

**CITY OF PROVIDENCE**

**RHODE ISLAND**

**DOCKET OF THE REGULAR MEETING**

**OF THE**

**CITY COUNCIL**

**ON**

**THURSDAY, NOVEMBER 17, 2005**

**COUNCIL PRESIDENT**

**JOHN J. LOMBARDI**

**PRESIDING**

**1. John J. Lombardi, Council President**

**Councilman Ward 13 (D)**

**48 Grove Street 02909**

**2. Kevin Jackson**

**Councilman Ward 3 (D)**

**91 Jenkins Street 02906**

**3. Ronald W. Allen**

**Councilman Ward 8 (D)**

**328 Bucklin Street 02907**

**4. Carol A. Romano**

**Councilwoman Ward 4 (D)**

**31 Manhattan Street 02904**

**5. Terrence M. Hassett**

**Councilman Ward 12 (D)**

**15 Higgins Avenue 02908**

**6. Joseph DeLuca, Deputy Majority Leader**

**Councilman Ward 6 (D)**

**191 Carleton Street 02908**

**7. Peter S. Mancini**

**Councilman Ward 14 (D)**

**104 Meridian Street 02908**

**8. Josephine DiRuzzo**

**Councilwoman Ward 15 (D)**

**141 Roosevelt Street 02909**

**9. Luis A. Aponte, Majority Leader**

**Councilman Ward 10 (D)**

**208 Washington Avenue 02905**

**10. Rita M. Williams, Deputy Majority Leader**

**Councilwoman Ward 2 (D)**

**76 Savoy Street 02906**

**11. Patrick K. Butler**

**Councilman Ward 5 (D)**

**63 Hilltop Avenue 02908**

**12. David A. Segal, Minority Leader**

**Councilman Ward 1 (G)**

**335 Ives Street 02906**

**13. Miguel C. Luna**

**Councilman Ward 9 (D)**

**146 Warrington Street 02907**

**14. Balbina A. Young, Council President Pro Tempore**

**Councilwoman Ward 11 (D)**

**P.O. Box 72761 02907**

**15. John J. Igliazzi**

**Councilman Ward 7 (D)**

**1. ROLL CALL**

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**INVOCATION**

**2. The Invocation will be given by Councilman Luis A. Aponte.**

**PLEDGE OF ALLEGIANCE**

**3. Pledge of Allegiance to the Flag of the United States of America led by Councilman John J. Igliazzi.**

**APPOINTMENT BY HIS HONOR THE MAYOR**

**4. Communication dated November 7, 2005, 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 re-appointing Charles P. Fitzgerald of 447 Eaton Street, Providence, Rhode Island 02908, as a member of the Board of Tax Assessment Review for a term to expire in January 2009, and respectfully submits the same for your approval. (Mr. Fitzgerald is registered as unaffiliated)**

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## **ORDINANCES SECOND READING**

**The Following Ordinances were in City Council November 3, 2005, Read and Passed the First Time and are Severally Returned for Passage the Second Time:**

**5. An Ordinance in accordance with Chapter 21, Section 19 of the Code of Ordinance of the City of Providence Entitled: "Capital Equipment Budget", As Amended.**

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**6. An Ordinance in Amendment of Chapter 2004-7, Approved**

**February 1, 2004, Establishing a Compensation Plan for the City of Providence, As Amended.**

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**7. An Ordinance making an Appropriation of Two Hundred Eighty Eight Million Two Hundred Twenty Five Thousand Nine Hundred Eighty Eight Dollars (\$288,225,988) for the support of the Providence School Department for the fiscal year ending June 30, 2005, and repealing Ordinance Chapter 2004-179, Approved May 17, 2004.**

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**8. An Ordinance Establishing a Compensation Plan for the Providence School Department and repealing Ordinance Chapter 2004-180, Approved May 17, 2004.**

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**9. An Ordinance Establishing the Classes of Positions, the Maximum Number of Employees and the Employees in certain classes in the Providence School Department and repealing Ordinance Chapter 2004-181, Approved May 17, 2004.**

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**10. An Ordinance Amending an Appropriation of Three Hundred Million Two Hundred Eighty Five Thousand Six Hundred Ninety Seven Dollars (\$300,285,697) for the support of the Providence School Department for the fiscal year ending June 30, 2006, and repealing Ordinance Chapter 2006 Approved.**

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**11. An Ordinance Amending a Compensation Plan for the Providence School Department and Repealing Ordinance Chapter 2006 Approved.**

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**12. An Ordinance Amending the Classes of Positions, the Maximum Number of Employees and the Employees in certain classes in the Providence School and Repealing Ordinance Chapter 2006 Approved.**

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**PRESENTATION OF RESOLUTIONS**

**COUNCIL PRESIDENT LOMBARDI, COUNCILMEN ALLEN, APONTE, BUTLER, DELUCA, COUNCILWOMAN DIRUZZO, COUNCILMEN HASSETT, IGLIOZZI, JACKSON, LUNA, MANCINI, COUNCILWOMEN ROMANO, WILLIAMS and YOUNG:**

**13. Resolution Extending Sincere Best Wishes for a Happy Birthday to Councilman David A. Segal on November 25, 2005.**

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**COUNCILMAN APONTE (By Request):**

**14. Resolution Authorizing the Mayor of the City of Providence to convey the Dunkin' Donuts Center, to transfer the City of Providence's residual interest in the personal property of the Dunkin' Donuts Center, and to grant easements for the encroachments as indicated, all for the sum of One (\$1.00) Dollar, to the Providence Redevelopment Agency for the purpose of sale to the Rhode Island**

**Convention Center Authority under the circumstances as set forth herein, and to execute an addendum to the Purchase and Sale Agreement.**

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**COUNCILMAN DELUCA (By Request):**

**15. Resolution Requesting to cancel or abate, in whole the taxes assessed upon Assessor's Plat 63, Lot 294 (11 Steere Avenue), in accordance with Rhode Island General Law Section 44-7-23, in the amount of Two Thousand Nine Hundred Seventy Nine Dollars and Seventy Nine (\$2,979.79) Cents, or any taxes accrued, including 2004 & 2005 taxes, plus any interest accrued, as requested by Habitat for Humanity of Rhode Island.**

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**16. Resolution Requesting to cancel or abate, in whole the taxes assessed upon Assessor's Plat 63, Lot 292 (15 Steere Avenue), in accordance with Rhode Island General Law Section 44-7-23, in the amount of Three Thousand Five Hundred Twenty Three Dollars and Forty Six (\$3,523.46) Cents, or any taxes accrued, including 2004 & 2005 taxes, plus any interest accrued, as requested by Habitat for**

## **Humanity of Rhode Island.**

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### **COUNCILMAN MANCINI (By Request):**

**17. Resolution Requesting the Traffic Engineer to cause the installation of “No Parking” Signs along the odd numbered side of Zella Street in its entirety.**

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### **COUNCILMAN SEGAL (By Request):**

**18. Resolution Requesting the Traffic Engineer to explore potential traffic calming measures on Gano Street, and determine if any intersections on Gano Street meet criteria for traffic lights.**

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**19. Resolution Requesting the Traffic Engineer to paint the crosswalks on Gano Street, as previously requested.**

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**20. Resolution Requesting the Traffic Engineer to cause the installation of a raised crosswalk on Angell Street, at the intersection with Elmgrove Avenue, as previously requested.**

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**COUNCILWOMAN WILLIAMS (By Request):**

**21. Resolution Requesting the Chief Electrical Inspector to cause the installation of a light on the Narragansett Electric Pole No. 5 at the intersection of Clarendon Street and Slater Avenue.**

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**REPORTS FROM COMMITTEES**

**COMMITTEE ON CITY PROPERTY**

**COUNCILWOMAN JOSEPHINE DIRUZZO, Chairwoman**

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

**22. Resolution Requesting the Director of Public Works to cause the removal of a phone booth on City property at 321-325 Manton Avenue.**

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**COMMITTEE ON PUBLIC WORKS**

**COUNCILMAN TERRENCE M. HASSETT, Chairman**

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

**23. Resolution Authorizing the abandonment of Cross Street.**

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**24. Resolution Requesting to explore the possibility of the installation of a “Four-Way Stop” at the intersection of Brook Street and Arnold Street**

**(as opposed to the request for immediate installation).**

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**25. Resolution Requesting the Traffic Engineer to cause the installation of a “Handicap” Sign in front of 715 Union Avenue.**

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**26. Resolution Requesting the Traffic Engineer to cause the flow of traffic on Rugby Street from Thurbers Street to Wyatt Street be a one way, easterly from Rugby Street to Cahill Street.**

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**27. Resolution Requesting the Chief Electrical Inspector to cause the upgrade of the street light on Manton Court on Pole No. 1.**

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**COMMITTEE ON FINANCE**

**COUNCILMAN KEVIN JACKSON, Chairman**

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

**28. An Ordinance Related to Prompt Payment of Snow Removal Contractors.**

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

**29. An Ordinance Repealing Ordinance Chapter No. 1999-41, Number 555, having taken effect on October 19, 1999, Entitled: "An Ordinance Establishing a Tax Stabilization Plan for Gateway Eight, L.P. on behalf of Boston Financial Data Services.**

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

**30. Resolution Authorizing the disbursement of \$18,750.00 from the sale of Real Estate Account (856-4-00000-2500), representing the**

**proceeds of the abandonment of a portion of Wiley Street, northwest of Fillmore Street, in favor of Times 2 Academy and the Douglas Avenue Revitalization Project, to the Capital City Centers, be held in trust for neighborhood project**

**re-investment in a manner consistent with the Charter. This authorizing resolution shall take effect upon passage by the City Council and approved by the Mayor.**

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**31. Resolution Authorizing the disbursement of \$27,490.00 from the sale of Real Estate Account (856-4-00000-2500), representing the proceeds of the abandonment of a portion of Matthew Street, northwest of Fillmore Street, in favor of Times 2 Academy and the Douglas Avenue Revitalization Project, to the Capital City Centers, be held in trust for neighborhood project**

**re-investment in a manner consistent with the Charter. This authorizing resolution shall take effect upon passage by the City Council and approved by the Mayor.**

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**Transmits the Following with Recommendation the Same be Severally Received:**

**32. Resolution Reporting Receipt of Certain Gifts of Moneys by the Board of Park Commissioners for the preservation and care of specified burial lots in North Burial Ground.**

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**33. Resolution Reporting Receipt of Certain Gifts of Moneys by the Board of Park Commissioners for the preservation and care of specified burial lots in North Burial Ground.**

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**COMMITTEE ON ORDINANCES**

**COUNCILWOMAN RITA M. WILLIAMS, Chairwoman**

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

**34. An Ordinance Amending the Code of Ordinances to add an**

**Ordinance Relating to Post Construction – Storm Water Control.**

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**35. An Ordinance Amending the Code of Ordinances to add an Ordinance Relating to Soil Erosion and Sediment Control.**

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

**36. An Ordinance Relating to S25-X Illicit Discharge Detection and Elimination.**

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**37. An Ordinance Amending Section 17-33 in Article I of Chapter 17 of the Code of Ordinances Entitled: “Officers and Employees”.**

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**38. An Ordinance Amending the City of Providence Zoning Ordinance Chapter 1994-24, No. 365, Approved June 27, 1994, As Amended, by Amending Section 103 – Official Zoning Map. (Industrial and Commercial Buildings District)**

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**REPORTS**

**39. Report from Andrew J. Annaldo, Chairman & Secretary, Board of Licenses, dated November 1, 2005 of all monies received for licenses, etc, issued during the quarter ending June 30, 2005.**

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**40. Report from Andrew J. Annaldo, Chairman & Secretary, Board of Licenses of all monies received for licenses, etc, issued during the year ending June 30, 2005.**

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**FROM THE CLERK'S DESK**

**41. Petition from Courtney J. McCracken, Project Manager, Brown University, Department of Facilities Management, Box 1941, Providence, RI 02912, requesting easements be established for “Brown University, HTHW Utility Systems Upgrade, Proposed Utility Easements” on Hope Street, Cushing Street, Thayer Street and Meeting Street due to the proposed construction of new High Temperature Hot Water and Chilled Water utilities.**

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**42. Petitions for Compensation for Injuries and Damages.**

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**PRESENTATION OF RESOLUTIONS**

**“IN CONGRATULATIONS”**

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

**43. Resolution Extending Congratulations.**

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**PRESENTATION OF RESOLUTIONS**

**“IN MEMORIAM”**

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

**44. Resolution Extending Sympathy.**

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## **CONVENTION**

**The City Council will Convene in the Chamber of the City Council, City Hall on THURSDAY, NOVEMBER 17, 2005 at 7:30 o'clock P.M. (E.S.T)**

**MICHAEL R. CLEMENT**  
**CITY CLERK**