

DEPARTMENT OF CITY CLERK

CITY HALL

FEBRUARY 9, 1982

The Committee on Finance meets this day at 3:00 o'clock P.M. in Committee Room "A", City Hall.

Present: Chairwoman Brassil and Councilmen Easton, Paolino and Farmer.

Also present are City Council Internal Auditor Woerner and City Controller Corrente, Deputy Director of Public Works Lembo and Anthony Cipolla. (Rose M. Mendonca, Clerk).

AN ORDINANCE AMENDING THE APPROPRIATION ORDINANCE CHAPTER 1981-39, EFFECTIVE JULY 20, 1981, BY TRANSFERRING THE SUM OF SIXTY-TWO THOUSAND DOLLARS (\$62,000.00) FROM PUBLIC WORKS-ENGINEERING DEPARTMENT ITEM 0 TO PUBLIC WORKS SEWAGE DISPOSAL AND PUMPING, ITEM 0 AS AMENDED.

Chairwoman Brassil informs the Members the foregoing Ordinance is to transfer the money for the Eighty Cent per hour increase negotiated during the strike.

Councilman Easton states the Compensation Ordinance should be amended to reflect the changes in the pay grades to the individuals.

Mr. Corrente states a negotiated contract supersedes everything. Accounts are overdrawn. The straight line is the quickest line. They can ask the Finance Director to submit an Ordinance amending the Compensation Plan.

Councilman Easton refers to the fact the people are being paid illegally. There was an understanding when the settlement was reached. It was said this would not cost any additional expenditure from street cleaning as the layoffs would keep the bottom line the same.

Councilman Paolino refers to the Ordinance which mandates the City Council ratify collective bargaining agreements.

On motion of Councilman Farmer, seconded by Councilman Easton, it is voted to transmit the foregoing Ordinance to the City Council with recommendation of Adoption.

Councilman Paolino desires to be recorded as voting "No".

AN ORDINANCE AMENDING THE APPROPRIATION ORDINANCE CHAPTER 1981-39, EFFECTIVE JULY 20, 1981 BY TRANSFERRING THE SUM OF SIX HUNDRED THIRTY THOUSAND DOLLARS (\$630,000.00) WITHIN THE PUBLIC WORKS WASTE COLLECTION ACCOUNT FROM 05-07 ITEM "0" TO 05-07 ITEM "1".

Discussion ensues relative to the contract signed for the Rubbish Collection and Councilman Easton brings out the fact the City Controller never certified the money. This matter is coming before us eight

months after contract was signed.

On motion of Councilman Farmer, seconded by Councilman Paolino, it is voted to transmit the foregoing Ordinance to the City Council with recommendation of Adoption.

Councilman Easton desires to be recorded as "Not Voting".

AN ORDINANCE AMENDING THE APPROPRIATION ORDINANCE CHAPTER 1981-39 EFFECTIVE JULY 20, 1981, BY TRANSFERRING THE SUM OF ONE HUNDRED FORTY-THREE THOUSAND DOLLARS (\$143,000.00) WITHIN THE PUBLIC WORKS WASTE COLLECTION AND PROCESSING ACCOUNT FROM 05-07 ITEM "5" TO 05-07 ITEM "189".

AN ORDINANCE AMENDING THE APPROPRIATION ORDINANCE CHAPTER 1981-39 EFFECTIVE JULY 20, 1981, BY TRANSFERRING THE SUM OF TWELVE THOUSAND DOLLARS (\$12,000.00) WITHIN THE PUBLIC WORKS WASTE COLLECTION PROCESSING ACCOUNT FROM 1-05-07 ITEM "2" TO 1-05-07 ITEM "189".

On motion of Councilman Farmer, seconded by Councilman Paolino, it is voted to transmit the foregoing Ordinances to the City Council with recommendation of Adoption.

Councilman Easton desires to be recorded as "Not Voting".

AN ORDINANCE AMENDING THE APPROPRIATION ORDINANCE CHAPTER 1981-39 EFFECTIVE JULY 20, 1981, BY TRANSFERRING THE SUM OF SEVENTY THOUSAND DOLLARS (\$70,000.) FROM PUBLIC WORKS STREET CLEANING ITEM "0" TO PUBLIC WORKS WASTE COLLECTION AND PROCESSING ITEM "189" AS AMENDED.

AN ORDINANCE AMENDING THE APPROPRIATION ORDINANCE CHAPTER 1981-39, EFFECTIVE JULY 20, 1981 BY TRANSFERRING THE SUM OF ONE HUNDRED FIFTY THOUSAND DOLLARS (\$150,000.00) FROM PUBLIC WORKS STREET CLEANING EQUIPMENT RENTAL 1-05-04-164 TO PRIVATE CONTRACTING STREET CLEANING ACCOUNT 1-05-04-189.

AN ORDINANCE AMENDING THE APPROPRIATION ORDINANCE CHAPTER 1981-39, EFFECTIVE JULY 20, 1981, BY TRANSFERRING THE SUM OF ONE HUNDRED FORTY THOUSAND DOLLARS (\$140,000.00) FROM PUBLIC WORKS STREET CLEANING ACCOUNT 1-05-04-0 TO PRIVATE CONTRACTING STREET CLEANING ACCOUNT 1-05-04-189 AS AMENDED.

Councilman Paolino speaks on contracts not being forwarded to the Council.

Chairwoman Brassil questions as to why the City went out to bid on street cleaning before Spring. The City is paying for months when nothing is being done.

Councilman Easton questions Mr. Corrente as to whether he certified adequate funds were available for the Contract and Mr. Corrente responds he was never asked.

Councilman Easton states that is against the City Charter and Mr. Corrente states it was.

Councilman Easton moves the Ordinances be Denied.

There is no second to the motion.

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Councilman Farmer is of the opinion that could cause a breach of contract suit against the City.

Chairwoman Brassil refers to a provision in the contract wherein there is a stipulation that if the City does not require street sweeping, the Department head, or designee, can inform the contractor and suspend the work with no payment. That has not been done in December, January and February and no streets have been cleaned. The City is paying money when they do not need to.

She further refers to their sub-leasing space at 1 Reservoir Avenue, with no lease agreement before the City Council, which is illegal.

Councilman Easton again refers to the provisions of the Charter which have not been abided by.

Payment for a contract when no services have been rendered and the contract improperly executed.

Councilman Easton moves that Ordinances involving the sums of \$150,000 and \$140,000 be denied and that the Providence Review Commission be requested to investigate the voiding of the contract.

Councilman Paolino states it cost the City \$36,000 to clean streets for the month of December when they were not done.

He suggests the items be Continued and a communication be transmitted to the Providence Review Commission requesting they investigate the terms of the contract and to investigate payment for the months of December and January.

Councilman Easton moves the Ordinances be Postponed Indefinitely in Committee and the matter be forwarded to the Providence Review Commission.

On motion of Councilman Paolino, seconded by Councilman Farmer, it is voted to Continue the Ordinances referring to \$150,000 and \$140,000 and to refer them to the Providence Review Commission to study the provisions of the contract and they report back to the Committee.

Councilman Easton states it be added to the Providence Review Commission memorandum that the contract be voided as they are not living up to the provisions of the contract.

Councilman Easton desires to be recorded as voting "No" to the Continuance of the Ordinances.

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On motion of Councilman Farmer, seconded by Councilman Paolino, it is voted to transmit the Ordinance relating to \$70,000 to the City Council with recommendation of Adoption.

Councilman Easton desires to be recorded as voting "No".

AN ORDINANCE AMENDING THE APPROPRIATION ORDINANCE CHAPTER 1981-39, EFFECTIVE JULY 20, 1981 BY TRANSFERRING THE SUM OF NINETY THOUSAND DOLLARS (\$90,000) FROM PUBLIC WORKS-HIGHWAY, ITEM 1 TO PUBLIC WORKS-HIGHWAY, ITEM 2.

Finance Director Baron joins the Committee at this time.

Mr. Cipolla states there is no money left to asphalt streets, they have done about 82 streets.

Chairwoman Brassil refers to the poor condition of the roadways and the existing potholes.

On motion of Councilman Easton, seconded by Councilman Paolino, the foregoing Ordinance is Continued and the Director of Public Works is requested to forward information relative to expenditures to the Committee.

Mr. Lembo explains the department overspent in the beginning of the year for overtime, therefore the money is short. \$77,000 worth of overtime pay. If the overtime was not worked, they would not need the money. The overtime is for picking up garbage.

Ensuing a discussion, Chairwoman Brassil states she will appoint a Sub-Committee to meet with the Providence Review Commission.

AN ORDINANCE IN AMENDMENT OF SECTION 30 OF CHAPTER 1981-40, EFFECTIVE JULY 20, 1981, ENTITLED: "AN ORDINANCE ESTABLISHING THE CLASSES OF POSITIONS, THE MAXIMUM NUMBER OF EMPLOYEES AND THE NUMBER OF EMPLOYEES IN CERTAIN CLASSES IN THE CITY DEPARTMENTS", RELATIVE TO DEPARTMENT OF PUBLIC WORKS - ENGINEERING OFFICE.

Chairwoman Brassil explains there was an error in the Classification Ordinance, the position was placed in the Compensation Ordinance and Appropriation Ordinance, but was omitted in this one.

On motion of Councilman Farmer, seconded by Councilman Paolino, it is voted to transmit the foregoing Ordinance to the City Council with recommendation of Adoption.

Councilman Easton desires to be recorded as voting "No."

AN ORDINANCE AMENDING THE APPROPRIATION ORDINANCE CHAPTER 1981-39, EFFECTIVE JULY 20, 1981, BY TRANSFERRING THE SUM OF TWENTY-FIVE THOUSAND DOLLARS (\$25,000.00) FROM UNEMPLOYMENT ACCOUNT TO THE CITY COUNCIL FOR THE COMMITTEE ON WARD BOUNDARIES.

On motion of Councilman Easton, seconded by Councilman Farmer, it is voted to approve the foregoing Ordinance and transmit same to the City Council.

Mr. Baron is of the opinion City personnel can be used more than the Committee is doing. Mr. Bernstein had indicated he could provide a person for a month and a half he was of the understanding a person was needed for six months.

Councilman Farmer states the money is necessary to pay two men in the Department of Planning and Urban Development and the Board of Canvassers and Registration.

On motion of Councilman Easton, seconded by Councilman Farmer, it is voted to approved the foregoing Ordinance and transmit same to the City Council.

AN ORDINANCE AMENDING THE APPROPRIATION ORDINANCE, CHAPTER 1981-39, EFFECTIVE JULY 20, 1981, RELATIVE TO THE WATER DEPARTMENT.

AN ORDINANCE AMENDING CHAPTER 1981-41, EFFECTIVE JULY 20, 1981, ENTITLED, "AN ORDINANCE ESTABLISHING A COMPENSATION PLAN FOR THE CITY OF PROVIDENCE," RELATIVE TO WATER SUPPLY BOARD.

AN ORDINANCE AMENDING SECTIONS 58, 59, 60 AND 61 OF CHAPTER 1981-40, EFFECTIVE JULY 20, 1981, ENTITLED, "AN ORDINANCE ESTABLISHING THE CLASSES OF POSITIONS, THE MAXIMUM NUMBER OF EMPLOYEES IN CERTAIN CLASSES IN THE CITY DEPARTMENTS, RELATIVE TO WATER SUPPLY BOARD.

Councilman Farmer moves approval of the Ordinances.

There is no second to this motion.

The foregoing Ordinances are Continued.

RESOLUTION REQUESTING THE BOARD OF PARK COMMISSIONERS TO STUDY THE FEASIBILITY OF ESTABLISHING ADMISSION CHARGES FOR THE ROGER WILLIAMS PARK ZOO, MUSEUM OF NATURAL HISTORY AND OTHER PARK FACILITIES.

On motion of Councilman Farmer, seconded by Councilman Easton, the Resolution is Continued.

COMMUNICATION FROM RON MARSELLA REQUESTING TO MEET WITH MEMBERS RELATIVE TO CAPITAL CENTER PROJECT.

On motion of Councilman Farmer, seconded by Councilman Easton, it is voted to Receive the communication and invite Mr. Marsella to the next meeting.

AN ORDINANCE IN AMENDMENT OF SECTION 15-2 OF THE CODE OF ORDINANCES OF THE CITY OF PROVIDENCE, ENTITLED, "PENALTIES FOR TRAFFIC VIOLATIONS, BY ADDING SUB-SECTION (c) TO BE ENTITLED: PARKING IN DOWNTOWN AREA OF PROVIDENCE AFTER 6:00 O'CLOCK P.M., AS AMENDED.

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On motion of Councilman Farmer, seconded by Councilman Easton, it is voted to Postpone the foregoing Ordinance in Committee Indefinitely.

RELATIVE TO AUDIT FOR THE CITY OF PROVIDENCE.

The Members direct the Clerk to invite Harry Baird of Peat, Marwick, Mitchell & Co. to discuss hiring them to Audit the City's finances for fiscal year ending June 30, 1982.

Chairwoman Brassil schedules a meeting for Tuesday, February 16, 1982 at 12:00 o'clock Noon to review the Notes.

A meeting scheduled to be held Tuesday, February 23, 1982 at 3:00 o'clock P.M. and the Clerk is directed to invite Ron Marsella and Harry Baird.

ADJOURNMENT: On motion of Councilman Paolino, seconded by Councilman Farmer, the Committee adjourns at 5:25 o'clock P.M.

*Rose M. Mendonca*  
Clerk

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Compared

*J.M.A.*  
*J.M.A.*