

***CITY OF PROVIDENCE
RHODE ISLAND***



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

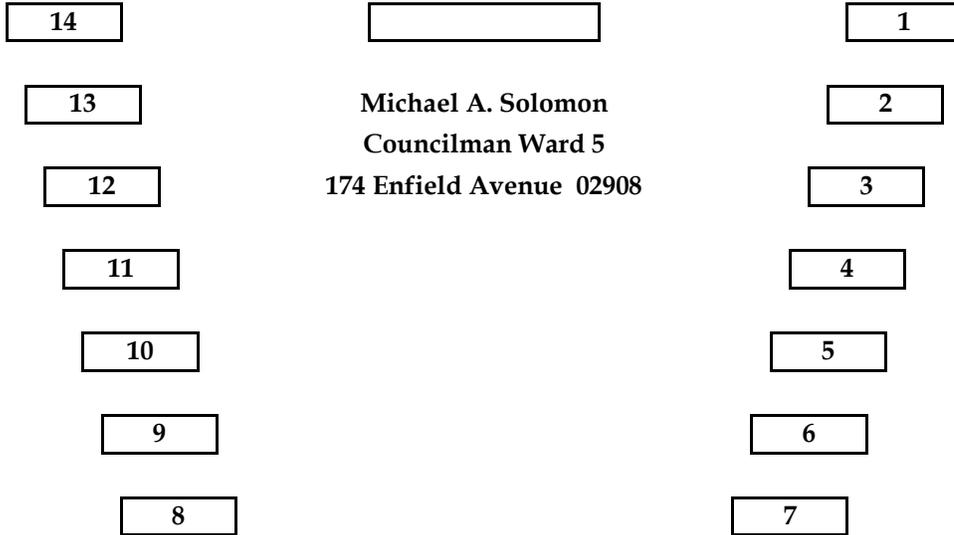
ON

THURSDAY, OCTOBER 17, 2013

***COUNCIL PRESIDENT
MICHAEL A. SOLOMON***

PRESIDING

Council President



- | | | | | | |
|----|----------------------------------------------------------------------------------------------------------|-----|-----|----------------------------------------------------------------------------|-----|
| 1. | Sabina Matos
Councilwoman Ward 15
55 Pocasset Avenue 02909 | (D) | 8. | Kevin Jackson
Councilman Ward 3
91 Jenkins Street 02906 | (D) |
| 2. | Bryan Principe
Councilman Ward 13
89 Hudson Street 02909 | (D) | 9. | Luis A. Aponte
Councilman Ward 10
14 Blundell Street 02905 | (D) |
| 3. | Nicholas J. Narducci, Jr.
Deputy Majority Leader
Councilman Ward 4
36 Langdon Street 02904 | (D) | 10. | Carmen Castillo
Councilwoman Ward 9
381 Potters Avenue 02907 | (D) |
| 4. | Wilbur W. Jennings, Jr.
Councilman Ward 8
115 Sinclair Avenue 02907 | (D) | 11. | Davian Sanchez
Councilman Ward 11
35 Wesleyan Avenue 02907 | (D) |
| 5. | Michael J. Correia
Councilman Ward 6
195 Sisson Street 02909 | (D) | 12. | Samuel D. Zurier
Councilman Ward 2
330 Grotto Avenue 02906 | (D) |
| 6. | Seth Yurdin
Majority Leader
Councilman Ward 1
148 Governor Street 02906 | (D) | 13. | David Salvatore
Councilman Ward 14
250 Nelson Street 02908 | (D) |
| 7. | Terrence M. Hassett
Council President Pro
Tempore
Councilman Ward 12
15 Higgins Avenue 02908 | (D) | 14. | John J. Igliazzi
Councilman Ward 7
19 Legion Memorial Drive
02909 | (D) |

ROLL CALL

INVOCATION

1. The Invocation will be given by Councilwoman Carmen Castillo.

PLEDGE OF ALLEGIANCE

2. Pledge of Allegiance to the Flag of the United States of America led by Councilman Michael J. Correia.

NOMINATION OF MEMBERS TO THE RETIREMENT BOARD

3. Nominations for Election of Two Members to serve on the Retirement Board of the Employees' Retirement System, in accordance with Section 908 of the Providence Home Rule Charter.

APPOINTMENTS BY HIS HONOR THE MAYOR

4. Communication from His Honor the Mayor, dated October 7, 2013, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1101 of the Providence Home Rule Charter of 1980, as amended and Public Law, Chapter 45-50, Sections 1 through 31 passed in 1987, he is this day appointing **Lawrence J. Mancini, Finance Director**, as an ex-officio member of the **Providence Water Supply Board**. (Mr. Mancini will replace Michael Pearis in this capacity)
5. Communication from His Honor the Mayor, dated October 7, 2013, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1101 of the Providence Home Rule Charter of 1980, as amended and Public Law, Chapter 45-50, Sections 1 through 31 passed in 1987, he is this day appointing **Kerri Lynn Thurber** of Providence, as a member of the **Providence Water Supply Board** for a term ending on January 31, 2017. (Ms. Thurber will replace Joan Badway whose term has expired)

CONTINUED BUSINESS

The following Ordinance was in City Council September 12, 2013, and Continued until October 17, 2013:

6. An Ordinance in Amendment of 2009-39, No. 305, Adopted June 19, 2009, Chapter 27, Entitled: "Zoning", Article IX, "Zoning Board of Review," to add a new section Entitled: "Continuances."

ORDINANCE SECOND READING

The Following Ordinances were in City Council October 3, 2013, Read and Passed the First Time and are Severally Returned for Passage the Second Time:

7. An Ordinance Making an Appropriation of Five Million Two Hundred Thirty Thousand Three Hundred Two Dollars (\$5,230,302), for the Water Supply Board Chemical and Sludge Fund for Fiscal Year Ending June 30, 2014.
8. An Ordinance Establishing a Compensation Plan for the Water Supply Board and Repealing Ordinance Chapter 2012-60, Approved October 25, 2012.
9. An Ordinance Establishing the Classes of Positions, the Maximum Number of Employees and the Number of Employees in Certain Classes in the Water Supply Board and Repealing Ordinance Chapter 2012-61, Approved October 25, 2012.
10. An Ordinance Making an Appropriation of Seventy One Million Seven Hundred Ninety Two Thousand Eight Hundred Fifty Four Dollars (\$71,792,854), for the support of the Providence Water Supply Board Fiscal Year ending June 30, 2014.
11. An Ordinance Making an Appropriation of Four Million Nine Thousand Seven Hundred Nineteen Dollars (\$4,009,719), for the Water Supply Board Water Quality Protection Fund for the Fiscal Year June 30, 2014.

12. An Ordinance Making an Appropriation of Thirty Million Four Hundred Sixty One Thousand Two Hundred Thirty Nine Dollars (\$30,461,239), for the Water Supply Board Infrastructure Replacement Program Fund for the Fiscal Year Ending June 30, 2014.
13. An Ordinance Making an Appropriation of Ten Million Fifty Nine Thousand Seven Hundred Five Dollars (\$10,059,705), for the Water Supply Board Capital Fund for the Fiscal Year Ending June 30, 2014.
14. An Ordinance Making an Appropriation of Three Million Five Hundred One Thousand Three Hundred Sixty Four Dollars (\$3,501,364), for the Water Supply Board Insurance Fund for the Fiscal Year Ending June 30, 2014.
15. An Ordinance Making an Appropriation of Three Million Nineteen Thousand Seven Hundred Five Dollars, (\$3,019,705), for the Water Supply Board Meter Replacement Fund for the Fiscal Year Ending June 30, 2014.
16. An Ordinance Making an Appropriation of Five Million Four Hundred Forty Five Thousand One Hundred Eighty One Dollars (\$5,445,181), for the Water Supply Board Revenue Reserve Fund for Fiscal Year Ending June 30, 2014.
17. An Ordinance Making an Appropriation of One Million Eight Hundred Fifty Eight Thousand Seven Hundred Fifty Seven Dollars (\$1,858,757), for the Water Supply Board Equipment Replacement Fund for the Fiscal Year Ending June 30, 2014.
18. An Ordinance Making an Appropriation of Four Hundred Twenty Three Thousand Forty Two Dollars (\$423,042), for the Water Supply Board Property Tax Refund Fund for the Fiscal Year Ending June 30, 2014.
19. An Ordinance Making an Appropriation of Seven Hundred Thirty Nine Thousand Nine Hundred Ninety Four Dollars (\$739,994), for the Water Supply Board Western Cranston Fund for the Fiscal Year Ending June 30, 2014.
20. An Ordinance Making an Appropriation of One Hundred Fifty Two Thousand Nine Hundred Thirty Two Dollars (\$152,932), for the Water Supply Board Scituate Watershed Protection Fund for the Fiscal Year Ending June 30, 2014.

PRESENTATION OF ORDINANCES

COUNCIL PRESIDENT SOLOMON:

21. An Ordinance in Amendment of Chapter 16, Article III of the Code of Ordinances, Entitled: "Noise Control, As Amended."
22. An Ordinance in Amendment of Chapter 16, Article II, "Offenses and Miscellaneous Provisions - Discrimination, is hereby amended to add Sections 16-51 through 16-84, relative to findings of the Council et. al.
23. An Ordinance in Amendment of Chapter 16, Article II, "Offenses and Miscellaneous Provisions" - Discrimination, is hereby amended to add Section 21-28.1 - Qualifications of Parties Doing Business with the city.

24. COUNCILMAN PRINCIPE:

An Ordinance Amending Chapter 16, "Offenses and Miscellaneous Provisions," Article III, "Noise Control." (Trash Compacting and Collection)

25. COUNCILMAN SANCHEZ:

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, to change the Zoning Designation of Plat 45, Lot 911 (246 Prairie Avenue) from R-3 to C-4 and to modify Article III to Permit Research and Development by Special Use Permits in C-4 Zones.

26. An Ordinance Amending *Providence Tomorrow: The Comprehensive Plan* as the city's official Comprehensive Plan, by changing the future land use map for the area bounded by Chester Avenue, Prairie Avenue, and Blackstone Street, identified as Plat 45, Lot 911 (246 Prairie Avenue).

PRESENTATION OF RESOLUTIONS

COUNCIL PRESIDENT SOLOMON (By Request):

27. Resolution Requesting Approval of the following Change Order contract award by the Board of Contract and Supply, in accordance with Section 21-26 of the Code of Ordinances.

MJ Datacorp \$12,400.00

28. Resolution Authorizing Approval of the following sole source contract award by the Board of Contract and Supply, in accordance with Section 21-26 of the Code of Ordinances.

Progreso Latino \$21,690.00

29. Resolution Authorizing Approval of the following sole source contract award by the Board of Contract and Supply, in accordance with Section 21-26 of the Code of Ordinances.

Artsopolis, Inc. \$12,000.00

30. **COUNCIL PRESIDENT SOLOMON:**

Requesting to cancel or abate in whole the taxes assessed upon Assessor's Plat 53, Lot 192 (1007 Broad Street) on behalf of the Providence Redevelopment Agency, in the amount of Seventy Seven Thousand Nine Hundred Forty Five Dollars and Sixty Five (\$77,945.65) Cents.

31. **COUNCILMAN CORREIA:**

Resolution Requesting the Traffic Engineer to cause the installation of a "Dead End" Sign located on Ada Street at Rushmore Avenue.

32. Resolution Requesting the Director of Public Works to cause the repair of the sidewalk located at 84 Hendrick Street.

33. **COUNCILMAN NARDUCCI:**

Resolution Requesting the Chief Electrical Inspector to cause the repair and/or replacement of the street lighting on Pole Numbers 2, 4, 6 and 22 located on Langdon Street.

34. Resolution Urging the General Assembly to increase the Reimbursement Rate for the State's Payment in Lieu of Taxes Program."

35. **COUNCILMAN ZURIER:**

Resolution Requesting to Protect the Public's Right of Reasonable Access to the city streets during Promotional Road Races.

REPORTS FROM COMMITTEES

**SPECIAL COMMITTEE ON WAYS AND MEANS
COUNCILMAN DAVID SALVATORE, Chairman**

Transmits the Following with Recommendation the Same Be Adopted, As Amended:

36. An Ordinance Amending Chapter 2, "Administration," Article IX ½, "Department of Planning and Urban Development."

37. **Transmits the Following with Recommendation the Same Be Severally Approved:**

Resolution Requesting to cancel or abate in whole the taxes assessed upon Assessor's Plat 52, Lot 0348 and Lot 0570 (143 Adelaide Street), on behalf of the Providence Redevelopment Agency.

38. Communication dated August 29, 2013, 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 Public Law, Chapter 45-50, Sections 1 through 31 passed in 1987, he is this day appointing Janet Freedman of Providence, as a member of the Providence Harbor Management Commission for a term to expire on December 31, 2015, and respectfully submits the same for your approval.

39. Communication dated August 29, 2013, 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 Public Law, Chapter 45-50, Sections 1 through 31 passed in 1987, he is this day appointing Edythe Warren of Providence, as a member of the Providence Harbor Management Commission for a term to expire on December 31, 2015, and respectfully submits the same for your approval.
40. Communication from his Honor the Mayor, dated September 27, 2013, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 813 of the Providence Home Rule Charter of 1980, as amended and Public Law, Chapter 45-50, Sections 1 through 31 passed in 1987, he is this day appointing Lawrence Mancini as Finance Director, effective October 7, 2013, and respectfully submits the same for your approval.

41. **SPECIAL COMMITTEE ON EDUCATION,
COUNCILMAN SAMUEL D. ZURIER, Chairman**

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

An Ordinance Amending a Compensation Plan for the Providence School Department and Amending Ordinance Chapter 2013-22, No. 267, Approved June 13, 2013.

42. An Ordinance Establishing the Classes of Positions, the Maximum Number of Employees and the Employees in certain classes in the Providence School Department and Amending Ordinance Chapter 2013-23, No. 268, Approved June 13, 2013.

COMMUNICATIONS AND REPORTS

43. Communication from Anna M. Stetson, City Clerk, dated October 2, 2013, of all monies received and transmitted to and credited by the City Collector for fiscal quarter of July 1, 2013 to and including September 30, 2013, in the amount of One Thousand One Hundred Eighty Eight (\$1,188.00) Dollars.

FROM THE CLERK'S DESK

44. Petitions for Compensations for Injuries and Damages.

PRESENTATION OF RESOLUTIONS "IN CONGRATULATIONS"

COUNCIL PRESIDENT SOLOMON and MEMBERS OF THE CITY COUNCIL:

45. Resolution Extending Congratulations.

PRESENTATION OF RESOLUTIONS "IN MEMORIAM"

COUNCIL PRESIDENT SOLOMON and MEMBERS OF THE CITY COUNCIL:

46. Resolution Extending Sympathy.

CONVENTION

The City Council will Convene in the Chamber of the City Council, City Hall on
THURSDAY, OCTOBER 17, 2013 AT 7:00 O'CLOCK P.M.

**ANNA M. STETSON
CITY CLERK**