

***CITY OF PROVIDENCE
RHODE ISLAND***



DOCKET OF THE REGULAR COUNCIL MEETING

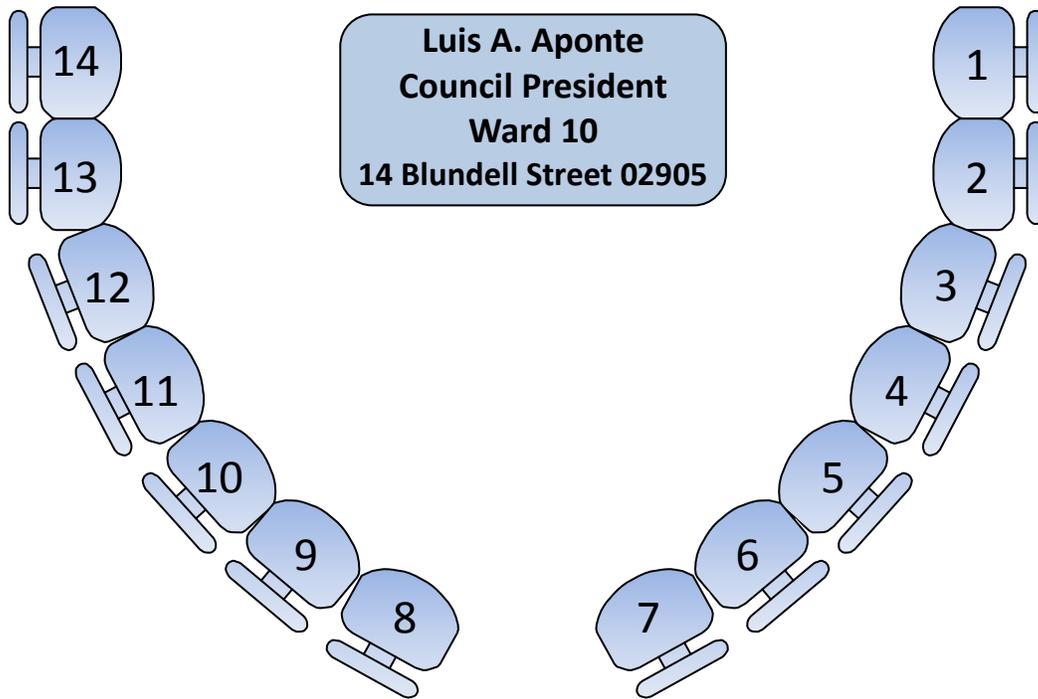
OF THE CITY COUNCIL

ON

THURSDAY, MARCH 3, 2016

***COUNCIL PRESIDENT
LUIS A. APONTE***

PRESIDING



1. **Sabina Matos**
Council President Pro Tempore
Councilwoman Ward 15
55 Pocasset Avenue 02909
2. **Bryan Principe**
Councilman Ward 13
89 Hudson Street 02909
3. **Nicholas J. Narducci, Jr.**
Councilman Ward 4
36 Langdon Street 02904
4. **Wilbur W. Jennings, Jr.**
Councilman Ward 8
115 Sinclair Avenue 02907
5. **Michael J. Correia**
Deputy Majority Leader
Councilman Ward 6
195 Sisson Street 02909
6. **Seth Yurdin**
Councilman Ward 1
148 Governor Street 02906
7. **Terrence M. Hassett**
Senior Deputy Majority Leader
Councilman Ward 12
15 Higgins Avenue 02908

8. **Kevin E. Jackson**
Majority Leader
Councilman Ward 3
91 Jenkins Street 02906
9. **Jo-Ann Ryan**
Councilwoman Ward 5
590 Pleasant Valley Parkway 02908
10. **Carmen Castillo**
Councilwoman Ward 9
381 Potters Avenue 02907
11. **Mary Kay Harris**
Councilwoman Ward 11
304 Pearl Street 02907
12. **Samuel D. Zurier**
Councilman Ward 2
330 Grotto Avenue 02906
13. **David Salvatore**
Councilman Ward 14
250 Nelson Street 02908
14. **John J. Igliazzi**
Councilman Ward 7
19 Legion Memorial Drive 02909

ROLL CALL

INVOCATION

1. The Invocation will be given by Councilman Terrence M. Hassett.
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PLEDGE OF ALLEGIANCE

2. Pledge of Allegiance to the Flag of the United States of America Led by Councilman John J. Igliazzi.
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APPOINTMENTS BY HIS HONOR THE MAYOR

3. Communication from His Honor the Mayor, dated February 18, 2016, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1103 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 **Lucy Rose**, of One Amy Street, Providence, Rhode Island 02906, as a member of the **Human Relations Commission** for a term ending on January 31, 2019, and respectfully submits the same for your approval. (Ms. Rose fills a vacant position on the Commission, formerly filled by Elvys Ruiz.)
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4. Communication from His Honor the Mayor, dated February 18, 2016, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1103 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 re-appointing **Cesar Teo**, of 24 Fern Street, Providence, Rhode Island 02908, as a member of the **Human Relations Commission** for a term ending on January 31, 2019, and respectfully submits the same for your approval.

5. Communication from His Honor the Mayor, dated February 18, 2016, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1009 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 re-appointing **Marc Greenfield**, of 56 Alumni Avenue, Providence, Rhode Island 02906, as the Chairman of the **Zoning Board of Review** for a term ending on January 31, 2021, and respectfully submits the same for your approval.

6. Communication from His Honor the Mayor, dated February 18, 2016, 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 **Mary B. Shekarchi, Esquire**, of 282 Blackstone Boulevard, Providence, Rhode Island 02906, as a member of the **Providence Harbor Management Commission** for a term to expire on December 31, 2018, and respectfully submits the same for your approval.

7. Communication from His Honor the Mayor, dated February 18, 2016, 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 **Nancy Kirsch**, of 106 Freeman Parkway, Providence, Rhode Island 02906, as a member of the **Board of Tax Assessment and Review** for a term to expire on January 31, 2019, and respectfully submits the same for your approval.

8. Communication from His Honor the Mayor, dated February 26, 2016, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 701 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 **Diagneris Garcia**, of 16 Wallace Street, Providence, Rhode Island 02909, as a member of the **Providence School Board** for a term to expire on January 31, 2018, and respectfully submits the same for your approval. (Ms. Garcia replaces Keith Oliveira who has resigned.)

9. Communication from His Honor the Mayor, dated February 24, 2016, 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 General Law 45-42.1-3, as well as Zoning Ordinance 501.1(c), he is this day appointing **Victoria Wilson**, of 84 Melrose Street, Providence, Rhode Island 02907, as a member of the **Historic District Commission** for a term to expire on September 30, 2018. (Ms. Wilson replaces Jon Couture whose term has expired)

10. Communication from His Honor the Mayor, dated February 23, 2016, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1011 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 **Manuel Cordero Alvarado**, of 48 Hammond Street, Providence, Rhode Island 02909, as a member of the **Providence Redevelopment Agency** for a term ending on January 1, 2021.

11. Communication from His Honor the Mayor, dated February 18, 2016, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 701(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 re-appointing **J. Aaron Regunberg**, of 62 Camp Street, Providence, Rhode Island 02906, as a member of the **School Board Nominating Committee** for a term ending on January 31, 2019.

12. Communication from His Honor the Mayor, dated February 18, 2016, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 701(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 re-appointing **Delia Rodriguez-Masjoan**, of 25 Devereux Street, Providence, Rhode Island 02909, as a member of the **School Board Nominating Committee** for a term ending on January 31, 2019.

13. Communication from His Honor the Mayor, dated February 18, 2016, Informing the Honorable Members of the City Council that pursuant to Section 302(b) of the Providence Home Rule Charter of 1980, as amended, Section 502.1 of the Code of Ordinances of the City of Providence, and Public Law, Chapter 45-50, Sections 1 through 31 passed in 1987, he is this day re-appointing Architect **Kyle Bamrick**, of 33 Lois Avenue, Providence, Rhode Island 02908, as an alternate member-architect of the **Downcity Design Review Committee** for a term ending on January 31, 2019.

14. Communication from His Honor the Mayor, dated February 18, 2016, Informing the Honorable Members of the City Council that pursuant to Section 302(b) of the Providence Home Rule Charter of 1980, as amended, Section 502.1 of the Code of Ordinances of the City of Providence, and Public Law, Chapter 45-50, Sections 1 through 31 passed in 1987, he is this day re-appointing **John Rupp**, Associate General Counsel at Textron, Inc, 400 Westminster Street, Providence, as an alternate member-property owner representative of the **Downcity Design Review Committee** for a term ending on January 31, 2019.

15. Communication from His Honor the Mayor, dated February 18, 2016, 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 re-appointing **Joseph Cataldi**, of 30 Hagan Street, Providence, Rhode Island 02904, as a member of the **Providence Water Supply Board** for a term ending on January 31, 2020.

16. Communication from His Honor the Mayor, dated February 18, 2016, 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 Section 502.1 of the Code of Ordinances of the City of Providence, he is this day re-appointing **Mr. Allesandro Montanari**, of 31 Foch Avenue, Providence, Rhode Island, 02904 as a member of the **Narragansett Bay Water Quality Management District Commission** for a term to expire on January 31, 2019.

17. Communication from His Honor the Mayor, dated February 18, 2016, 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 re-appointing **Elli Panichas**, of 32 Jacqueline Drive, Providence, Rhode Island, 02909 as a member of the **Board of Park Commissioners** for a term to expire on January 31, 2020.

ORDINANCE(S) SECOND READING

The Following Ordinances were in City Council February 18, 2016, Read and Passed the First Time and are Returned for Passage the Second Time:

18. An Ordinance Approving and Adopting the Port Redevelopment Plan, Dated July 2015 and Amending in its entirety the prior Port of Providence Redevelopment Plan. (*Councilman Principe, By Request*)

19. 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 November 24, 2014, As Amended, to change the Zoning District of Plat 86, Lot 619. (177 Everett Avenue) (*Councilman Zurier*)

20. An Ordinance in Amendment of Chapter 27 of the Ordinances of the City of Providence, Entitled: "The City of Providence Zoning Ordinance", Approved November 24, 2014, As Amended, to change certain text in Articles 2, 5, 12, 14, 16 and 20, and to Amend the Official Zoning Map. (*Council President Aponte, By Request*)

21. 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 November 24, 2014, as Amended, to Change the Zoning District on the Official Zoning Map for 19 and 21 Planet Street (Plat 12, Lot 132 and a Portion of Plat 12, Lot 303) from R-2 to C-2.

PRESENTATION OF RESOLUTIONS

22. **COUNCILWOMAN HARRIS, COUNCILMAN PRINCIPE, (By Request):**

Resolution Requesting the Tax Assessor to cancel or abate in whole the taxes assessed upon Assessor's Plat 019, Lot 120 (5 Exchange Street), on behalf of the Providence Redevelopment Agency, in the amount of One Hundred Eighteen Thousand Eight Hundred Forty Seven Dollars and Sixty Three (\$118,847.63) Cents, and that the property is declared exempt in accordance with Rhode Island General Law 45-32-40 while under PRA ownership.

23. Resolution Requesting the Tax Assessor to cancel or abate in whole the taxes assessed upon Assessor's Plat 065, Lot 485 (11 Alton Street), on behalf of the Providence Redevelopment Agency, in the amount of Nine Thousand Four Hundred Seventy Seven Dollars and Forty Four (\$9,477.44) Cents, and that the property is declared exempt in accordance with Rhode Island General Law 45-32-40 while under PRA ownership.

24. Resolution Requesting the Tax Assessor to cancel or abate in whole the taxes assessed upon Assessor's Plat 049, Lot 603 (327 Elmwood Avenue), on behalf of the Providence Redevelopment Agency, in the amount of Five Thousand Three Hundred Twenty Seven Dollars and Twelve (\$5,327.12) Cents, and that the property is declared exempt in accordance with Rhode Island General Law 45-32-40 while under PRA ownership.

25. Resolution Requesting the Tax Assessor to cancel or abate in whole the taxes assessed upon Assessor's Plat 027, Lot 292 (345 Harris Avenue), on behalf of the Providence Redevelopment Agency, in the amount of Forty One Thousand Five Hundred Thirty Eight Dollars and Fifty Six (\$41,538.56) Cents, and that the property is declared exempt in accordance with Rhode Island General Law 45-32-40 while under PRA ownership.
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26. **COUNCILMAN JENNINGS**

Resolution Requesting the City of Providence donate a 1987 MAC FT Red Fire Truck, Plate No. 1174, Vin No. 1M2A131C2HM002246, an obsolete piece of equipment to Zacapa, Guatemala.

27. **COUNCILMAN JENNINGS, COUNCILMAN YURDIN,
COUNCILWOMAN HARRIS**

Resolution Expressing Support for the Middle Passage Project.

28. **COUNCILMAN YURDIN**

Resolution Reconvening the Open Providence Commission and Requesting a Progress Report on the Implementation of its Recommendations.

29. Resolution Endorsing and Urging Passage by the General Assembly of Senate Bill 2016 S-2490, An Act Relating to Courts and Civil Procedure - Courts - Domestic Assault.
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30. Resolution Endorsing and Urging Passage by the General Assembly of Senate Bill 2016 S-2492, An Act Relating to Criminal Offenses - Weapons.
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REPORT(S) FROM COMMITTEE

**COMMITTEE ON PUBLIC WORKS
COUNCILMAN MICHAEL J. CORREIA, Chairman**

Transmits the Following with Recommendation the Same be Received and Approved:

31. Communication from Natale D. Urso, PE, PTOE, Deputy City Engineer, dated January 22, 2016, submitting the Construction and Maintenance Agreement for Intersection Safety Improvements to Francis Street at Memorial Boulevard.
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**COMMITTEE ON ORDINANCES
COUNCILMAN TERRENCE M. HASSETT, Chairman**

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 November 24, 2014, as Amended, to Change the Zoning District on the Official Zoning Map for 304, 314 and 316 Branch Avenue and 19 Metcalf Street (Plat 74 Lot 1, 3, 9 and 8) and 27 Flora Street (Plat 71 Lot 563) from C-1 to C-2.
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COMMITTEE ON FINANCE
COUNCILMAN JOHN J. IGLIOZZI, Chairman

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

33. An Ordinance Establishing a Tax Stabilization Agreement for McInnis USA, Inc. (*Council President Aponte, By Request*)
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34. An Ordinance Relating to Article IV, Chapter 17, Section 17-192(f) of the Code of Ordinances. (Disability Waiver Request). (*Council President Aponte, By Request*)
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35. An Ordinance Amending a Compensation Plan for the Providence School Department and Amending Ordinance Chapter 2015-53, No. 491, Approved October 5, 2015. (*Council President Aponte, By Request*)
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Transmits the Following with Recommendation the Same be Severally Adopted:

36. An Ordinance Making an Appropriation of Three Hundred Fifty Million One Hundred One Thousand and Eight Hundred Sixty Eight Dollars (\$354,101,868), for the Support of the Providence School Department for the Fiscal Year Ending June 30, 2016, and Amending Ordinance Chapter 2015-52, No. 490, Approved October 5, 2015. (*Council President Aponte, By Request*)
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37. 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 2015-54, No. 492, Approved October 5, 2015. (*Council President Aponte, By Request*)
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Transmits the Following with Recommendation the Same be Approved:

38. Resolution Authorizing the Implementation of the City's Deficit Reduction Plan.
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FROM THE CLERK'S DESK

39. Petitions for Compensation for Injuries and Damages.
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**PRESENTATION OF RESOLUTIONS
"IN CONGRATULATIONS"**

40. **COUNCIL PRESIDENT APONTE AND MEMBERS OF THE
CITY COUNCIL**

Resolution Extending Congratulations.

**PRESENTATION OF RESOLUTIONS
"IN MEMORIAM"**

**41. COUNCIL PRESIDENT APONTE AND MEMBERS OF THE
CITY COUNCIL**

Resolution Extending Sympathy.

CONVENTION

The City Council will Convene in the Chamber of the City Council, City Hall
on **Thursday, March 3, 2016 at 7:00 o'clock PM.**



**LORI L. HAGEN
CITY CLERK**

*Click on the below link to view an electronic version of the agenda with supporting
documentation*

http://providenceri.ig2.com/Citizens/Detail_Meeting.aspx?ID=3222