

**CITY OF PROVIDENCE
RHODE ISLAND**

**DOCKET OF THE REGULAR MEETING
OF THE
CITY COUNCIL
ON**

THURSDAY, SEPTEMBER 23, 2004

**COUNCIL PRESIDENT
JOHN J. LOMBARDI**

PRESIDING

**Council
President**

13 John J. Lombardi 2

Councilman Ward 13 (D)

12 48 Grove Street 02909 3

11 4

10 5

9 6

8 7

1. Kevin Jackson 8. Luis A. Aponte
Councilman Ward 3 (D) Councilman Ward 10 (D)
91 Jenkins Street 02906 Majority Leader
208 Washington Avenue 02905

2. Ronald W. Allen 9. Rita M. Williams
Councilman Ward 8 (D) Councilwoman Ward 2 (D)
328 Bucklin Street 02907 Deputy Majority Leader
76 Savoy Street 02906

3. Carol A. Romano 10. Patrick K. Butler
Councilwoman Ward 4 (D) Councilman Ward 5 (D)
31 Manhattan Street 02904 63 Hilltop Avenue 02908

4. Terrence M. Hassett 11. David A. Segal
Councilman Ward 12 (D) Councilman Ward 1
15 Higgins Avenue 02908 Minority Leader (G)
335 Ives Street 02906

5. Joseph DeLuca 12. Miguel C. Luna
Councilman Ward 6 (D) Councilman Ward 9 (D)
Deputy Majority Leader 146 Warrington Street 02907
191 Carleton Street 02908

6. Peter S. Mancini 13. Balbina A. Young
Councilman Ward 14 (D) Councilwoman Ward 11 (D)
104 Meridian Street 02908 Council President Pro
Tempore 489 Public Street 02907

7. Josephine DiRuzzo 14. John J. Igliazzi
Councilwoman Ward 15 (D) Councilman Ward 7 (D)
141 Roosevelt Street 02909 19 Legion Memorial Drive 02909

1. ROLL CALL

INVOCATION

2. The Invocation will be given by Councilman John J. Iglizzi.

PLEDGE OF ALLEGIANCE

3. Pledge of Allegiance to the Flag of the United States of America led by Council President John J. Lombardi.

APPOINTMENTS BY HIS HONOR THE MAYOR

4. Communication dated September 9, 2004, Informing the Honorable Members of the City Council that pursuant to Section 302(b) of the Providence Home Rule Charter of 1980, as amended, and Rhode Island Public Law of 1980, Chapter 84, he is this day appointing Mr.

Paul Brooks of 375 Benefit Street, Providence, Rhode Island 02903, as a member of the Providence Tourism Council, for a term to expire in December 2004. (Mr. Brooks will replace Ms. Mercedes Mendez who has resigned).

5. Communication dated September 10, 2004, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1107 of the Providence Home Rule Charter of 1980, as amended, and 1994 Ordinance 365 Chapter 502.1, he is this day re-appointing Mr. Carl J. Abelson III of 314 Benefit Street, Providence, Rhode Island 02906, as a member of the DownCity Design Review Commission for a term to expire on September 1, 2007.

6. Communication dated September 10, 2004, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1107 of the Providence Home Rule Charter of 1980, as

amended, and 1994 Ordinance 365 Chapter 502.1, he is this day re-appointing Ms. Barbara Macaulay of 135 Williams Street, Providence, Rhode Island 02906, as a member of the DownCity Design Review Commission for a term to expire on September 1, 2007.

7. Communication dated September 16, 2004, Informing the Honorable Members of the City Council that pursuant to Section 302(b) of the Providence Home Rule Charter of 1980, as amended, he is this day re-appointing Ms. Linda M. Cohen of 95 President Avenue, Providence, Rhode Island 02906, to the Board of Trustees of the Providence Center for a term to expire on June 1, 2008.

8. Communication dated September 16, 2004, Informing the Honorable Members of the City Council that pursuant to Section 302(b) of the Providence Home Rule Charter of 1980, as amended, he is this day re-appointing Mr. Lionel Delaney of 15 Lyndhurst Avenue, Providence, Rhode Island 02908, to the Board of Trustees of the Providence Center for a term to expire on June 1, 2008.

9. Communication dated September 16, 2004, Informing the Honorable Members of the City Council that pursuant to Section 302(b) of the Providence Home Rule Charter of 1980, as amended, he is this day re-appointing Mr. Charles Feldman of 20 Randall Street, Apartment 6F, Providence, Rhode Island 02904, to the Board of Trustees of the Providence Center for a term to expire on June 1, 2008.

10. Communication dated September 16, 2004, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 814 of the Providence Home Rule Charter of 1980, as amended, he is this day appointing James Hackett of 70 Elmgrove Avenue, Providence, Rhode Island 02906, as a member of the Board of Tax Assessment and Review for a term to expire in January 2006,

and respectfully submits the same for your approval. (Mr. Hackett will replace Theodore Littler who has resigned. Mr. Hackett is registered as unaffiliated).

11. Communication dated September 15, 2004, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1102 of the Providence Home Rule Charter of 1980, as amended, he is this day appointing Stephen Daniels of 20 Ruthven Street, Providence, Rhode Island 02906, as a member of the Board of Licenses for a term to expire in January 2005, and respectfully submits the same for your approval. (Mr. Daniels will replace Margaret DeFelice, who has resigned).

PRESENTATION OF ORDINANCES

COUNCILMAN APONTE (By Request):

12. An Ordinance Establishing and Granting a Tax Stabilization Plan for 65 Pavilion, LLC, with respect to Assessor's Plat 54, Lot 155 of the City of Providence.

COUNCILWOMAN WILLIAMS:

13. An Ordinance Amending Chapter 15 of the Code of Ordinances Entitled: "Motor Vehicles and Traffic", by deleting Sections 15-54, 15-55, 15-56 and 15-57.

PRESENTATION OF RESOLUTIONS

COUNCIL PRESIDENT LOMBARDI (By Request):

14. Resolution In Support of the Arthritis Prevention, Control and Cure Act of 2004.

15. Resolution Requesting the Traffic Engineer to cause the installation of “Loading Zone” Signs at 230-232 Atwells Avenue.

COUNCILMAN APONTE and COUNCILMAN HASSETT

(By Request):

16. Resolution Requesting to cancel or abate, in whole the taxes assessed upon Assessor’s Plat 71, Lot 0004 (612 Charles Street), along with any associated interest, penalties and intervening taxes, in accordance with Rhode Island General Law 44-7-23, and that the property is declared exempt in accordance with Rhode Island General Law 45-32-40, in the amount of Six Thousand Forty Three Dollars and Thirteen (\$6,043.13) Cents.

COUNCILMAN DELUCA:

17. Resolution Requesting the Traffic Engineer to cause the installation of “No Parking to Corner” Signs at Manton Avenue and Ortoleva Drive.

18. Resolution Requesting the Traffic Engineer to cause the installation of “Slow Children” Signs at 169 Ortoleva Drive.

19. Resolution Requesting the Traffic Engineer to cause the replacement of the missing “Brookfield Street” Sign at Glenbridge Avenue and Brookfield Street.

20. Resolution Requesting the Traffic Engineer to cause the installation of “No Parking” Signs on the odd numbered side of Greenwood Street.

21. Resolution Requesting the Executive Secretary of the Providence Board of Canvasser’s to establish a testing process for election poll workers and to consider a half day poll workers schedule.

22. Resolution Requesting the Committee on Ordinances to amend Chapter 12, Article III (Garbage, Trash and Refuse) and amend Section 1-10 General Penalties.

COUNCILMAN HASSETT (By Request):

23. Resolution in Amendment of Resolution No. 452, Approved August 9, 2002, relative to the abandonment of Mutual Street.

COUNCILMAN IGLIOZZI (By Request):

24. Resolution Requesting to cancel or abate, in whole, the taxes assessed upon Assessor's Plat 109, Lot 65 (624 Union Avenue), in accordance with Rhode Island General Law Section 44-7-23, in the amount of Two Thousand Six Hundred Seventy Four Dollars and Seventy Two (\$2,674.72) Cents, or any taxes accrued including 2003

taxes, plus any interest accrued, at the request of the Beloved Tabernacle of God, Inc.

COUNCILMAN MANCINI:

25. Resolution Extending Sincere Congratulations to Major Paul Kennedy upon being promoted to the rank of Deputy Chief/Commander.

26. Resolution Extending Sincere Congratulations to Captain Thomas Oates upon being promoted to the rank of Major.

27. Resolution Extending Sincere Congratulations to Lieutenant Stephen Campbell upon being promoted to the rank of Major.

28. Resolution Extending Sincere Congratulations to Field Officer (ATF) Montey J. Monteiro upon being promoted to the rank of Major – Homeland Security.

COUNCILWOMAN WILLIAMS (By Request):

29. Resolution Requesting the Traffic Engineer to cause the installation of a “Four-Way Stop” Sign at the intersection of Angell Street and Paterson Street.

30. Resolution Requesting the Traffic Engineer to cause the installation of a “Four-Way Stop” Sign at the intersection of Irving Avenue and Elmgrove Avenue.

REPORTS FROM COMMITTEES

COMMITTEE ON FINANCES

COUNCILMAN KEVIN JACKSON, Chairman

Transmits the Following with Recommendation the Same be Approved:

31. Resolution Requesting the City Solicitor's Office to investigate an allegation of default by 244 Broad Street, LLC, under Ordinance No. 291 of Chapter 2000-12 and, upon a finding of default, if any, to pursue the collection of taxes that are due the City in light of any such default.

COMMITTEE ON ORDINANCES

COUNCILWOMAN RITA M. WILLIAMS, Chairwoman

Transmits the Following with Recommendation the Same be Adopted:

32. An Ordinance in Amendment of Chapter 27 of the Code of Ordinances of the City of Providence Entitled: "The City of Providence Zoning Ordinance", Approved June 27, 1994, As Amended.

COMMUNICATIONS AND REPORT

33. Communication dated August 27, 2004, from Christine Roundtree, Executive Director, Providence Human Relations Commission, submitting the Annual Report for Fiscal Year 2003.

34. Communication from Joe McGarry, Deputy Director, Providence Communications, dated September 2, 2004, requesting an extension of the Residency Requirement for the City of Providence.

35. Communication from Tamara S. Whaley, Fiscal Officer, Tax Collector's Office, dated September 13, 2004, requesting a re-application for an extension of the Residency Requirement for the City of Providence.

36. Communication from John C. Simmons, Chief of Administration, dated August 11, 2004, submitting a list of city vehicles, in accordance with Ordinance No. 67, Chapter 2004-10 – Establishing a Prohibition of Unauthorized Removal of City Vehicles from the City.

37. Communication from Councilman Luis A. Aponte, dated September 16, 2004, Informing the Honorable Members of the City Council that he is this day appointing Ms. Kathleen A. Conley of 196 Gallup Street, Providence, Rhode Island 02905, to the Providence External Review Authority (PERA). (Ms. Conley will be replacing Mr. Michael D. Evora whose term has expired).

38. Communication from Council President John J. Lombardi, dated September 16, 2004, Informing the Honorable Members of the City Council that he is this day Creating the formulation of a City

Government Oversight Commission.

FROM THE CLERK'S DESK

39. Petition from Robert E. Moll, 13 Penny Lane, Cranston, Rhode Island 02921, requesting Shepard Avenue, Assessor's Plat 97, Lots 900 and 886 be accepted a public street proposed as Barone Court.

40. Petitions for Compensation for Injuries and Damages.

PRESENTATION OF RESOLUTIONS

"IN CONGRATULATIONS"

COUNCIL PRESIDENT LOMBARDI and the MEMBERS OF THE CITY COUNCIL:

41. Resolution Extending Congratulations.

PRESENTATION OF RESOLUTIONS

“IN MEMORIAM”

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

42. Resolution Extending Sympathy.

CONVENTION

**The City Council will Convene in the Chamber of the City Council,
City Hall on THURSDAY, SEPTEMBER 23, 2004 at 7:30 o'clock P.M.
(E.D.T.)**

**MICHAEL R. CLEMENT
CITY CLERK**