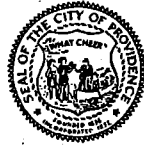


CITY OF PROVIDENCE
RHODE ISLAND



CITY COUNCIL

JOURNAL OF PROCEEDINGS

No. 74 City Council Special Meeting, Monday, June 28, 1993, 7:30 o'clock P.M. (E.D.T.)

PRESIDING

COUNCIL PRESIDENT

JAMES A. PETROSINELLI

ROLL CALL

Present: Council President Petrosinelli, Councilmen Clarkin, DeLuca, Dillon, Councilwomen DiRuzzo, Fagnoli, Councilmen Fenton, Glavin, Mancini, Councilwoman Nolan, Councilman Rollins and Councilwoman Young—12.

Absent: Councilmen Iglizzi, Lombardi and Councilwoman Williams—3.

INVOCATION

The Invocation is given by COUNCILMAN
DAVID G. DILLON.

PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA

COUNCILMAN THOMAS M. GLAVIN
leads the members of the City Council and
the Assemblage in the Pledge of Allegiance
to the Flag of the United States of America.

CALL FOR SPECIAL MEETING COMMUNICATION FROM COUNCIL PRESIDENT JAMES A. PETROSINELLI

The Honorable Michael R. Clement
City Clerk
Providence City Hall
Providence, RI 02903

Dear Mr. Clement:

In accordance with the provisions of Section
406 of the Providence Home Rule Charter of 1980,

June 24, 1993

I, the undersigned, hereby respectfully request you
call a Special Meeting of the Providence City
Council on Monday, June 28, 1993 at 7:30 o'clock
P.M. (E.D.T.).

The purpose of said meeting is for the City
Council to consider the following matter, viz:

Resolution adopting instructions to the Mayor
concerning his authority to negotiate or enter
into Collective Bargaining Agreements with the

Labor Organizations on behalf of the City.

Respectfully,

JAMES A. PETROSINELLI
Council President

Received.

FROM THE CITY CLERK

The City Clerk reads the following Warrant with the City Sergeant's Return Endorsed thereon, Certifying that he did notify the Members of the City Council of the Special Meeting to be held Monday, June 28, 1993, at 7:30 o'clock P.M. (E.D.T.) by Personally Delivering a Copy of the Warrant on June 25, 1993.

June 25, 1993

required to summon each Member of the City Council to that Special Meeting, as Called.

To Ralph Guglielmino, City Sergeant:

Hereof, Fail Not, and make true return of this Warrant, with your doings thereon.

Whereas, James A. Petrosinelli, Council President of the City of Providence has, pursuant to Section 406 of the Providence Home Rule Charter of 1980, requested the City Clerk, in writing, to call a Special Meeting of the Providence City Council to be held on the 28th day of June A.D., 1993, at 7:30 P.M. (E.D.T.) for the purpose of Enacting the following:

Given under my Hand and Official Seal of the City of Providence, State of Rhode Island and Providence Plantations, this 25th Day of June, A.D., 1993.

MICHAEL R. CLEMENT
City Clerk

Resolution Adopting Instructions to the Mayor concerning His authority to negotiate or enter into Collective Bargaining Agreements with the Labor Organizations on behalf of the City.

June 25, 1993

You are therefore, hereby commanded and

I, Ralph Guglielmino, City Sergeant, do hereby certify that I have notified each Member of the City Council of the Special Meeting scheduled to

be held on Monday, June 28, 1993 at 7:30 o'clock P.M. (E.D.T.) in the Chamber of the City Council, City Hall, Providence, in accordance with the subject warrant by delivering to each member, a copy thereof.

RALPH GUGLIELMINO
City Sergeant

Received.

PRESENTATION OF RESOLUTION

COUNCIL PRESIDENT PETROSINELLI:

Resolution Adopting Instructions to the Mayor concerning His Authority to Negotiate or Enter into Collective Bargaining Agreements with Labor Organizations on Behalf of the City.

Whereas, The Supreme Court of Rhode Island has ruled that the governing body of a municipality may limit the authority of its negotiators with respect to collective bargaining agreements with labor organizations, and

Whereas, The Superior Court has held that the Providence City Council may lawfully limit the authority of the Mayor of the City of Providence by issuing instructions with respect to labor negotiations, and

Whereas, The cost of employee benefits has a direct and significant impact on the finances of the City of Providence, and

Whereas, The Providence City Council has issued such instructions to the Mayor in the past in furtherance of its appropriation authority.

Now, therefore, be it Resolved, That neither the Mayor nor any other individual acting as negotiating agent on behalf of the City of Providence shall have the authority to enter into a collective bargaining agreement on behalf of the City of Providence with any labor organiza-

tion unless such agreement includes all of the following:

1. Elimination of health benefits for life for new employees;
2. New Employees shall be required to make a contribution or co-payment for their health insurance coverage;
3. The term of the contract shall not exceed one year;
4. Lay-Offs shall not be prohibited;
5. Wage Increases should not exceed 4.5%.

Any collective bargaining agreement entered into on or after the date hereof shall not be effective, binding upon or enforceable against the City of Providence unless the agreement incorporates the provisions required hereunder.

The limitations contained herein shall remain in effect and until this Resolution is modified, repealed or suspended.

COUNCILMAN GLAVIN moves the Resolution be Read and Passed.

This motion is seconded by COUNCILWOMAN FARGNOLI.

COUNCILMAN DILLON moves the Resolution be Amended, by inserting "5. Wage increases shall not exceed 4.5%".

This motion being seconded by COUNCILMAN GLAVIN, is Put to Vote and Passed.

COUNCILMAN GLAVIN moves the Resolution be Read and Passed, as Amended.

This motion is seconded by COUNCILMAN DeLUCA.

COUNCILMAN FENTON moves the Resolution be further amended, by adding the following:

"The City Council further limits, the Mayor, the Corporate authority and any and all negotiators for the City of Providence to the following:

1) To negotiate the repeal of the so-called "ninety degree day" provision, which allows City workers who work outside or in unairconditioned offices the day-off with pay.

2) The repeal of the longevity pay provision.

3) The repeal of the no-layoff provision.

4) Explicit language affirming the City Council's powers of ratification of the contract.

5) A sliding scale co-payment for health benefits with a graduated scale based on income.

6) The repeal of the lifetime health benefits provision.

7) The repeal of the pre-paid legal fees."

This motion being seconded by COUNCILMAN DeLUCA, is Put to Vote and Passed, by the following Roll Call Vote:

Ayes: Council President Petrosinelli, Councilmen Clarkin, Dillon, Councilwomen DiRuzzo, Fagnoli, Councilmen Fenton, Glavin, Mancini, Councilwoman Nolan, Councilman Rollins and Councilwoman Young—11.

Noes: Councilman DeLuca—1.

Absent: Councilmen Iglizzi, Lombardi and Councilwoman Williams—3.

The motion for Passage, as Amended, is Sustained.

ADJOURNMENT

There being no further business, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI, it is voted to adjourn at 8:00 o'clock P.M. (E.D.T.).

Michael R. Clement

City Clerk

June 28]

1463

[1993
