

CITY OF PROVIDENCE

RHODE ISLAND



DOCKET OF THE REGULAR COUNCIL MEETING

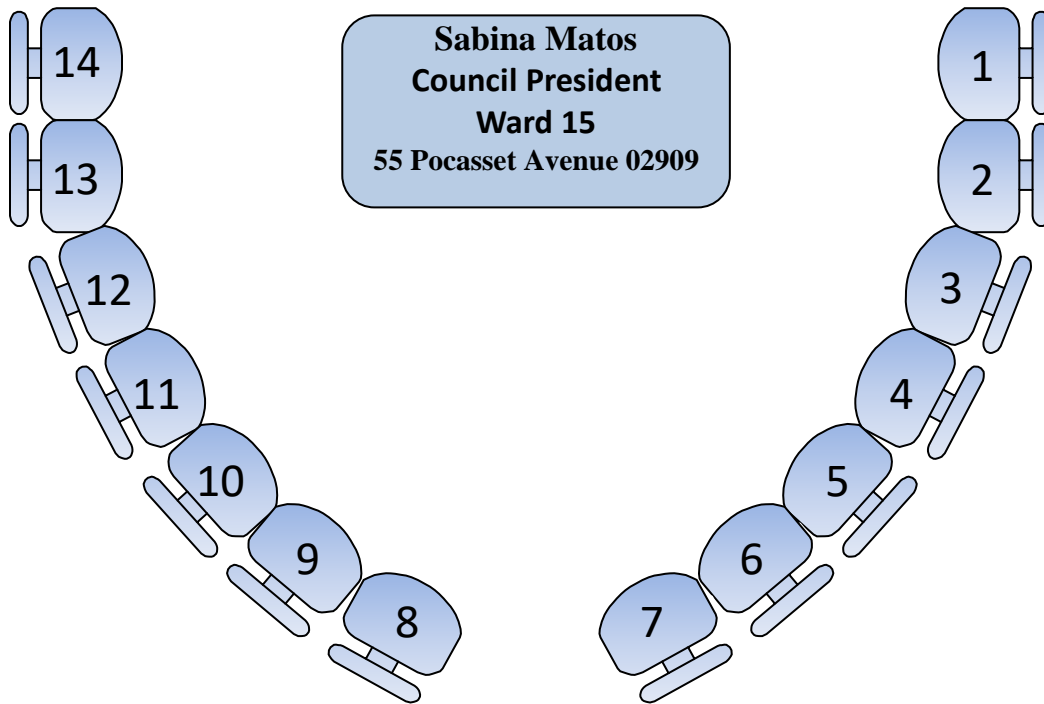
OF THE CITY COUNCIL

ON

THURSDAY, JANUARY 16, 2020

***COUNCIL PRESIDENT
SABINA MATOS***

PRESIDING



1. David A. Salvatore
Councilman Ward 14
711 Academy Avenue 02908

2. Nirva R. LaFortune
Councilwoman Ward 3
4 Greaton Drive 02906

3. Nicholas J. Narducci, Jr.
Senior Deputy Majority Leader
Councilman Ward 4
20 Dorothy Avenue 02904

4. James E. Taylor
Councilman Ward 8
6 Thurston Street 02907

5. Michael J. Correia
Council President Pro Tempore
Councilman Ward 6
87 Gray Street, Unit 1 02909

6.

7. Jo-Ann Ryan
Majority Leader
Councilwoman Ward 5
590 Pleasant Valley Parkway 02908

8. Carmen Castillo
Councilwoman Ward 9
381 Potters Avenue 02907

9. Rachel M. Miller
Councilwoman Ward 13
74 Willow Street 02909

10. Katherine A. Kerwin
Councilwoman Ward 12
39 Jewett Street 02908

11. Helen D. Anthony
Councilwoman Ward 2
654 Angell Street 02906

12. Pedro J. Espinal
Councilman Ward 10
179 Massachusetts Avenue
Providence, RI 02905

13. Mary Kay Harris
Deputy Majority Leader
Councilwoman Ward 11
304 Pearl Street 02907

14. John J. Iglizoi
Majority Whip
Councilman Ward 7
19 Legion Memorial Drive 02909

ROLL CALL

INVOCATION

1. The Invocation will be given by Councilwoman Helen D. Anthony.
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PLEDGE OF ALLEGIANCE

2. Pledge of Allegiance to the Flag of the United States of America Led by Councilwoman Carmen Castillo.
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APPROVAL OF MINUTES

3. Journal of Proceedings No. 1 of the Regular Meeting of the City Council held January 2, 2020.
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ELECTION

4. Election of Three (3) Members to the Providence External Review Authority (PERA).
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APPOINTMENTS BY HIS HONOR THE MAYOR

5. Communication from His Honor the Mayor, dated January 10, 2020, 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 and Public Law, Chapter 45-50, Sections 1 through 31 passed in 1987, he is this day appointing **Carrie Zaslow** of 247 Cypress Street, Providence, Rhode Island 02906, as a member of the **Board of Tax Assessment and Review** for a term to expire on January 31, 2021, and respectfully submits the same for your approval. (Ms. Zaslow replaces Mr. Troiano who has resigned.)

6. Communication from His Honor the Mayor, dated January 10, 2020, 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 re-appointing **Nina Pande** of 182 Adelaide Avenue, Providence, Rhode Island 02907, as a member of the **Providence School Board** for a term to expire on January 31, 2023, and respectfully submits the same for your approval.

7. Communication from His Honor the Mayor, dated January 10, 2020, 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 re-appointing **Kinzel Thomas** of 84 Armington Avenue, Providence, Rhode Island 02908, as a member of the **Providence School Board** for a term to expire on January 31, 2023, and respectfully submits the same for your approval.

PRESENTATION OF ORDINANCES

8. **COUNCILMAN IGLIOZZI, (By Request):**

An Ordinance Relating to Article IV, Chapter 17, Section 17-192(F) of the Code of Ordinances (Disability Waiver Request). (Sherry Hall)

9. An Ordinance Relating to Article IV, Chapter 17, Section 17-192(F) of the Code of Ordinances (Disability Waiver Request). (Nicholas Simone)
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LETTER OF RESIGNATION

10. Communication from Seth Yurdin, dated January 2, 2020, submitting his resignation as a Member of the Providence City Council.
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PRESENTATION OF RESOLUTIONS

11. **COUNCIL PRESIDENT MATOS (By Request):**

Resolution Declaring a vacancy in the office of a member of the City Council from the First Ward of the City of Providence, and ordering that a Special Election be held for the purpose of filling said vacancy in accordance with Section 206 of the Providence Home Rule Charter of 1980, As Amended.

12. **COUNCILMAN ESPINAL, COUNCIL PRESIDENT MATOS, COUNCILMAN CORREIA, COUNCILWOMEN ANTHONY, HARRIS, MILLER AND RYAN**

Resolution Requesting the Providence Redevelopment Agency, the Director of the Providence Planning Department, and the Providence City Plan Commission to review the Urban Renewal Plans for purposes of recommending any modifications, expansions, or extension to the Urban Renewal Plans that may be necessary to ensure the prevention of any degradation of the environment, public health, or surrounding property values in the Port of Providence or its surrounding communities.

13. **COUNCILWOMAN HARRIS**

Resolution Requesting the Department of Inspection and Standards to cause the immediate demolition of 215-217 Althea Street due to its dangerous conditions it poses to the community as well as pedestrian foot traffic in the area.

14. **COUNCILMAN SALVATORE, COUNCIL PRESIDENT MATOS, COUNCILMAN CORREIA, COUNCILWOMAN ANTHONY, COUNCILMAN ESPINAL AND COUNCILWOMAN RYAN**

Resolution Endorsing and Urging Passage by the General Assembly of Senate Bill 2020 S-2004, An Act Relating to Criminal Offenses - Weapons.

15. **COUNCILMAN SALVATORE, COUNCIL PRESIDENT MATOS, COUNCILMAN CORREIA, COUNCILWOMEN HARRIS, MILLER, COUNCILMAN NARDUCCI AND COUNCILWOMAN RYAN**

Resolution Requesting the Director of Public Property and the Mayor's Administration furnish monthly reports to the City Council that detail the location, type, and cost of all school building repairs that are ongoing in the City, including both capital and facility improvements, as well as a detailed outline of the administration's plan to address the facility and capital improvement needs of all public school buildings within the City moving forward.

REPORT(S) FROM COMMITTEE

**COMMITTEE ON FINANCE
COUNCILMAN JOHN J. IGLIOZZI, Chairman**

Transmits the Following with Recommendation the Same be Approved:

16. Resolution Authorizing Approval of the following Contract Award by the Board of Contract and Supply, in accordance with Section 21-26 of the Code of Ordinances of the City of Providence.

Asana	\$51,953.50
(Information Technology)	
<i>(Sponsored by Council President Matos, By Request)</i>	

Transmits the Following with Recommendation the Same be Received and Approved, As Amended:

17. Communication from His Honor the Mayor, dated December 13, 2019, 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 **Chace Baptista** of 55 Greenville Avenue, North Providence, Rhode Island 02911, as a member of the **Human Relations Commission** for a term to expire on January 31, 2023 and respectfully submits the same for your approval.
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Transmits the Following with Recommendation the Same be Severally Received and Approved:

18. Communication from His Honor the Mayor, dated December 13, 2019, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1013 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 **Harrison Bilodeau** of 137 Power Street, Providence, Rhode Island 02906, as a real estate, development or finance category member of the **City Plan Commission**, for a term to expire on January 31, 2025, and respectfully submits the same for your approval.
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19. Communication from His Honor the Mayor, dated December 13, 2019, 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 **Ms. Bianca Rodriguez** of 74 Sawyer Street, Providence, Rhode Island 02907, as a member of the **Zoning Board of Review** for term to expire on January 31, 2025, and respectfully submits the same for your approval.
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20. Communication from His Honor the Mayor, dated December 13, 2019, 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 and Public Law, Chapter 45-50, Sections 1 through 31 passed in 1987, he is this day re-appointing **Dylan B. Conley** of 82 Dexter Street, Providence, Rhode Island 02909, as a member of the **Board of Licenses** for a term to expire on January 17, 2023, and respectfully submits the same for your approval.

21. Communication from His Honor the Mayor, dated December 13, 2019, 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 and Public Law, Chapter 45-50, Sections 1 through 31 passed in 1987, he is this day re-appointing **Charles C. Newton** of 45 Larch Street, Providence, Rhode Island 02906, as a member of the **Board of Licenses** for a term to expire on January 31, 2023, and respectfully submits the same for your approval.

22. Communication from His Honor the Mayor, dated December 17, 2019, 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 re-appointing **Bruce Bartel** of 114 Jastram Street, Providence, Rhode Island 02908, as a civil engineer member of the **Building Board of Review** for a term to expire on January 1, 2025, and respectfully submits the same for your approval.

23. Communication from His Honor the Mayor, dated December 17, 2019, 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 re-appointing **Nelson Ferreira** of 28 Wolcott Street, Providence, Rhode Island 02909, as a member of the **Building Board of Review** for a term to expire on January 1, 2025, and respectfully submits the same for your approval.
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FROM THE CLERK'S DESK

24. Petition from Dylan Conley, Esquire, requesting to amend Article 4, Table 4-1, Entitled: "Residential District Dimensional Standards" of the Official Zoning Ordinance of the City of Providence, and also requesting a Zone Change for the property located on Assessor's Plat 28, Lot 932 (193 Vinton Street), from R-3 to R-4.
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25. Petitions for Compensation for Injuries and Damages.
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COMMUNICATIONS AND REPORTS

26. Communication from Lawrence J. Mancini, Chief Financial Officer and Nicole Pollock, Chief of Staff, dated December 30, 2019, submitting the revenues and expenditure projections for fiscal years 2021 through 2025, pursuant to Ordinance No. 388, Chapter 2011-22.
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27. Communication from Shawn Selleck, City Clerk, dated January 3, 2020, of all monies received, transmitted to and credited by the City Collector for fiscal quarter of October 1, 2019 to and including December 31, 2019, in a total amount of One Thousand Nine Hundred Forty Six Dollars and Five Cents (\$1,946.05).
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**PRESENTATION OF RESOLUTIONS
"IN CONGRATULATIONS"**

28. **COUNCIL PRESIDENT MATOS AND MEMBERS OF THE
CITY COUNCIL**

Resolution Extending Congratulations.

**PRESENTATION OF RESOLUTIONS
"IN MEMORIAM"**

29. **COUNCIL PRESIDENT MATOS 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, January 16, 2020 at 7:00 o'clock P.M.**



**SHAWN SELLECK
CITY CLERK**

City of Providence
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

CHAPTER

No. **AN ORDINANCE RELATING TO ARTICLE IV, CHAPTER 17, SECTION 17-192(F) OF THE CODE OF ORDINANCES (DISABILITY WAIVER REQUEST)**

Be it ordained by the City of Providence:

SECTION 1. Notwithstanding the language of Section 17-189(6) of the Code of Ordinances which provides that the application to accomplish such [accidental disability] retirement must be filed within eighteen (18) months of the date of the accident,” the Retirement Board of the City of Providence, may consider and act upon the accidental disability retirement application of Sherry Hall, even though more than eighteen (18) months have passed since the date of the accident which is the averred proximate cause of the above-named applicant for a disability retirement allowance.

SECTION 2. Said application shall be subject to and considered in accordance with all other applicable ordinances, regulations, standards and practices relating to accidental disability retirement applications.

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

City of Providence
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

CHAPTER

No. **AN ORDINANCE RELATING TO ARTICLE IV, CHAPTER 17, SECTION 17-192(F) OF THE CODE OF ORDINANCES (DISABILITY WAIVER REQUEST)**

Be it ordained by the City of Providence:

SECTION 1. Notwithstanding the language of Section 17-189(6) of the Code of Ordinances which provides that the application to accomplish such [accidental disability] retirement must be filed within eighteen (18) months of the date of the accident,” the Retirement Board of the City of Providence, may consider and act upon the accidental disability retirement application of Nicholas Simone, even though more than eighteen (18) months have passed since the date of the accident which is the averred proximate cause of the above-named applicant for a disability retirement allowance.

SECTION 2. Said application shall be subject to and considered in accordance with all other applicable ordinances, regulations, standards and practices relating to accidental disability retirement applications.

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

RESOLUTION OF THE CITY COUNCIL

No.

WHEREAS, Section 206(a)(4) of the Providence Home Rule Charter of 1980 provides that in the event an incumbent elected official resigns, the City Council shall declare the office held by the resignee vacant; and

WHEREAS, The resignation of the Councilman Seth Yurdin has caused a vacancy to exist in the Office of a Member of the City Council from the Tenth Ward; and

WHEREAS, Said vacancy did occur more than one hundred eighty (180) days before the time of holding the next succeeding regular city election; and

WHEREAS, In accordance with the provisions of Section 206(b) of the Providence Home Rule of 1980, a Special Election for the purpose of filling a vacancy for the remainder of such person's term, such special election to be held within ninety (90) days of the date of the occurrence of said vacancy; and

WHEREAS, Section 17-15-3 of the General Law of the State of Rhode Island provides that a primary election for the nomination of such city or town officials shall be held and the local board shall fix the date thereof; provided, however, that said primary election shall have been held by the thirtieth (30) day preceding the date fixed for said election.

NOW, THEREFORE, BE IT RESOLVED, That pursuant to Section 206(a)(4) of the Providence Home Rule Charter of 1980, the City Council declares that a vacancy exists in the Office of a Member of the City Council from the First Ward caused by the resignation of the Councilman Seth Yurdin, and that in accordance with Section 206(b) of the Providence Home Rule Charter of 1980, the City Council does hereby order that a Special Election be held for the purpose of filling said vacancy, within ninety (90) days of the occurrence; and

BE IT FURTHER RESOLVED, That the Board of Canvassers and Registration of the City of Providence, and all other officers whose duty it is to prepare for elections, are hereby requested and notified to make such preparations for said Special Election as required by law; and

BE IT FURTHER RESOLVED, That the City Clerk is directed to cause a certified copy of this Resolution to be transmitted to the Board of Canvassers and Registration and also that a certified copy of this Resolution be transmitted to the State Board of Elections and to the Honorable Secretary of State.

RESOLUTION OF THE CITY COUNCIL

No.

WHEREAS, The Providence Redevelopment Agency has the authority to formulate and submit Urban Renewal Plans for Urban Renewal Areas throughout the City of Providence; and

WHEREAS, The Providence City Plan Commission, which is the duly designated and acting official planning body for the City, and

WHEREAS, Upon receipt of an Urban Renewal Plan from the Providence Redevelopment Agency, the Providence City Plan Commission will review said Urban Renewal Plans and provide a report with recommendations to the Providence City Council; and

WHEREAS, Pursuant to the recommendations of the Providence City Plan Commission, the Providence City Council approved certain Urban Renewal Plans created by the Providence Redevelopment Agency, specifically The Trinity Gateway Revitalization Project (Chapter 1983-19, May 3, 1983), The Upper South Providence Redevelopment Project (Chapter 1984-17, March 9, 1984), and The Port Project (Chapter 1984-23, March 23, 1984) (hereinafter collectively referred to as the "Urban Renewal Plans"); and

WHEREAS, Said Urban Renewal Plans approved by the Providence City Council were implemented to address the Urban Renewal Areas located in and around the Port of Providence including its surrounding neighborhoods; and

WHEREAS, According to the Rhode Island Department of Health, the residential communities adjacent to the Port of Providence have some of the highest rates of childhood asthma and emergency department visits among children on Medicaid with asthma in the City of Providence.

NOW, THEREFORE, BE IT RESOLVED, That the City Council of the City of Providence instructs the Providence Redevelopment Agency, the Director of the Providence Planning Department, and the Providence City Plan Commission to review the Urban Renewal Plans for purposes of recommending any modifications, expansions, or extension to the Urban Renewal Plans that may be necessary to ensure the prevention of any degradation of the environment, public health, or surrounding property values in the Port of Providence or its surrounding communities.

BE IT FURTHER RESOLVED, That should the Providence Redevelopment Agency, Director of the Providence Planning Department, or the Providence City Plan Commission in reviewing the Urban Renewal Plans determine that additional action must be taken outside of the scope of the Urban Renewal Plans in order to protect the environment, public health, or surrounding property values of the Port of Providence or its surrounding neighborhoods, that a report be provided to the City Council recommending said additional action.

BE IT FURTHER RESOLVED, That, upon passage, a copy of this resolution will be sent to the Director of the Providence Redevelopment Agency, the Director of the Providence Planning Department, and the Providence City Plan Commission.

RESOLUTION OF THE CITY COUNCIL

No.

RESOLVED, That the Department of Inspection and Standards is requested to cause the immediate demolition of 215-217 Althea Street due to its dangerous conditions it poses to the community as well as pedestrian foot traffic in the area.

City of Providence
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

RESOLUTION OF THE CITY COUNCIL

No.

RESOLVED, That the Members of the Providence City Council
hereby Endorse and Urge Passage by the General Assembly of Senate Bill 2020
S-2004, An Act Relating to Criminal Offenses - Weapons.

RESOLUTION OF THE CITY COUNCIL

No.

WHEREAS, In November 2018 Rhode Island voters approved a ballot measure authorizing a \$250,000,000 bond for public school improvements throughout Rhode Island; and

WHEREAS, In November, 2018, Providence voters approved a ballot measure authorizing \$160,000,000 in municipal bond financing to maintain and improve the City's inventory of school buildings; and

WHEREAS, At its February 7, 2019 regular meeting, the Providence City Council passed a resolution approving the Mayor's proposal to bond up to \$20,000,000 for purposes of improving the health and safety of the City's public schools, and

WHEREAS, In July of 2019 the Rhode Island Department of Education released a report identifying significant deficiencies in the physical condition of the City's public schools; and

WHEREAS, In a statement to WPRI in August of 2019, the Mayor's office indicated that the costs for school repairs are an evolving number based on the bids, change orders, and other factors; and

WHEREAS, On October 17, 2019, WPRI reported only one-third of the projects on the list of schools using funds from the \$30 million bond were completed; and

WHEREAS, On November 1, 2019 the Rhode Island Department of Education assumed control over Providence Public Schools, in part due to the City's failure to maintain the physical condition of the school infrastructure while reserving to the City of Providence certain limited responsibilities, including fiscal and operational responsibility (coordinated with the State) for the maintenance of school buildings; and

WHEREAS, Taxpayers in Providence and throughout Rhode Island deserve public oversight in how the bond money is being spent to repair the public schools in the City; and

WHEREAS, Parents, students and teachers deserve transparency in the efforts being taken to improve the condition of the City's public-school infrastructure given the substantial adverse impacts that face the City's public-school students should the City fail to provide adequate accommodations for their learning.

NOW, THEREFORE, BE IT RESOLVED, That the City Council of the City of Providence requests the Director of Public Property and the Mayor's Administration furnish monthly reports to the City Council that detail the location, type, and cost of all school building repairs that are ongoing in the City, including both capital and facility improvements, as well as a detailed outline of the administration's plan to address the facility and capital improvement needs of all public school buildings within the City moving forward.

BE IT FURTHER RESOLVED, That in addition to providing monthly reports to the Providence City Council, the Council further requests that the Director of Public Property and the Mayor's Administration create and continually update a website where parents and residents can visit to track the progress of ongoing school repairs within the City and plans to address infrastructure needs at every Providence Public School.

BE IT FURTHER RESOLVED, That, upon passage, copies of this resolution will be sent

to the Mayor of Providence, Providence School Board, Superintendent for Schools, and the Commissioner of Education.

RESOLUTION OF THE CITY COUNCIL

No.

RESOLVED, That the Members of the Providence City Council hereby Authorize Approval of the following Contract Award by the Board of Contract and Supply, in accordance with Section 21-26 of the Code of Ordinances of the City of Providence.

Asana
(Information Technology)

\$51,953.50

PETITIONS FOR COMPENSATION FOR INJURIES AND DAMAGES

Gary Boyd
Margarita Reyes
Ruben Gonzalez
 (Thomas L. Moran, Esquire)
Joshua Berner
Nakia J. Abercrombie
Zoe Neves
Anabela Lomba
 (Eric L. Polinsky, Esquire)
Miguel Rodriguez
Melissa Deluca
Manuel M. Paredes
ISG Insurance o/b/o Geico
 a/s/o Angelica Mercado

RESOLUTION OF THE CITY COUNCIL

No.

RESOLVED, That the Members of the City Council hereby extend their Sincere Congratulations to the following:

Big Tony's Pizza in recognition of their commitment and dedication to the 2019 Christmas on the Parkway Event.

Dunkin Donuts, Pleasant Valley Parkway, in recognition of their commitment and dedication to the 2019 Christmas on the Parkway Event.

Sodexo in recognition of their commitment and dedication to the 2019 Christmas on the Parkway Event.

Matthew Potvin, Troop 11, in recognition of the celebration of attaining the rank of Eagle Scout.

Shirley "Strong" Acevedo in recognition of her strength and determination in her courageous battle against cancer.

Christian Goncalves in recognition of the honor of being selected for the Art in Embassies Program in Cape Verde.

Lieutenant Roger Aspinall, Providence Police Department, the celebration of his promotion to the rank of Captain.

Lieutenant Richard Fernandes II, Providence Police Department, the celebration of his promotion to the rank of Captain.

Lieutenant Julie Pryde, Providence Police Department, the celebration of her promotion to the rank of Captain.

Sergeant Christopher Currier, Providence Police Department, the celebration of his promotion to the rank of Lieutenant.

Sergeant Sean Carroll, Providence Police Department, the celebration of his promotion to the rank of Lieutenant.

Detective Anthony Roberson, Providence Police Department, the celebration of his promotion to the rank of Sergeant.

Officer Sean Lafferty, Providence Police Department, the celebration of his promotion to the rank of Sergeant.

Officer John Bento, Providence Police Department, the celebration of his promotion to the rank of Sergeant.

Officer Michael Clary, Providence Police Department, the celebration of his promotion to the rank of Sergeant.

Officer Alex Kanelopoulos, Providence Police Department, the celebration of his promotion to the rank of Sergeant.

Detective Christopher Zirolì, Providence Police Department, the celebration of his promotion to the rank of Sergeant.

Officer Eric Greene, Providence Police Department, the celebration of his promotion to the rank of Sergeant.

Officer Sean Brown, Providence Police Department, the celebration of his promotion to the rank of Detective.

Officer Matthew Nadeau, Providence Police Department, the celebration of his promotion to the rank of Detective.

RESOLUTION OF THE CITY COUNCIL

No.

RESOLVED, That the Members of the City Council hereby extend their Sincere Sympathy to the families of the following:

Kerri Lynn (Estrada) Thurber

Alta Jo Hazard

Thomas Wunschel

Bruce McDermott

Elisabete F. Peixinho

Darryl E. Pona