

CITY OF PROVIDENCE  
RHODE ISLAND



CITY COUNCIL

**JOURNAL OF PROCEEDINGS**

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No. 73 City Council Special Meeting, Monday, June 28, 1993, 6:00 o'clock P.M. (E.D.T.)

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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, and Councilman Rollins—11.**

**Absent: Councilmen Iglizzi, Lombardi, Councilwomen Williams and Young—4.**

# INVOCATION

The Invocation is given by COUNCILMAN  
DAVID G. DILLON.

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

COUNCILMAN JOSHUA N. FENTON  
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 MAYOR VINCENT A. CIANCI, JR.

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

Dear Mr. Clement:

Pursuant to Section 406 of the Providence Home  
Rule Charter of 1980, I am this day calling a  
Special Meeting of the Providence City Council

June 24, 1993 for Monday, June 28, 1993 at 6:00 o'clock P.M.  
The purpose of this meeting is to consider and  
vote upon a Resolution relative to pedestrian  
walkways at Rhode Island Hospital.

Sincerely,

VINCENT A. CIANCI, JR.  
*Mayor of Providence*

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 6:00 o'clock P.M. (E.D.T.) by Personally Delivering a Copy of the Warrant on June 25, 1993.

June 24, 1993

To Ralph Guglielmino, City Sergeant:

Whereas, His Honor, Vincent A. Cianci, Jr., Mayor 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 6:00 P.M. (E.D.T.) for the purpose of Enacting the following:

Resolution relative to Pededstrian Walkways at Rhode Island Hospital.

You are therefore, hereby commanded and required to summon each Member of the City Council to that Special Meeting, as Called.

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

Given under my Hand and Official Seal of the City of Providence, State of Rhode Island and Providence Plantations, this 24th Day of June, A.D., 1993.

MICHAEL R. CLEMENT  
City Clerk

June 25, 1993

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 6:00 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.

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## REPORTS FROM COMMITTEE

### COUNCILMAN JOHN J. LOMBARDI, Chairman

### COMMITTEE ON CITY PROPERTY

Transmits the following with Recommendation the Same be Adopted:

Resolution Relative to Pedestrian Walkways at Rhode Island Hospital.

*Whereas*, Resolution No. 505, approved October 30, 1992, authorized His Honor, the Mayor, to execute a 651.95 square foot easement agreement with Rhode Island Hospital for air rights over Dudley Street, in Providence, Rhode Island, for the sum of Thirty Thousand Dollars (\$30,000.00), for a twenty-five (25) year term with the option to renew for two (2) additional five (5) year terms.

*Whereas*, The Hospital is the owner of such real estate located in the area around Eddy Street in Providence, Rhode Island on which is located its Hospital campus; and

*Whereas*, The Hospital is desirous of having the option to construct up to five (5) pedestrian walkways over city streets in order to connect buildings on the Hospital's campus so as to provide for safe and protected passage of its employees and patients; and

*Whereas*, The City is desirous of allowing the Hospital to develop its campus and to provide for the protected and safe passage of the employees and patients at the Hospital across city streets; and

*Whereas*, The City is willing to allow the Hospital the right to use such air rights upon the following conditions:

1. The Hospital shall pay the City Five Hundred Thousand Dollars (\$500,000.00);

2. The Hospital shall petition the Council for a resolution allowing the Hospital the exclusive right to the designated air space;

3. That the walkway is for pedestrian purposes only;

4. That the pedestrian walkway is not injurious to public health, safety or welfare;

5. That the pedestrian walkway is attached to one of Rhode Island Hospital's buildings, or one of its affiliates' building;

6. That the pedestrian walkway is within the institutional zone;

7. If the pedestrian walkway is outside the institutional zone, then in addition to meeting zoning requirements and public health, safety or welfare concerns, the council shall take into consideration any adverse impact such walkway may have on surrounding properties;

8. That an insurance certificate in an amount not less than Ten Million Dollars (\$10,000,000.00) is filed with the City of Providence, listing the City of Providence as an additional party insured for each walkway;

9. That in addition to an easement agreement being drafted, an indemnification agreement, indemnifying and holding harmless the City, its agents, servants and assigns from any claim, dispute or causes of action whatsoever relative to the rights the City has agreed to grant; and

10. Any other such terms and conditions as have been imposed by the Committee on City Property, the City Council, the City Solicitor and His Honor, the Mayor and have been memorialized in said documents, approved by the City Solicitor.

*Now therefore, be it Resolved,* That His Honor, the Mayor, is hereby authorized to execute any and all documents with Rhode Island Hospital for a right to exercise an option for up to five (5) pedestrian walkways in consideration for an additional sum of Five Hundred Thousand Dollars (\$500,000.00).

**Read and Passed, on motion of COUNCIL-**

**MAN GLAVIN, seconded by COUNCILMAN DeLUCA, by the following Roll Call Vote:**

**Ayes: Council President Petrosinelli, Councilmen Clarkin, DeLuca, Councilwomen DiRuzzo, Fagnoli, Councilmen Fenton, Glavin, Mancini, Councilwoman Nolan, and Councilman Rollins—10.**

**Not Voting: Councilman Dillon—1.**

**Absent: Councilmen Igliazzi, Lombardi, Councilwomen Williams and Young—4.**

**The motion for Passage, is Sustained.**

## ADJOURNMENT

There being no further business, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN IGLIOZZI, it is voted to adjourn at 6:30 o'clock P.M. (E.D.T.).

*Michael R. Clement*

City Clerk





