of the premises for gambling purposes, that said Lessees will not permit any person to occupy any part of the premises above described, who is reputed to be of immoral character, or permit any person or persons to sing, dance, use any musical instrument after 12 o'clock at night, or do or permit anything to be done which can in any wise molest or annoy other tenants in the neighborhood, or prevent other persons from having their nightly rest, or which in any wise may injure the good reputation of the above described premises. And in case the lessees shall violate said covenant or agreement, said lessor, by its Commissioner of Public Buildings, shall have the right and power and is hereby authorized by said lessor so to do, to at once declare said lease ended without notice to said lessees and with all necessary force to repossess itself of the premises demised as above stated, and expel, oust and remove all parties who may occupy any part of said premises and any and all goods and chattels that may be therein contained, and said lessor shall not be liable for any damage or damages that may be occasioned to either person or persons by reason of such removal, expulsion or ousting, nor for any damage or damages to or loss of any goods or chattels belonging to any party occupying said premises or any part thereof by any cause whatsoever by reason of such removal, or ousting from the premises aforesaid or the building in which they are situated.

At the expiration of any period of ten years the rental to be paid by said lessees to said lessor shall be agreed upon by the parties or fixed by a board of arbitrators as herein set forth.

It is covenanted and agreed that in case the parties shall not within the first nine and one half years of any term agree upon the rent to be paid by the lessees hereunder for the following term of ten years, then the rent for said following term of ten years shall be fixed and determined by a majority of three judicious men to be selected within the first month of the last six months of said preceding term, one to be chosen by the mayor (for the time being) of said City of Providence, one to be chosen by the lessees and the third by the two so chosen. Each party upon naming an arbitrator in pursuance hereof shall at once give the other party notice in writing of the appointment so made, and thereafterwards the other party shall have the right within said month or within ten days after the receipt of such notice to name the arbitrator representing such other party, even though the said ten days extended beyond the said period of one month. In case two arbitrators first to be chosen as above provided do not agree upon a third within ten days after the time the second of said two are chosen, then the Presiding Justice for the time being of the Superior Court for the Counties of Providence and Bristol of said State of Rhode Island, or in the absence of such Presiding Justice, any justice of said court, upon application therefor by either party hereto may, after notification to the other party, appoint said third arbitrator and the determination of a majority of the three arbitrators so chosen shall determine the rent for said second period of ten years hereunder, provided that the rent to be determined by the arbitrators shall never be less than the rent current at the time of the appointment of the arbitrators, and in case the rent for any period of ten years shall not be fixed and determined before this period begins to run, then the lessees shall continue to pay rent at the rate provided for herein with respect to the preceding term of ten years, and upon the determination of the rent for the following period of ten years the lessees shall in case the same shall be greater than the rent for the preceding period of ten years within ten days after receipt of notice from the arbitrators of the amount of rent determined, pay up all deficiencies in rent and thereafter shall pay rent in accordance with the decision of the arbitrators; the cost of said arbitration shall be paid one-half thereof by the lessor and the other half by the lessees.

The lessor reserves for itself or for any other person or persons having permission from the lessor the right to place pipes, sewers or other structures under, along or across the leased premises provided said pipes, sewers or other structures do not unreasonably interfere with the lessees' buildings or their use or enjoyment of the premises.

In consideration of the payment of said rents and charges hereinafter specified and the performance of the covenants and agreements on the part of the lessees to be kept and performed as herein set forth, the lessor hereby covenants to and with the lessees as follows, viz.:

1. That the lessees, paying the rent and charges hereby reserved and performing and observing the covenants of the lessees herein contained, may peaceably hold and enjoy said premises during said term without any lawful let or hindrance by the lessor or any party claiming by, through or under the lessor, except as herein provided.

2. The lessees shall have the right to erect and maintain such building or buildings as the lessees shall deem necessary upon the leased premises for general business or mercantile purposes: Provided, however, that the permission hereby granted shall be subject to the express condition that the lessees shall comply with all the laws of the State of Rhode Island, and Ordinances of the City of Providence relating to such location and construction. The lessees shall hold and keep the lessor harmless, safe and indemnified from and against loss, cost, damage, payment and expense on account of any injuries to persons or damages to property for which the lessor may become liable as a result of the building and maintenance of any of the aforesaid property of the lessees, or the use or repair or neglect to properly maintain or repair.

3. The lessor will supply water to said lessees or their tenants at said premises at the same rates for which like quantities of water are supplied to other customers of the City of Providence.

In consideration of the aforesaid lease and the performance of the covenants and agreements on the part of the lessor to be

kept and performed or herein set forth, the lessees hereby covenant to and with the said lessor as follows, viz.:

1. That the lessees shall so conduct any business or mercantile purpose upon said parcel or tract of land as not to create a nuisance or to be obnoxious or dangerous to the people or the holders of neighboring property.

2. That the lessees will promptly pay the rent reserved as aforesaid at the times the same shall become due as herein fixed.

3. The lessees shall not transfer or assign this lease without the written consent of the lessor, provided, however, that such consent on the part of the lessor shall not be capriciously or unreasonably withheld, and said lessor shall have access to the premises at any and all times for the purpose of inspection, through its city engineer, or other agents or servants designated by it.

4. The lessees as a part of the consideration of this lease covenant and agree to commence at their own expense and within two years from the date of this lease the erection and construction on said premises of a building or buildings for the purposes stated to cost not less than \$25,000. and to fully complete and fully pay for said building or buildings within one year after commencement of construction, and lessees further agree that upon commencement of the construction of said building or buildings he will faithfully continue such construction until the full completion thereof within the period provided for in this paragraph. Provided, however, that if such construction be delayed by causes beyond the control of said lessees, said period shall be extended for a like period of time as the period of said delay but in no event shall such extension of time to be for a period of more than three years. The said lessees further agree to keep the sidewalks adjoining said premises free from snow and ice and to keep said sidewalks in good repair and safe and convenient for public travel.

5. It is further understood and agreed by and between the parties hereto that all buildings and improvements erected or placed upon said land are and shall be pledged for the payment

of all rents and sums of money accruing or owing under this lease. And at any time after default in the payment of any rent or sum of money accruing or owing under this lease, and such default shall have continued for the space of thirty (30) days, from and after written notice as hereinafter provided is served upon the lessees, it shall be lawful for the lessor to enforce said pledge by selling the buildings and improvements, or any of them on said demised premises at public auction, first giving notice once a week at least for three successive weeks of the time and place of such sale by advertisement in some newspaper published in said City of Providence; and in its, or their own name or names, or as the attorney or attorneys of the lessees, (for that purpose by these presents duly authorized and appointed with full power of substitution and revocation) to make, execute and deliver to the purchaser or purchasers thereof good and sufficient transfers of bills of sale thereof, and to receive the proceeds of such sale or sales, and from such proceeds to retain the amount of rent then due from the lessees and all other sums of money accruing or owing under this lease, together with the expense incident to such sale or sales, rendering and paying the surplus of said proceeds, if any there be, to the lessees; said notice may be served by leaving the same at any office on the premises hereby leased with any person there employed, or by posting the same on any outer door of any building now or hereafter on said premises.

6. That in case of any failure on the part of the lessees to pay said rent and charges at the time and in the manner aforesaid, or in case of failure on their part to perform any or all of the covenants and agreements herein contained on their part to be kept and performed, and if such failure shall continue for sixty (60) days after notice in writing by the lessor to the lessees, addressed to their office at their usual place of business in the City of Providence, in the State of Rhode Island, the lessor, by any agent duly authorized shall be at liberty to declare this lease at an end and may thereupon enter upon and take immediate and full possession of said premises and repossess the same as of its former estate, without prejudice to its right to recover full rent and charges for the

time for which the lessees have been in possession and any damages which the lessor may have suffered by reason of any breach of the terms or conditions of this lease on the part of the lessees: Provided, that in case the default upon which any notice shall be predicated is in the payment of any rent or other money charge reserved hereunder, the lessees shall have the right to cure any default before actual possession is taken by the lessor or actual sale of property pledged to secure the payment of rent hereunder. Such default may be cured by the payment of the amount of rent due with interest and any costs or expenses which the lessor shall have been put to on account of any such default.

7. That the lessees within sixty (60) days after the expiration or sooner termination of said lease will remove all buildings and improvements together with the foundations of the same from said leased premises and will leave said premises in good condition at the grade designated by the Commissioner of Public Buildings for the time being, as hereinbefore provided, and at the request of said Commissioner of Public Buildings the lessees shall bring to the established grade any or all depressed areas.

The lessees will not erect any bill board or advertising sign upon the premises, nor sub-let the whole or any part of said premises except with the approval of the lessor, acting by and through the Committee on City Property of the City Council or such other committee or commission as shall succeed to the duties now performed by the Committee on City Property.

And it is further understood and agreed by and between the parties hereto that if the said lessees, their successors and assigns, shall not within sixty (60) days from and after the expiration or other termination of this lease remove any and all buildings, structures and other improvements now or hereafter erected on said premises by said lessees, the same shall become and be the sole and lawful property of the said lessor.

IN TESTIMONY WHEREOF, the said City of Providence has caused these presents to be executed and its corporate seal to be hereunto affixed by John F. Collins, Mayor, and the said

lessees have hereunto set their hands and seals the day and year first above written.

Signed, sealed and delivered }
in presence of }
.....
.....

CITY OF PROVIDENCE

By.....
Mayor.
.....
.....

STATE OF RHODE ISLAND,
PROVIDENCE, Sc.

In the City of Providence, on the day of
A. D. 1939, then personally appeared before me the above named
John F. Collins, Mayor, to me known and known by me to be
the person who executed the foregoing instrument, and
acknowledged the said instrument by him executed in behalf of
the City of Providence to be his free and voluntary act and
deed and the free and voluntary act and deed of said city.

.....
Notary Public

The Joint Standing Committee on City Property have author-
ized and hereby approve the within lease.

.....
Chairman

The within lease is approved by the Board of Aldermen by
Resolution passed.

Correct in form and satisfactory to me.

.....
City Solicitor

No. 316. Resolution Authorizing His Honor the Mayor to Execute a Deed to Morris E. Krasnof of Certain Land on Randall Street and Captain J. Carleton Davis Memorial Boulevard.

(Approved November 17, 1939.)

RESOLVED, That His Honor, the Mayor, is hereby authorized to execute a deed to Morris E. Krasnof of Providence, of that small segmental parcel of land at the junction of Randall street and Captain J. Carleton Davis Memorial Boulevard in the City of Providence, containing approximately 17 square feet of land, for the sum of fifteen dollars (\$15.00), said parcel to be first offered to the former owner thereof in accordance with the provisions of Chapter 2118 of the Public Laws of 1921.

No. 317. Resolution Authorizing His Honor the Mayor to Execute a Deed to Harry Taylor of Certain Land on Fox Point Boulevard.

(Approved November 17, 1939.)

RESOLVED, That His Honor the Mayor, is hereby authorized to execute a deed to Harry Taylor of that parcel of land on Fox Point Boulevard designated as lot 272 on Assessors' Plat 18, containing approximately 3556 square feet of land for the sum of nine hundred dollars (\$900.00), said parcel to be first offered to the former owner thereof in accordance with the provisions of Chapter 2118 of the Public Laws of 1921.

No. 318. Resolution Authorizing the City Treasurer to Arrange for the Redemption or Sale of Lot No. 7 on Plat No. 80.

(Approved November 17, 1939.)

RESOLVED, That in accordance with Sections 46 and 47 of Chapter 695 of the Public Laws of Rhode Island, approved May

9, 1939, the City Treasurer may give notice in writing to the owner of Lot No. 7 on Plat No. 80 made for the use of the Board of Assessors as said plat appeared in the office of said Board on June 15th, 1933, said lot having been sold to the City of Providence at tax sale held September 26, 1935, said notice in writing to be addressed to the owner of record at the time of sale, his heirs, assigns or devisees, at his or their last usual place of abode, and notifying him or them that said real estate will be offered for sale at private sale or public auction unless redeemed within thirty days of said notification. If said real estate shall not be redeemed within said thirty days the City Treasurer is hereby authorized to sell and convey the same at private sale for not less than the amount of taxes and charges due at the time of said notification.

No. 319. Resolution Authorizing the City Treasurer to Arrange for the Redemption or Sale of Lot No. 142 on Plat No. 83.

(Approved November 17, 1939.)

RESOLVED, That in accordance with Sections 46 and 47 of Chapter 695 of the Public Laws of Rhode Island, approved May 9, 1939, the City Treasurer may give notice in writing to the owner of Lot No. 142 on Plat No. 83 made for the use of the Board of Assessors as said plat appeared in the office of said Board on June 15th, 1935, said lot having been sold to the City of Providence at the tax sale held February 25, 1937, said notice in writing to be addressed to the owner of record at the time of sale, his heirs, assigns or devisees, at his or their last usual place of abode, and notifying him or them that said real estate will be offered for sale at private sale or public auction unless redeemed within thirty days of said notification. If said real estate shall not be redeemed within said thirty days the City Treasurer is hereby authorized to sell and convey the same at private sale for not less than the amount of taxes and charges due at the time of said notification.

No. 320. Resolution Authorizing the City Treasurer to Arrange for the Redemption or Sale of Lot No. 347 on Plat No. 68.

(Approved November 17, 1939.)

RESOLVED, That in accordance with Sections 46 and 47 of Chapter 695 of the Public Laws of Rhode Island, approved May 9, 1939, the City Treasurer may give notice in writing to the owner of Lot No. 347 on Plat No. 68 made for the use of the Board of Assessors as said plat appeared in the office of said Board on June 15th, 1935, said lot having been sold to the City of Providence at tax sale held February 25, 1937, said notice in writing to be addressed to the owner of record at the time of sale, her heirs, assigns or devisees, at her or their last usual place of abode, and notifying her or them that said real estate will be offered for sale at private sale or public auction unless redeemed within thirty days of said notification. If said real estate shall not be redeemed within said thirty days the City Treasurer is hereby authorized to sell and convey the same at private sale for not less than the amount of taxes and charges due at the time of said notification.

No. 321. Resolution to Construct Certain Sewers in Accordance with the Agreement between the City of Providence and the Town of North Providence.

(Approved November 17, 1939.)

RESOLVED, That the Director of Public Works be and he is hereby directed to cause main drains or common sewers to be constructed as extensions to the existing sewer system of the City of Providence, all as provided by the agreement between the City of Providence and the Town of North Providence authorized by City Council Resolution No. 230, approved September 11, 1939, to the boundary line of the Town of North Providence, as follows:

- A. Woonasquatucket Trunk Line, 1650 feet, more or less to North Providence Town line.
- B. Canada Pond Trunk Line, 3150 feet, more or less to North Providence Town line.
- C. Douglas avenue, 475 feet, more or less to North Providence Town line.
- D. Albert and Sheffield avenues, 140 feet, more or less to North Providence Town line.
- E. Kentland avenue, 165 feet, more or less, to North Providence Town line.

all in accordance with the plans and specifications of the City Engineer.

No. 322. Resolution to Pave Certain Streets.

(Approved November 17, 1939.)

RESOLVED, That the Director of Public Works is hereby authorized to cause to be paved with durable pavement the following streets or parts thereof, in accordance with the plans and specifications of the City Engineer:

Mowry street, from intersection of Coggeshall street to Admiral street.

Wheeler avenue, from Roger Williams park to Cranston City line.

Wentworth avenue, from Roger Williams park to Cranston City line.

Norwood avenue, from Roger Williams park to Cranston City line.

Saratoga street, from Broad street to Baxter street.

Any money expended hereunder shall be charged to the appropriation for Highways Special Account, authorized by Resolution 217, approved August 25, 1939.

No. 323. Resolution to Construct a Sewer in Metropolitan Road.

(Approved November 17, 1939.)

RESOLVED, That the Director of Public Works be and he is hereby directed to cause a main drain or common sewer to be constructed in Metropolitan road, from Standish avenue to Mt. Pleasant avenue, in accordance with plans and specifications of the City Engineer.

No. 324. Resolution to Construct a Sewer in Standish Avenue.

(Approved November 17, 1939.)

RESOLVED, That the Director of Public Works be and he is hereby directed to cause a main drain or common sewer to be constructed in Standish avenue, from Rialto street to Metropolitan road, in accordance with plans and specifications of the City Engineer.

No. 325. Resolution to Construct a Sewer in Rialto Street.

(Approved November 17, 1939.)

RESOLVED, That the Director of Public Works be and he is hereby directed to cause a main drain or common sewer to be constructed in Rialto street, from approximately 220 feet west of Mt. Pleasant avenue to Standish avenue, in accordance with plans and specifications of the City Engineer.

Nos. 326 and 327. Resolutions Permitting Certain Persons, Firms or Corporations to Erect Gasoline Stations.

(Approved November 17, 1939.)

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 Inspector of Buildings 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, viz.:

No. 326. Ward 11. Violet Lazarakis, 731 Eddy street, Plat 46, Lot 293; 3 pumps.

No. 327. Ward 1. James H. McCarthy, 131 Gano street, Plat 14, Lots 380-381; 2 pumps.

The erection or location of any buildings or structures not shown on the original plat on file with the Inspector of Buildings or any change in the location of buildings or structures from that shown on said plat shall be deemed a violation of this permit.

No. 328. Petition of Howard S. Palmer et al, Trustees of the Property of the New York, New Haven and Hartford Railroad Company, Debtor, for Authority to Lay, Maintain and Operate Rails for a Track Across Eddy Street to the Property of the Ward Baking Company.

CHAPTER 992.

No. 329. An Ordinance Permitting the Trustees of the Property of the New York, New Haven and Hartford Railroad Company, Debtor, to Lay Rails Across Eddy Street, from Property of the Narragansett Electric Company Southerly of Marengo Street to Property of Ward Baking Company.

(Approved November 17, 1939.)

It is ordained by the City Council of the City of Providence as follows:

SECTION 1. Permission and authority are hereby granted to Howard S. Palmer, James Lee Loomis, Henry B. Sawyer, Trustees of the property of The New York, New Haven and Hartford Railroad Company, Debtor, to lay, maintain and use rails for a track beginning at a point on track now serving the Narragansett Electric Company on its property southerly of Marengo street in said City of Providence, thence running westerly across Eddy street to property of Ward Baking Company, all substantially as shown in red on the accompanying plan, entitled: "N. Y. N. H. & H. R. R. Prov. Div. Harbor Jct. Br. SIDETRACK SERVING WARD BAKING COMPANY. PROVIDENCE, R. I. Scale 1" 100' Oct. 23, 1939".

SEC. 2. Said rails shall be laid under the supervision and control of the Joint Standing Committee on Railroads and the Commissioner of Public Works, subject to all of the conditions and requirements of Chapter 51 of the Revised Ordinances of 1914, entitled, "Railroads" as amended; and said trustees shall install and maintain such traffic safety devices as may be required by the Public Service Engineer of the City of Providence.

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

titled "An Ordinance zoning the City of Providence and establishing Height, Area and Use Districts" is hereby amended by changing from Dwelling House District B-1 to Apartment House District C-1, certain land located on the easterly and westerly sides of Governor street and the northerly and southerly sides of Williams street, bounded and described as follows :

Beginning at the northwesterly corner of Governor street and John street; thence westerly along the northerly line of John street twenty-four and eighty-five one hundredths (24.85) feet to the southeasterly corner of lot number 99 on Assessors' Plat 17 and the easterly line of Apartment House District C-1; thence northerly along the easterly side of said lot number 99 and easterly side of said Apartment House District C-1, forty-six and sixty-seven one-hundredths (46.67) feet to the north-easterly corner of lot number 99; thence along the northerly line of said lot number 99 and the northerly line of Apartment House District C-1 to the southeast corner of lot number 221; thence northerly along the easterly side of said lot numbered 221 to the southerly line of Williams street; thence continuing northerly crossing Williams street to the southwestly corner of lot number 234 and Fenner park, so-called; thence northerly along the westerly line of said Fenner park and the easterly line of the westerly branch of Governor street one hundred sixty-three and fifteen one-hundredths (163.15) feet to the northerly point of said lot number 234 and the intersection of said westerly branch of Governor street and Governor street proper; thence southeasterly crossing said Governor street to the southwestly corner of lot number 323; thence easterly along the southerly line of said lot number 323, one hundred (100) feet to the southeasterly corner of said lot number 323; thence southerly along the westerly line of lot number 321, one hundred (100) feet to Williams street; thence continuing southerly crossing Williams street to the northwesterly corner of lot number 330; thence continuing southerly along the westerly line of said lot number 330, one hundred (100) feet to the northwesterly corner of lot number 331 and the northerly line of Apartment House District C-1; thence westerly along the northerly line of lot number 328 and the said northerly line of

Apartment House District C-1 to the easterly line of said Governor street; thence northwesterly crossing said Governor street to the northwesterly corner of Governor street and John street and the point and place of beginning. And includes the whole of lots numbered 220, 234, 324, 325, 326 and 327 on Assessor's Plat 17.

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

IN BOARD OF ALDERMEN.

DECEMBER 4, 1939.

Pursuant to a Warrant issued by His Honor the Mayor, the Board of Aldermen meets this day in Special Session at 8:30 o'clock p. m.

The following message of His Honor the Mayor is read, viz.:

CITY OF PROVIDENCE,
EXECUTIVE DEPARTMENT,
CITY HALL.

December 4, 1939.

To the Honorable the Members of the Board of Aldermen.

You are assembled in special session for the specific purpose of empowering the Mayor to sign an agreement, on behalf of the City of Providence, to make possible the inauguration of the Food Stamp Plan, so-called, Monday, December 4, 1939.

Respectfully,

/s/ JOHN F. COLLINS,
Mayor.

Alderman Rao presents the following Resolution, and upon his motion the same is read and passed, viz.:

RESOLVED, That we, the members of the Board of Aldermen of the City of Providence hereby extend our heartiest congratu-

lations to Alderman and Mrs. James H. Lynch, Jr. on the birth of a son on Sunday, December 3, 1939.

IN COMMON COUNCIL.

DECEMBER 4, 1939.

The Committee on the Storage and Sale of Petroleum Products reporting adversely thereon, it is voted that the M. & R. Realty Company be granted leave to withdraw their petition to erect a gasoline station at 929 Smith street.

From the Board of Aldermen is received a Resolution directing the City Solicitor to apply to the Rhode Island Legislature for authority to install parking meters in the City of Providence. (In Board of Aldermen October 5, 1939. Read and passed.) (In Common Council, November 6, 1939. Read and concurred.) (Returned by His Honor the Mayor on November 10, 1939. Disapproved.) (In Board of Aldermen November 16, 1939. Mayor's veto not sustained.)

Mr. Adler moves that the Mayor's veto be sustained, and his motion, being seconded by Messrs. Barnes and Schlossberg, is put to vote and the Mayor's veto is sustained, the roll being called thereon as follows:

Ayes: 36, Noes: 0, Absent: 3, viz.:

Ayes: Mr. President Coleman and Messrs. Adler, Arpin, Barnes, Beagan, Bowe, Brady, Bucci, Cahir, Coffey, Darelus, Donley, Donovan, Fain, Farrell, Ferreira, Hickey, Jackson, Jacques, Johnston, Langdon, Marcus, E. J. McCaffrey, J. F. McCaffrey, McKiernan, McLaughlin, Mitchell, Nevin, Oden, O'Neil, Phillips, Presel, Rider, Schlossberg, Toohey and Viola—36.

Noes: None.

Absent: Messrs. Lord, Matera and Patalano—3.

November 10, 1939.

MAYOR'S VETO.

I herewith return with my Disapproval the Joint Resolution herein, directing the City Solicitor to appear before the General Assembly to urge passage of legislation enabling the City of Providence to install Parking Meters for the purpose of obtaining revenue to aid in the regulation of traffic.

I think it would be a serious mistake, and especially from a constitutional standpoint, to record in the Resolves of the City Council a proposal to utilize Parking Meters for the purpose of obtaining revenue, to aid in the regulation of traffic.

It is my firm conviction that Parking Meters for constitutional tolls must be utilized solely for the purpose of regulating traffic with fees derived therefrom to be well within reasonable costs of operating said parking meters for the sole purpose of regulating traffic.

I suggest that a substitute Resolution be provided directing the City Solicitor to obtain legislation providing for the installation of Parking Meters for the purpose of regulating traffic; otherwise, I believe there will be a fatal defect in any record that might be placed before our Supreme Court dealing with the issue of exacting revenue from automobilists for the use of public hearings.

/s/ JOHN F. COLLINS,
Mayor.

Councilman Jacques presents the following Resolution and upon his motion the same is read and passed by an unanimous rising vote, viz.:

████████████████████

WHEREAS, It has pleased Almighty God to take unto Himself the soul of the beloved mother of our esteemed associate Frank H. Brady,

NOW THEREFORE BE IT RESOLVED, That we, the members of the Common Council of the City of Providence, while humbly

bowing to the will of an all wise Providence, sincerely condole with our colleague in his great loss, and

BE IT FURTHER RESOLVED, That we express to Councilman Frank H. Brady and to his family our deepest sympathy in their bereavement and direct that a copy of this Resolution be spread upon the records of this Common Council.

████████████████████

IN CITY COUNCIL.

(City Council File, December 4, 1939.)

No. 335. Resolution Authorizing His Honor the Mayor to Request a New Offer from the United States of America Relative to Docket Number R. I. 1150-F, Police and Fire Station Building.

(Approved December 6, 1939.)

RESOLVED, That whereas, by City Council Resolution 334 approved November 17, 1938, the offer of the United States of America to the City of Providence to aid by way of grant in financing the construction of a municipal building, including necessary equipment, the acquisition of necessary land and the demolition of existing structures (Police and Fire Station Building, docket number R. I. 1150F) was accepted, in the amount of 45% of the cost of the project upon completion, but not to exceed, in any event, the sum of \$787,500; and

WHEREAS, It was determined as a result of reductions made possible by change of site and change in size of building that the cost of the project may be reduced without materially decreasing the scope thereof, now therefore be it resolved,

That his Honor the Mayor of the City of Providence is hereby authorized and directed to apply to the Federal Emergency

administrator of Public Works for an amendment to the grant agreement, requesting a new offer in the amount of 45% of the cost of the project upon completion, as determined by the Federal Emergency Administrator of Public Works, but not to exceed, in any event, the sum of \$630,000 instead of the sum of \$787,500.

And be it further resolved that upon the receipt of the revised offer of the United States of America, the City Council proposes by Ordinance to accept the same and to effectuate a cancellation of the contract created by the acceptance of the offer dated November 9, 1938.

No. 336. Resolution Authorizing His Honor the Mayor to Execute an Agreement Between the Federal Surplus Commodities Corporation, the City of Providence and the Department of Social Welfare of the State of Rhode Island, Relative to the Issuance of Food Order Stamps.

(Approved December 6, 1939.)

RESOLVED, That His Honor the Mayor is hereby authorized to execute and deliver on behalf of the City of Providence an agreement between the Federal Surplus Commodities Corporation, the City of Providence and the Department of Social Welfare of the State of Rhode Island, relative to the issuance of food order stamps, substantially in accordance with the draft copy of such agreement which is annexed hereto and made a part hereof.

AGREEMENT BETWEEN THE FEDERAL SURPLUS
COMMODITIES CORPORATION, THE CITY OF
PROVIDENCE, RHODE ISLAND, AND THE DE-
PARTMENT OF SOCIAL WELFARE, STATE OF
RHODE ISLAND.

THIS AGREEMENT, entered into this first day of December 1939, by the Federal Surplus Commodities Corporation, an agency of the United States under the direction of the Secretary of Agriculture of the United States, hereinafter referred to as the "Corporation"; the City of Providence, Rhode Island, hereinafter referred to as the "City"; and the Department of Social Welfare, State of Rhode Island, hereinafter referred to as the "State Welfare Department".

WITNESSETH, that the parties hereto in consideration of the promises and mutual covenants herein contained do mutually agree as follows:

ARTICLE I. DEFINITIONS. As used herein:

(a) "State Welfare Department" includes all bureaus, officials and employees of the State Department of Social Welfare of Rhode Island subject to the jurisdiction of the State Department of Social Welfare.

ARTICLE II. APPLICABILITY OF PRIOR REGULATIONS AND CONDITIONS. ADMINISTRATIVE INTERPRETATIONS. DISPUTES OF FACTS. The "Regulations and Conditions Governing the Issuance of Food Order Stamps, Establishing the Eligibility of the Holders Thereof to Receive Agricultural Commodities or the Products Thereof and Providing for the Payment of Claims Made by Retailers of Such Commodities and Products" issued by the Secretary of Agriculture on April 21, 1939, as heretofore or hereafter amended, hereinafter referred to as the "regulations and conditions" and attached hereto as "Exhibit A", are made a part hereof and shall be binding upon the State Welfare Department and the City in the manner and to the extent hereinafter provided. Administrative interpretations or constructions by the Secretary of Agriculture or the Corporation of the regulations and conditions shall be conclusive upon the State Welfare Department, and the city immediately upon notice of such interpretation or construction received by the State Welfare Department and the City from the Corporation's representative. All disputes concerning questions of fact arising under this agreement shall be decided

by the Corporation, or its duly authorized representative, whose decision shall be final and conclusive upon the parties hereto as to such questions of fact, but nothing contained in this article shall excuse the State Welfare Department and the City from diligently proceeding with performance.

ARTICLE III. AGENCY. Subject to the conditions and limitations herein contained and for the purposes of this agreement only, the State Welfare Department is hereby designated the agency through which food order stamps shall be issued as provided in the regulations and conditions. Food order stamps may be issued by mail to eligible persons after receipt of written request therefor from such persons.

ARTICLE IV. ISSUING OFFICER. The State Welfare Department shall act in lieu of the Corporation in conformity to section 100 of the regulations and conditions and shall act as, or shall designate, a bonded issuing officer for such purpose. The State Welfare Department and/or such officer shall when issuing blue colored food order stamps only issue such stamps in an amount as provided in the proviso to section 200 of the regulations and conditions; and when issuing both orange and blue colored food order stamps shall issue such stamps in the amount and ratio as provided in section 200 of the regulations and conditions.

ARTICLE V. DESIGNATION OF SURPLUS FOODS AND AREA. In accordance with the provisions of section 101 of the regulations and conditions the Corporation shall designate surplus agricultural commodities or products thereof for the area relative to which the State Welfare Department shall act, and such regulations and conditions, insofar as within the scope of this agreement, shall in all other respects apply to this agreement and be binding upon the parties hereto.

ARTICLE VI. CORPORATION REPRESENTATIVE. The Corporation shall designate a representative to act upon its behalf in connection with this agreement. As used herein, "representative" shall include his duly appointed successor.

ARTICLE VII. FOOD ORDER STAMPS. The Corporation representative shall furnish to the State Welfare Department such orange and blue colored food order stamps as the State Welfare Department may require to carry out the terms and conditions of this agreement. The State Welfare Department shall deposit without recourse, except as provided herein, with the corporation representative a sum of money equal to the face value of the orange colored food order stamps to be obtained, which money shall become Corporation funds to be used by the Corporation in such manner as it shall deem necessary and proper to pay claims upon stamps. No deposit shall be required of the State Welfare Department at any time for blue colored food order stamps but the State Welfare Department shall be legally responsible to the Corporation at all times for blue colored food order stamps in the possession of the State Welfare Department.

ARTICLE VIII. REDEMPTION OF UNISSUED FOOD ORDER STAMPS. The Corporation shall redeem at face value from the State Welfare Department any orange colored food order stamps remaining in the hands of the State Welfare Department at the termination of this agreement; *provided, however*, that the State Welfare Department shall return to the Corporation, or account to the Corporation for, all unissued blue colored food order stamps obtained from the Corporation.

ARTICLE IX. BOOKS AND RECORDS. The State Welfare Department and the City shall maintain such books and records pertaining to the issuance of food order stamps as the Corporation shall prescribe and shall permit (a) the examination of all books, records, documents and memoranda in connection with food order stamps and (b) such physical inventories in connection therewith, at such time or times and at such place or places as the Corporation representative, or his duly authorized agent, may require.

ARTICLE X. REPORTS. The State Welfare Department and the City shall promptly submit such reports relating to the issuance of food order stamps or other matter pertaining to

the operation of the Food Stamp Plan as the Corporation may require.

ARTICLE XI. ASSISTANCE, FACILITIES AND COOPERATION. The State Welfare Department and the City shall furnish such assistance, facilities and cooperation including the presentation and furtherance before the proper legislative or administrative bodies of such statutes, Ordinances, Resolutions or other legislative or administrative action, as the parties hereto shall mutually deem necessary in connection with inauguration and operation of the food order stamp plan in Providence, Rhode Island, area to be designated, as provided herein, by the Corporation. The State Welfare Department shall establish a central office for the receipt of requests for food stamp books, the mailing and return of such books and the maintenance of all books and records as hereinafter provided. The Corporation representative shall designate such books, records, cards and the like which shall be considered Corporation property and such books, records, cards and the like shall become Corporation property and subject to its control.

ARTICLE XII. PERSONNEL AND ADMINISTRATIVE EXPENSES. The State Welfare Department shall provide such bonded and other personnel as the Corporation may deem necessary and the State Welfare Department shall bear all administrative expense in connection with the issuance of food order stamps in accordance with this agreement.

ARTICLE XIII. PRESENT OR FUTURE RELIEF OR PUBLIC ASSISTANCE ALLOWANCES. The State Welfare Department shall not issue blue colored food order stamps in a manner to substitute for, be in lieu of, or diminish present or future relief or public assistance allowances from State, or Municipal agencies.

Neither the State Welfare Department nor the City shall diminish present or future relief or public assistance allowances because of the issuance of blue surplus food order stamps in the City of Providence, Rhode Island, area.

ARTICLE XIV. TERMINATION. This agreement may be terminated upon ten (10) days written notice on the part of either the State Welfare Department or the Corporation; *providing, however*, that the Corporation may cancel this agreement immediately upon receipt of evidence that the terms and conditions of this agreement or of the applicable terms of the regulations and conditions are not fully complied with by the State Welfare Department and the City. The determination of the Corporation that the State Welfare Department and the City have failed to comply shall be final and conclusive upon the parties hereto. For the purpose of this article the Department of Social Welfare, State of Rhode Island, address shall be 40 Fountain Street, Providence, Rhode Island; the City of Providence, Rhode Island, address shall be City Hall, Providence, Rhode Island.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals, all as of the day and year first above written, but actually on the date set forth after their respective signatures.

FEDERAL SURPLUS COMMODITIES CORPORATION

ATTEST.....

Secretary

President

Dated: Dated:

Two witnesses:

DEPARTMENT OF SOCIAL WELFARE, STATE OF RHODE ISLAND

.....
 By.....

Director

I hereby certify that, to the best of my knowledge and belief, who signed this agreement for the Department of Social Welfare, State of Rhode Island, has legal authority to execute the same.

.....
 Two witnesses: CITY OF PROVIDENCE, RHODE ISLAND

.....
 By

Mayor

I hereby certify that, to the best of my knowledge and belief,
 who signed this agreement for the
 CITY OF PROVIDENCE, RHODE ISLAND, has legal
 authority to execute the same.

.....

No. 337. Resolution Authorizing His Honor the
 Mayor to Execute a Lease to Arthur O. Holdsworth
 of Land in Scituate, R. I. known as the "Rhoda E.
 Briggs Property."

(Approved December 6, 1939.)

RESOLVED, That His Honor, the Mayor, is hereby authorized
 to execute a lease to Arthur O. Holdsworth of Clayville, R. I.,
 of a parcel of land on Round Hill road, Scituate, approximately
 600 feet x 100 feet in area, together with the improvements
 thereon, known as the "Rhoda E. Briggs Property", for a pe-
 riod of ten years at a rental of four dollars (\$4.00) per month,
 the lessee to make all necessary repairs to make the house
 habitable.

No. 338. Resolution Creating a Joint Special Com-
 mittee on a Municipal Christmas Celebration and
 Appropriating the Sum of \$500.00 for Expenses
 Therefor.

(Approved December 6, 1939.)

RESOLVED, That a Joint Special Committee consisting of one
 Alderman to be appointed by His Honor, the Mayor, and four
 Councilmen to be appointed by the President of the Common
 Council be and the same is hereby created for the purpose of
 organizing and conducting a Municipal Christmas celebration
 to perpetuate the Christmas spirit in the City of Providence,
 and be it further

RESOLVED, That the sum of Five Hundred Dollars, (\$500) or so much thereof as may be necessary is hereby appropriated to defray the expenses incurred by the Joint Special Committee in connection with said celebration, said sum to be charged to the appropriation for contingencies.

No. 339. Resolution Appropriating the Sum of \$500.00 for a Suitable Christmas Display in Roger Williams Park.

(Approved December 6, 1939.)

RESOLVED, That the sum of Five Hundred Dollars, (\$500) or so much thereof as may be necessary, be and the same is hereby appropriated for the purpose of providing a suitable display in Roger Williams Park in keeping with the spirit of Christmas, said sum to be charged to the appropriation for contingencies and expended under the direction of the Board of Park Commissioners and the Superintendent of Parks.

No. 340. Resolution to Construct a Sewer in Balcom Street.

(Approved December 6, 1939.)

RESOLVED, That the Director of Public Works be and he is hereby directed to cause a main drain or common sewer to be constructed in Balcom street, from Sackett street to its southerly termination, in accordance with the plans and specifications of the City Engineer.

No. 341. Resolution to Construct a Sewer in Greaton Drive.

(Approved December 6, 1939.)

RESOLVED, That the Director of Public Works be and he is hereby directed to cause a main drain or common sewer to be constructed in Greaton drive, from Chace avenue northerly, westerly and southerly to Chace avenue, in accordance with the plans and specifications of the City Engineer.

No. 342. Resolution to Construct a Sewer in Standish Avenue.

(Approved December 6, 1939.)

RESOLVED, That the Director of Public Works be and he is hereby directed to cause a main drain or common sewer to be constructed in Standish avenue, from Chalkstone avenue to Metropolitan road, in accordance with the plans and specifications of the City Engineer.

No. 343. Resolution to Construct a Sewer in Turner Street.

(Approved December 6, 1939.)

RESOLVED, That the Director of Public Works be and he is hereby directed to cause a main drain or common sewer to be constructed in Turner street, from Valley street to its termination, in accordance with the plans and specifications of the City Engineer.

IN BOARD OF ALDERMEN.

DECEMBER 7, 1939.

Alderman Gannon, for the Committee on Street Signs and Numbers, presents the following Resolution, and upon his motion, the same is read and passed, viz.:

RESOLVED, That the name of Overhill road, from Brewster street to Summit avenue, be changed to Seventh street.

From the Board of Tax Assessors are received various communications relative to changes in the 1937, 1938 and 1939 City Tax Lists to correct clerical errors in assessments in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same are approved.

(See Files of the Board of Aldermen.)

Alderman Duggan presents the following Orders, and upon his motion the same are read and passed, viz.:

ORDERED, That a draft for \$52.50 covering the amount of the appraisal of damage done to the ducks of La Salle Academy, and the fees of the appraisal, be drawn upon the City Treasurer payable to the said La Salle Academy, and that the City Treasurer be directed to recover the same in an action of the case against the owner or keeper of the dog doing said damage.

ORDERED, That a draft for \$25.00 covering the amount of the appraisal of the damage done to the fowl of Charles Amos, and the fees of the appraisal, be drawn upon the City Treasurer payable to the said Charles Amos, and that the City Treasurer be directed to recover the same in an action of the case against the owner or keeper of the dog doing said damage.

ORDERED, That a draft for \$43.50 covering the amount of the appraisal of damage done to the fowl of the House of Good Shepherd, and the fees of the appraisal, be drawn upon the City Treasurer payable to the said House of Good Shepherd, and that the City Treasurer be directed to recover the same in an action of the case against the owner or keeper of the dog doing said damage.

Alderman Eden presents various schedules showing the receipts and expenditures for the Department of Public Welfare for the months of September and October, 1939, and upon his motion the same are read and received.

Alderman Lockhart presents the reports of the Dexter Asylum for the weeks ending November 18, 25 and December 2, 1939, and upon his motion the same are read and received.

Alderman McCabe presents the petitions of George E. Goulding, Edward J. McKiernan and Terence H. Moran, respectively, to be appointed Weighers of Coal and Other Merchandise for the remainder of the term ending on the first Monday in January, A. D. 1941, and upon his motion the same are read and granted.

IN CITY COUNCIL.

(City Council File, December 7, 1939.)

No. 344. Appointment of William Hindle, M. D. as Superintendent of Charles V. Chapin Hospital.

No. 345. Report of the City Solicitor on Pending Suits Prior to October 31, 1939.

No. 346. Resolution to Pay to Annie M. Creamer the Sum of \$15.62 to Replace Certain Pay Checks Not Claimed and Credited to the Charles V. Chapin Hospital.

(Approved December 9, 1939.)

RESOLVED, That to Annie M. Creamer the sum of Fifteen Dollars and Sixty Two Cents (\$15.62) be allowed whenever

the City shall be released in manner satisfactory to the City Solicitor of all claims for the issuance of new pay checks to replace Check No. G-34523 dated February 21, 1939, in amount of \$9.35 and Check No. G-35990, dated February 28, 1939, in amount of \$6.27, made payable to the petitioner for services rendered the Charles V. Chapin Hospital, said checks having not been called for by the petitioner and subsequently credited to the Charles V. Chapin Hospital account; said sum of \$15.62 to be paid to the petitioner in the ordinary course of payments by the City of Providence according to the Ordinances governing such payments.

No. 347. Resolution to Pay to Antonio DiRosa the Sum of \$312.00 as Compensation for Injuries.

(Approved December 9, 1939.)

RESOLVED, That to Antonio DiRosa, (George Ajootian, Atty.), the sum of Three Hundred Twelve Dollars (\$312.00), be allowed whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for injuries received November 21, 1938, while employed in the highway department of the City, when a piece of steel from an iron wedge chipped off and struck the petitioner in the left leg; said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 348. Resolution to Pay to Martha Knowles the Sum of \$200.00 as Compensation for Injuries.

(Approved December 9, 1939.)

RESOLVED, That to Martha Knowles, (Hailes L. Palmer, Attorney), the sum of Two Hundred Dollars (\$200.00) be allowed whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for injuries received

September 9, 1939, by reason of stepping in a defect in the sidewalk of Canton street in front of premises numbered 129 on said street; said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 349. Resolution to Pay to Charles P. Sanford
the Sum of \$400.00 as Compensation for Injuries.

(Approved December 9, 1939.)

RESOLVED, That to Charles P. Sanford, (Adler & Flint, Attorneys), the sum of Four Hundred Dollars (\$400.00) be allowed whenever the City shall be released in a manner satisfactory to the City Solicitor of all claims for injuries received March 15, 1939, by reason of stumbling on a large square of cement in the sidewalk of Adelaide avenue in front of premises numbered 211 on said street; said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 350. Resolution to Pay to Chester R. Westberg
the Sum of \$1.00 as a Refund of a Poll Tax Assessment.

(Approved December 9, 1939.)

RESOLVED, That to Chester R. Westberg the sum of One (\$1.00) Dollar be allowed, said sum being a refund on poll tax assessed and paid for the year 1938. The petitioner having paid a personal property tax covering the same period; said sum to be paid in the ordinary course of payments by the City of Providence, according to the Ordinances governing such payments.

No. 351. Resolution Directing the City Solicitor to Apply for Legislation to Permit a Change in the Harbor Line.

(Approved December 9, 1939.)

RESOLVED, That the City Solicitor be and he is hereby requested to appear at the next session of the General Assembly to secure an enactment of legislation permitting a change in the harbor line to conform with drawing to be submitted by the City Engineer of the City of Providence, and described as follows:

Beginning at a point marked "A" on the accompanying plan entitled: "Providence, R. I., City Engineer's Office, City Property Dep't., Aug. 30, 1939, 048457", said point "A" being at an angle in the present harbor line, south of Fields Point, as fixed by the War Department November 6, 1923, and the line "AD", as established by the General Assembly, January Session 1918, and in latitude south 40984.292, longitude east 43034.309; thence running south 30° 47' 17" east and in range of said first mentioned line as fixed by the War Department November 6, 1923, 1595.888 feet to a point marked "B" on said plan, in latitude south 42355.366, longitude east 43851.188, thence running north 89° 21' 24" west making an interior angle of 58° 34' 07" with the line "AB", 1840.572 feet to a point marked "C" on said plan in latitude south 42334.600, longitude east 42010.731 and in the present harbor line, as established by the War Department in 1924, said point "C" being further identified and located 420.533 feet south of point marked "D" on said plan, as measured along said present harbor line and said point "D" being in latitude south 41918.093 and longitude east 42015.452.

In the above description the latitudes are given in feet and decimals, south of a line situated 40,000.00 feet north of the U. S. Coast Survey Station at Fort Independence, and at right angles to the meridian of said station; and the longitudes are given in feet and decimals east of a line situated 40,000.00 feet west of the meridian of said Coast Survey Station and parallel to said meridian.

No. 352. Resolution Directing the City Solicitor to Prepare an Act and Apply for Legislation Relative to Authorizing Cities and Towns to Install Parking Meters and Require Payments from Motorists to Meet the Cost of such a System.

(Approved December 9, 1939.)

RESOLVED, That the City Solicitor be and he is hereby directed to prepare an Act authorizing cities and towns to install parking meters for the purpose of regulating traffic and parking of automobiles on public highways and to authorize such cities or towns to require payments from those parking automobiles to meet the cost of the installation, operation and maintenance of such system and its general supervision, and

BE IT FURTHER RESOLVED, That the City Solicitor be and he is hereby directed to cause such Act to be introduced at the next regular session of the General Assembly of the State of Rhode Island and to urge the passage thereof.

No. 353. Resolution Authorizing His Honor the Mayor to Execute an Agreement with Catherine E. O'Driscoll in regard to the Rental of Certain Land on the Seekonk River Adjoining the State of Rhode Island.

(Approved December 9, 1939.)

RESOLVED, That His Honor the Mayor is hereby authorized and directed to execute an agreement with Catherine E. O'Driscoll of the town of East Providence, in accordance with the terms of that certain lease between the City of Providence and said Catherine E. O'Driscoll dated the 6th day of December A. D. 1928, with respect to the rental to be paid for the second period of ten years under said lease, for a parcel of land on the Seekonk river adjoining land of the State of Rhode Island, upon the same

terms and conditions as provided for the first period of ten years, namely, \$200 per year and in the same proportion for any less time, in equal quarterly payments of \$50, payable in advance at the office of the City Treasurer of the City of Providence, on the first day of January, April, July and October.

No. 354. Resolution Authorizing His Honor the Mayor to Execute an Agreement with the State of Rhode Island Relative to Surrendering the Lease of Certain Land on the Danielson Pike in the Town of Scituate.

(Approved December 9, 1939.)

RESOLVED, That His Honor the Mayor is hereby authorized and directed to execute an agreement with the State of Rhode Island, releasing and surrendering to the State of Rhode Island that certain lease dated the first day of October A. D. 1935, of certain land on the Danielson pike in the Town of Scituate for the Department of State Police, for a term of 99 years at an annual rental of \$25 per year, said lease having been authorized by City Council Resolution No. 34 approved February 8, 1935; the State of Rhode Island having signified its desire to give up said premises and be absolved from further liability for the payment of rent under said lease.

No. 355. Resolution Authorizing the Committee on City Property to Permit the Use of the Amherst Street School by the National Youth Administration.

(Approved December 9, 1939.)

RESOLVED, That the Committee on City Property is hereby authorized to permit the use of the Amherst Street School by

the National Youth Administration, of the United States of America, during the pleasure of said Committee, upon such conditions as may be approved by the Committee on City Property, the National Youth Administration to keep the building in suitable repair and provide heat and light.

No. 356. Resolution Requesting the Director of Public Works to Cause all Defective Sidewalks in the City of Providence to be Eliminated.

(Approved December 9, 1939.)

WHEREAS, There appears to be an ever increasing number of claims for compensation for injuries sustained by reason of defective sidewalks,

NOW, THEREFORE BE IT RESOLVED, That the Director of Public Works be and he is hereby requested to make a survey of all sidewalks in the City of Providence to the end that all defective sidewalks be eliminated as rapidly as possible.

IN BOARD OF ALDERMEN.

DECEMBER 21, 1939.

Upon recommendation of the Superintendent of Health, a Nuisance Order in accordance with Form C is issued against Mary Rossnow of 286 South Main street.

The Accounts for

Dexter Asylum Maintenance.....	\$2764.15
Asylum Walls and Buildings.....	24.19

are severally presented, examined and allowed and the Clerk is authorized to certify to the same.

Alderman Duggan, for the Committee on Streets, presents a communication from the City Engineer approving a deed from the West View Realty Company to the City of Providence, conveying Greaton drive, from Chace avenue, northerly, then easterly and southerly to Chace avenue for highway purposes, and upon his motion the same is read and the deed approved.

From the Board of Tax Assessors are received various communications relative to changes in the 1938 and 1939 City Tax Lists to correct clerical errors in assessments in pursuance to an amendment to Chapter 62 of the General Laws, approved April 14, 1931, and the same are approved.

(See Files of the Board of Aldermen.)

Alderman Duggan presents the following Resolution, and upon his motion the same is read and passed, viz.:

RESOLVED, That the Public Service Engineer be and he hereby is requested to make a survey of traffic conditions in the City of Providence, and submit a report with recommendations to this Honorable Board as soon as possible.

The City Clerk is requested to forward copies of this Resolution to the Public Service Engineer and the City Plan Commission so that they will work in conjunction on this matter.

Alderman Eden presents a schedule showing the receipts and expenditures of the Department of Public Welfare for the month of November, 1939, and upon his motion the same is read and received.

Alderman Lockhart presents the reports of the Dexter Asylum for the weeks ending December 9 and 16, 1939, and upon his motion the same are read and received.

Alderman Violet presents the petitions of Frederick M. Cropper and Clarence E. Mudie, respectively, to be appointed as Weighers of Coal and Other Merchandise for the remainder of the term ending on the first Monday in January, A. D. 1941, and upon his motion the same are read and granted.

IN CITY COUNCIL.

(City Council File, December 21, 1939.)

No. 357. Resolution Authorizing His Honor the Mayor to Execute a Deed to John P. Cannon of Certain Land at the Junction of Isabella and Longwood Avenues.

(Approved December 22, 1939.)

RESOLVED, That His Honor the Mayor is hereby authorized and directed to execute a deed to John P. Cannon conveying certain irregular shaped parcels of land at the junction of Isabella avenue and Longwood avenue, known as lots 159 and 65 on assessors' plat 122, for the sum of \$100; and in connection with this conveyance the present assessments against the City of Providence with respect to said land are hereby abated.

EXECUTIVE ORDERS

ISSUED BY

MAYOR JOHN F. COLLINS

1939

EXECUTIVE ORDER 12.

May 23, 1939.

A parade of cowboys and cowgirls, performers at the Rodeo conducted under the auspices of the Rotary Club for the benefit of underprivileged children, will pass the City Hall this afternoon at 3:20 o'clock.

So far as possible the employees of the respective departments should be permitted to witness the same from the City Hall steps.

Please arrange so that the regular business of your department will not be inconvenienced by the absence of as many of your clerks and assistants as may be spared to witness the parade.

EXECUTIVE ORDER 13.

May 27, 1939.

An invitation has been extended to the members of the city council and the heads of the city departments to review the Memorial Day parade, Tuesday, May 30, 1939.

The order of march will be given at 9 A. M. (D. S. T.) so that it will be necessary to assemble at the City Hall for the review by 8:45 A. M. (D. S. T.).

Your attendance is earnestly requested.

EXECUTIVE ORDER 14.

June 5, 1939.

The city auditor has informed all departments that on and after June 1, 1939, he will be unable to approve any bills for payment excepting those submitted to him in lists of unpaid

bills, as of May 31, 1939, or in lists of orders placed for which the department has not been billed, including incomplected contracts.

The only bills, after June 1, 1939, which will be paid by the City of Providence, will be those bills certified to by the City Auditor after the order was executed, or included in the above lists.

On and after June 1, 1939, all orders for delivery on a contract or open market orders, must be certified by the City Auditor as to unencumbered balance before they are executed. The City Auditor will be unable to certify to any orders until such time as the lists of unpaid bills and of orders placed have been filed and checked in his office.

The City Auditor has taken these steps to effect compliance with Clause L of Section 11 of the Administrative Control Act, Chapter 672 of the Public Laws, approved May 12, 1939.

Copies of the budgetary control provisions may be obtained from the Mayor's Office by any creditor or any concern doing business with the City.

EXECUTIVE ORDER 15.

June 5, 1939.

Under and by virtue of the powers vested in the office of Mayor of the city of Providence, by the provisions of Chapter 672, Public Laws of the General Assembly passed at the January session 1939, known as the "Administrative Control Act" (H 902-B) approved May 12, 1939, and all other powers me thereunto enabling, I hereby issue the following Executive order :

- I Transfer of the office and duties of the City Sergeant and City Messenger to the Executive Department.
- II Transfer of the office and duties of the Harbor Master to the Department of Public Works.
- III Transfer of the office and duties of the Sealer of Weights and Measures to the Bureau of Police and Fire.

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- IV Transfer of the office and duties of the Recorder of Deeds to the Executive Department.
 - V Transfer of the office and duties of the Sanitary Engineer of Plumbing and Drainage (Ex-officio Inspector of Plumbing) to the Department of Public Works.
 - VI Transfer of the office and duties of the Board of Recreation to the Department of Public Works.

EXECUTIVE ORDER 16.

June 29, 1939.

From the second Tuesday in July to the first Monday in September, inclusive, the City Hall will close at 4 o'clock p. m. excepting on Saturdays, when, until further notice, it will be closed on Saturdays for the normal transaction of business other than in those departments, the opening of which is absolutely necessary for the proper conduct of business.

It will be left to the discretion of department heads to stagger the employment of their help on Saturdays in those departments which should be kept open for the convenience of the public in the transaction of normal business.

Beginning July 11th, the lunch time of employees will be limited to one hour daily.

EXECUTIVE ORDER 17.

July 6, 1939.

On Thursday, July 6, 1939, about 10:45 a. m. a parade of the American Guild of Banjoists, Mandolinists, and Guitarists will be reviewed from the City Hall.

So far as possible the employees of the respective departments should be permitted to witness the same from the City Hall steps.

Please arrange so that the regular business of your department will not be inconvenienced by the absence of as many of your clerks and assistants as may be spared to witness the parade.

EXECUTIVE ORDER 18.

August 24, 1939.

On Thursday, August 24, 1939, at 4 p. m. (D. S. T.) a parade of the Order of Ahepa will be reviewed from the City Hall.

So far as possible the employees of the respective departments should be permitted to witness the same from the City Hall steps.

Please arrange so that the employees of your department may be permitted to leave the department in sufficient time to witness the parade at the appointed hour.

EXECUTIVE ORDER 19.

September 5, 1939.

From September 5, 1939, until the second Tuesday in July, 1940, the City Hall will be open for the proper conduct of business from 9 o'clock a. m. until 5 o'clock p. m. daily, except on Saturdays, when the closing hour will be 12 o'clock noon.

The lunch time of all employees will be limited to one hour daily.

EXECUTIVE ORDER 20.

September 26, 1939

On Tuesday, September 26, 1939, the Honorable Fiorello LaGuardia, Mayor of the city of New York, will deliver an address from the City Hall steps about 12 M.

So far as possible the employees of the respective departments should be permitted to enjoy the same.

Please arrange so that the employees of your department may be excused from the department in sufficient time to listen to the address.

EXECUTIVE ORDER 21.

November 2, 1939.

Under and by virtue of the powers vested in the office of Mayor of the city of Providence, by the provisions of Chapter 672, Public Laws of the General Assembly passed at the January session 1939, known as the "Administrative Control Act" (H 902-B) approved May 12, 1939, and all other powers me thereunto enabling, I hereby issue the following Executive order :

Transfer of the supervision and control of the Municipal Dock and the Municipal Terminal Development properties to the supervision and control of the Director of Public Works, to become effective forthwith.

EXECUTIVE ORDER 22.

November 2, 1939.

Under and by virtue of the powers vested in the office of Mayor of the city of Providence, by the provisions of Chapter 672, Public Laws of the General Assembly passed at the January session 1939, known as the "Administrative Control Act" (H 902-B) approved May 12, 1939, and all other powers me thereunto enabling, I hereby issue the following Executive order:

Transfer of Inspector of Buildings Department, and also all his powers and duties, and all deputies thereunder, and other employees thereof, to the Bureau of Police and Fire, to become effective November 15, 1939.

EXECUTIVE ORDER 23.

November 8, 1939.

City Clerk Joseph E. Maguire has been appointed Chairman of the solicitation of city employees for the Red Cross Roll Call.

All Heads of Departments are respectfully requested to appoint a member of their department to assist the City Clerk in making this year's Red Cross Roll Call the largest and most successful ever held.

EXECUTIVE ORDER 24.

November 13, 1939.

WHEREAS, President Roosevelt has proclaimed November 23rd for the proper observance of Thanksgiving Day; and

WHEREAS, Governor Vanderbilt has proclaimed November 30th for the same purpose; and

WHEREAS, the Attorney General has ruled that the State law calls for compliance with the proclamation such as that issued by the President for certain legal purposes;

NOW, THEREFORE, I, as Mayor of the city of Providence, order the closing of City Hall for the purposes of observing Thanksgiving Day on November 23rd and November 30th, and the suspension of all but actually necessary city services.

EXECUTIVE ORDER 25. December 19, 1939.

Inasmuch as many employees in the City Hall may be compelled to delay the completion of purchases of gifts for Christmas until Saturday, December 23, 1939; for their accommodation the City Hall and other departments will be closed to business all day, Saturday, December 23, 1939.

EXECUTIVE ORDER 26. December 19, 1939.

Under and by virtue of the powers vested in the office of Mayor of the city of Providence, by the provisions of Chapter 672, Public Laws of the General Assembly passed at the January session 1939, known as the "Administrative Control Act" (H 902-B) approved May 12, 1939, and all other powers me thereunto enabling, I hereby issue the following Executive order:

Transfer of Department of Public Administrator, and all his powers and duties, to the office of City Solicitor, to become effective December 19, 1939.

EXECUTIVE ORDER 27. December 27, 1939.

All departments in the City Hall, except such as may by law be compelled to remain open until Noon, will be closed to business all day Saturday, December 30, 1939; and all employees in the City Hall, not otherwise engaged, as well as all other city employees, will be excused from duty on that day.

EXECUTIVE ORDER 28. December 29, 1939.

Under and by virtue of the powers vested in the office of Mayor of the City of Providence, by the provisions of Chapter 672, Public Laws of the General Assembly passed at the January

session 1939, known as the "Administrative Control Act" (H 902-B) approved May 12, 1939, all other powers me thereunto enabling, I hereby issue the following Executive order :

Transfer of the office of Superintendent of Dexter Asylum, together with all powers and duties in connection therewith, to the City Department of Public Welfare, under the direction of the Director of Public Welfare, to become effective forthwith.

EXECUTIVE ORDER 29.

December 30, 1939.

Under and by virtue of the powers vested in the office of Mayor of the City of Providence, by the provisions of Chapter 672, Public Laws of the General Assembly passed at the January session 1939, known as the "Administrative Control Act" (H 902-B) approved May 12, 1939, and all other powers me thereunto enabling, I hereby issue the following Executive order :

Transfer of the office of City Traffic Engineer together with all the powers and duties in connection therewith, to the Bureau of Police and Fire, and under its control; to become effective forthwith.