

DEPARTMENT OF CITY CLERK

CITY HALL

JANUARY 10, 1986

The Committee on Finance reconvenes this day at 4:30 o'clock P.M. in Committee Room "A", City Hall.

PRESENT: Chairwoman Brassil, Councilwoman Fagnoli, Councilmen Dillon, Farmer and Glavin.

Also present are City Solicitor Edward C. Clifton, Council President Easton and City Internal Auditor Stephen Woerner.

(Grace Nobrega, Assistant Clerk)

RESOLUTION REQUESTING THE CITY COLLECTOR TO CAUSE TAXES TO BE ABATED ON THAT PROPERTY LOCATED AT 199 CAMP STREET LOT 544 AS SET OUT AND DELINEATED ON CITY ASSESSOR'S PLAT 6, IN THE AMOUNT OF \$1,524.46, AS REQUESTED BY THE MT. HOPE NEIGHBORHOOD ASSOCIATION.

On motion of Councilman Farmer, seconded by Councilwoman Fagnoli, it is voted to abate the taxes in the amount of \$1,524.46, as requested by the Mt. Hope Neighborhood Association and transmit the Resolution to the City Council with recommendation of Adoption.

AN ORDINANCE IN AMENDMENT OF SECTIONS 15-18 (c) AND 15-22 (a) OF ARTICLE II OF THE CODE OF ORDINANCES OF THE CITY OF PROVIDENCE, ENTITLED: "IMPOUNDMENT OF VEHICLES."

Discussion ensues relative to Ronnie D'Agostino of Allens Avenue Tow and Salvage and his willingness to hold the vehicles for a period of sixty (60) days, after which he will dispose of pursuant to the State statute.

Council President Easton states Mr. D'Agostino recovers his cost by disposing of the vehicles, and most of the other companies approached do not make a profit at that because they do not have the proper facilities.

City Solicitor Clifton states that the storage charges discussed before this Committee were based on charges of \$8.00 per day.

Council President Easton states Colonel Mancuso, Chief of Police, has stated his wish for competitive bidding, but when it was put out to bid once, there were absolutely no bids received.

Councilman Glavin has concerns relative to the \$3.00 per day rate increase in the storage fees, to which Chairwoman Brassil points out that this rate is in line with that of Pawtucket. She states that East Providence is set by P.U.C. for each carrier.

Councilman Farmer states that the P.U.C. could be more than that, because the Building Commission sets that.

City Internal Auditor Woerner states that they set it by each carrier, and that it is the P.U.C.'s thinking to shortly

set uniform tariffs across the State.

Councilman Glavin states he could have bought the argument that increased equipment and driver costs were justifiable, and that the actual towing increase was understandable, but he cannot justify the storage increase.

Council President Easton has no objection to continuing the issue for a few weeks for further consideration, but if something falls through with D'Agostino, he would still like to be in a position to force these companies to do something.

Councilman Glavin would like to see City Internal Auditor Woerner do further study as to what Warwick and Cranston are charging. Mr. Woerner states that the P.U.C. is looking into uniform rates.

Clifton
City Solicitor interjects that he is of the opinion the rate is based upon whatever the individual can justify to the P.U.C.

On motion of Councilman Farmer, seconded by Councilman Glavin, it is voted to amend the foregoing, adding Section C, "Towing companies will require to release towed vehicles only during normal daylight hours, 8:00 a.m. to 6:00 p.m., seven days a week."

AN ORDINANCE REPEALING SECS. 25-50 THROUGH 25-63 OF ARTICLE IV, INCLUSIVE, OF THE CODE OF ORDINANCES OF THE CITY OF PROVIDENCE, ENTITLED: "SEWER CHARGES".

Chairwoman Brassil states this entails a housekeeping change only.

On motion of Councilman Farmer, seconded by Councilman Glavin, it is voted to approve the foregoing and transmit same to the City Council with recommendation of adoption.

RESOLUTION AUTHORIZING HIS HONOR THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE BRISTOL COUNTY WATER AUTHORITY FOR THE PURCHASE OF WATER FROM THE CITY OF PROVIDENCE.

On motion of Councilwoman Fagnoli, seconded by Councilman Dillon, it is voted to approve the foregoing and transmit same to the City Council with recommendation of adoption.

In response to Councilman Dillon's inquiry relative to the amount the City will recognize, City Solicitor Clifton responds that it is set by Public Utilities Commission, that the City is obligated to sell at a certain amount the P.U.C. sets. He states that the reason for this action is because it has been

changed from the Bristol County Water Commission to the Bristol County Water Authority.

RESOLUTION RESCINDING RESOLUTION NO. 551, APPROVED OCTOBER 9, 1985 RELATIVE TO THE OPERATION AND MAINTENANCE OF THE FIELDS POINT WASTEWATER TREATMENT FACILITY.

City Solicitor Clifton states that the intent of Resolution 551 was to contract with the Narragansett Bay Sewage Commission for the billing of residents in the City of Providence. Through an error, it indicated the operation of the Fields Point Treatment Plant. That was an error when it was originally enacted.

He continues that assuming that the Committee would be prepared to enter into a contract with the Narragansett Bay Sewage Commission to bill the subscribers, this would be the following Resolution (next item).

On motion of Councilman Farmer, seconded by Councilwoman Fagnoli, it is voted the foregoing Resolution be approved and transmitted to the City Council with recommendation for Adoption.

RESOLUTION AUTHORIZING HIS HONOR THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF PROVIDENCE, THROUGH THE WATER SUPPLY BOARD AND THE NARRAGANSETT BAY WATER QUALITY MANAGEMENT DISTRICT COMMISSION.

City Solicitor Clifton states the City is obligated by State Statute since Narragansett Bay took this over. It is just a matter of contract negotiations.

On motion of Councilwoman Fagnoli, seconded by Councilman Glavin, it is voted to approve the foregoing and transmit same to the City Council with recommendation of Adoption.

AN ORDINANCE IN AMENDMENT OF AND IN ADDITION TO ARTICLE III OF CHAPTER 17 OF THE CODE OF ORDINANCES OF THE CITY OF PROVIDENCE ENTITLED: "OFFICERS AND EMPLOYEES."

Chairwoman Brassil states this is relative to buying back time for pension purposes without express approval of the City Council.

On motion of Councilman Glavin, seconded by Councilman Dillon, it is voted to approve the foregoing Ordinance and transmit same to the City Council with recommendation of Adoption.

AN ORDINANCE IN AMENDMENT OF AND IN ADDITION TO ARTICLE III OF THE CODE OF ORDINANCES, ENTITLED: "COMPENSATION AND OTHER BENEFITS."

Chairwoman Brassil states this Ordinance requires full actuarial value of any time being bought back.

Councilman Farmer is concerned with the wording.

On motion of Councilwoman Fargnoli, seconded by Councilman Glavin, it is voted to Continue the foregoing matter.

AN ORDINANCE IN AMENDMENT OF AND IN ADDITION TO SEC. 1-10 (a) OF CHAPTER I OF THE CODE OF ORDINANCES OF THE CITY OF PROVIDENCE, ENTITLED: "GENERAL PENALTY: CONTINUING VIOLATIONS."

Chairwoman Brassil states this Ordinance is to increase the City's penalties in the Code of Ordinances from \$200.00 to \$500.00. The legislature has given Providence the right to increase the fines.

On motion of Councilman Farmer, seconded by Councilman Glavin, it is voted to approve the forgoing Ordinance and transmit same to the City Council with recommendation for Adoption.

RESOLUTION AUTHORIZING AND DIRECTING THE CITY SOLICITOR TO APPLY TO THE GENERAL ASSEMBLY FOR PASSAGE OF AN ACT RELATING TO SEWER ASSESSMENT WITHIN THE CITY OF PROVIDENCE.

City Solicitor Clifton states this would authorize the City to go to the General Assembly to request the 1916 Bill be raised to a fair amount of value.

On motion of Councilman Farmer, seconded by Councilman Glavin, it is voted to approve the foregoing Resolution and transmit same to the City Council with recommendation for Adoption.

RESOLUTION PLACING A FINANCIAL CAP ON THE MEMORIAL BOULEVARD EXTENSION PROJECT.

On motion of Councilman Farmer, seconded by Councilman Glavin, it is voted to Postpone Indefinitely in Committee, foregoing Resolution.

AN ORDINANCE PROHIBITING THE CITY OF PROVIDENCE, IN ANY COLLECTIVE BARGAINING AGREEMENT WITH THE PROVIDENCE TEACHERS' UNION OR ADMINISTRATORS' UNION, FROM INCLUDING PROVISIONS OF ALLOWING TEACHERS BUMPING RIGHTS BY POSITION AND LOCATION.

Council President Easton states that this was introduced long before the Teachers' Contract was signed, but this was brought about by the threat of a previous Administrator who was going to bump a principal of a middle school who was doing an excellent job. At the same time, his own child at Sackett last year went through four teachers because they were holding an opening for a teacher who had broken her leg. They were putting in a long-term substitute teacher, then a short-term subs. and then a long-term sub, because they didn't know when she was coming back. He learned that in both these cases, the Contract provides that the Department has to hold the particular position.

All he is trying to do is end that via Ordinance by ^{prohibiting}

that kind of provision.

On motion of Councilwoman Fargnoli, seconded by Councilman Glavin, it is voted to Postpone Indefinitely in Committee, the foregoing Ordinance.

RESOLUTION OF THE CITY COUNCIL SUPPORTING ENACTMENT OF 85-H 5046, RELATING TO LARCENY OF PUBLIC SERVICES AND PRODUCTS OR A LIKE STATUTE PROVIDING FOR PENALTIES AND A CIVIL SUIT FOR LARCENY OF PUBLIC SERVICES AND PRODUCTS.

Councilman Farmer states that at the time one of the grand jury reports said that there was no statute specifically making some of the offenses criminal and gave the City the right to pursue or recover. He states this is merely a Resolution supporting the General Assembly legislation.

On motion of Councilman Farmer, seconded by Councilwoman Fargnoli, it is voted to approve passage of the Resolution and transmit same to the City Council with recommendation of Adoption.

COMMUNICATION FROM THEODORE C. LITTLER, CITY ASSESSOR, RELATIVE TO REQUESTS RECEIVED FOR THE TAX STABILIZATION PROGRAM.

Chairwoman Brassil states that requests were made to the Tax Assessor for industrial properties by Calise, Mainelli, Speidel, St. Angelo and Tri-Mar Industries. She has the applications but states it is going to take more time than the Committee has today.

The Committee unanimously agrees that before consideration of this business, City Assessor Littler should be present to respond to inquiries.

On motion of Councilman Dillon, seconded by Councilwoman Fargnoli, it is voted to Continue this matter.

COMMUNICATION FROM COUNCIL PRESIDENT EASTON REQUESTING FUNDS TO COVER THE COSTS OF FURNISHING THE COUNCIL OFFICES.

Councilman Glavin states he was informed today by Alex Prignano of the Finance Department that the funds will most likely come from the Public Property Department, and later a transfer from some fund into that.

On motion of Councilman Glavin, seconded by Councilman Dillon, it is voted to Continue this matter.

COMMUNICATION FROM CITY SOLICITOR CLIFTON SUBMITTING A LIST OF CLAIMS PENDING, IN WHICH THE CITY FACES A REALISTIC CHANCE OF EXPOSURE IN THE AMOUNT OF \$50,000 OR MORE.

City Solicitor Clifton states this may be a proper subject matter for executive session.

JANUARY 10, 1986

-6-

On motion of Councilman Glavin, seconded by Councilwoman Fagnoli, it is voted to Continue this matter.

ADJOURNMENT: On motion of Councilwoman Fagnoli, seconded by Councilman Farmer, it is voted to adjourn this meeting at 5:20 o'clock P.M.

Rose M. Mendonca
CLERK

Grace Nabrega
ASSISTANT CLERK

Copied *LAC*

Compared *AG*