

# CITY OF WARWICK

LESLIE WALASKA BAXTER  
Chairwoman

JAMES PAOLUCCI  
Vice-Chairman

THOMAS P. MCGOVERN  
Clerk



BOARD OF PUBLIC SAFETY  
Warwick, Rhode Island 02886

POLICE DEPARTMENT  
99 Veterans Memorial Drive  
401-468-4200

FIRE DEPARTMENT  
111 Veterans Memorial Drive  
401-468-4000

## POLICE DEPARTMENT

BOARD OF PUBLIC SAFETY ROOM  
WARWICK POLICE HEADQUARTERS

April 10, 2018  
7:00 p.m.

## MINUTES

At 7:05 p.m., the Board of Public Safety opened its regular session for Tuesday, April 10, 2018. Present were Colonel Stephen McCartney, Chairwoman Leslie Walaska Baxter, Vice Chairman James Paolucci, Clerk Thomas McGovern, Assistant Solicitor Joseph Solomon, Jr., and Recording Secretary Lisa Ferolito.

1. The minutes of the Board of Public Safety meeting held on Tuesday, March 27, 2018 to be submitted for approval.

**ACTION:** Chairwoman Baxter made a motion to approve. Vice Chairman Paolucci seconded the motion. Chairwoman Baxter, Vice Chairman Paolucci, and Clerk McGovern voted in favor of the motion. Motion approved.

2. Colonel Stephen M. McCartney to recommend transfers and reassignments.

At the meeting of the Board of Public Safety held tonight, the following took place:

Officer John M. Curley, IV was promoted to the rank of Sergeant effective Tuesday, April 10, 2018.

The following recruits were sworn in as Probationary Patrolmen/Patrolwoman effective Monday, April 9, 2018, at 0700 hours:

Justin N. Martin  
Randy S. Bell  
Jonathan P. Byrne  
Karen M. Haar

At the meeting of the Board of Public Safety held tonight, the following transfers/assignments were approved and will take effect at 0700 hours, Monday, April 16, 2018:

Sergeant John M. Curley, IV assigned to the Third Platoon, Uniform Patrol Division.

Sergeant Frank J. McGee, III from the Third Platoon, Uniform Patrol Division to the First Platoon, Uniform Patrol Division.

The following probationary officers will be assigned to the Field Training Program, Third Platoon, Uniform Patrol Division.

Justin N. Martin

Randy S. Bell

Jonathan Byrne

Karen M. Haar

**ACTION:** Chairwoman Baxter made a motion to approve. Vice Chairman Paolucci seconded the motion. Chairwoman Baxter, Vice Chairman Paolucci, and Clerk McGovern voted in favor of the motion. Motion approved.

**3.** Colonel Stephen M. McCartney to advise the Board of retirements and resignations.

Officer Joseph Raymond Tanner submitted his letter of intent to resign from the Warwick Police Department, effective Thursday, April 5, 2018. This officer is entitled to a payout of 40.00 hours of accrued vacation time.

Officer Tanner was sworn in as a member of the department effective Monday, December 18, 2017, and therefore, under the provisions of City Ordinance Sec. 52-78 entitled, "Resignation or discharge prior to retirement", subsection (a) which reads, "Any member or officer of the permanent police department who shall resign (or who shall be discharged after a proper hearing) prior to the completion of ten years of service shall forfeit all claims to said fund, except that he/she shall be entitled to a refund of the total amount of the deductions made from his/her salary under this article without interest.

**ACTION:** Chairwoman Baxter made a motion to approve. Vice Chairman Paolucci seconded the motion. Chairwoman Baxter, Vice Chairman Paolucci, and Clerk McGovern voted in favor of the motion. Motion approved.

## LICENSES AND PERMITS

**At 7:15 p.m., the Board entered Executive Session.**

**At 7:24 p.m., the Board entered back into Regular Session.**

**4.** Request for Weapons Carry Permit (NEW – EXECUTIVE SESSION)

**ACTION:** Chairwoman Baxter made a motion to deny the application. Vice Chairman Paolucci seconded the motion. Chairwoman Baxter, Vice Chairman Paolucci, and Clerk McGovern voted in favor of the motion. Motion approved.

**At 7:25 p.m., the Board entered Executive Session.**

**At 7:29 p.m., the Board entered back into Regular Session.**

**5. Request for Weapons Carry Permit (NEW – EXECUTIVE SESSION)**

**ACTION:** Chairwoman Baxter made a motion to approve. Vice Chairman Paolucci seconded the motion. Chairwoman Baxter, Vice Chairman Paolucci, and Clerk McGovern voted in favor of the motion. Motion approved.

**At 7:30 p.m., the Board entered Executive Session.**

**At 7:35 p.m., the Board entered back into Regular Session.**

**6. Request for Weapons Carry Permit (NEW – EXECUTIVE SESSION)**

**ACTION:** Chairwoman Baxter made a motion to approve. Vice Chairman Paolucci seconded the motion. Chairwoman Baxter, Vice Chairman Paolucci, and Clerk McGovern voted in favor of the motion. Motion approved.

**7. Liquor License (Class F1)**

Kimberly Papa  
To be held at Aspray Boathouse  
May 6, 2018  
10:00 a.m. – 3:00p.m.

**ACTION:** Chairwoman Baxter made a motion to approve. Vice Chairman Paolucci seconded the motion. Chairwoman Baxter, Vice Chairman Paolucci, and Clerk McGovern voted in favor of the motion. Motion approved.

**8. Liquor License (New)  
Upgrade BL to BV**

The Cozy Grill, Inc.  
The Cozy Grill  
440 Warwick Avenue

This item was tabled from the last meeting on March 27, 2018.

Colonel McCartney reminded the Board that the original recommendation was approval pending city taxes.

Colonel McCartney: Some research has been done on this situation, some of the complaints that the gentleman made about Cozy Grill. It is true; the fact is that yes there was a law enforcement action in April, 2016. There were people associated with the business who were under indictment. However, I would also caution the fact that the criminal charges, I repeat, have not adjudicated for anybody who is associated with the license at The Cozy Grill. While there are other people who were arrested by the State Police, have adjudicated their charges, it doesn't involve anybody from The Cozy Grill. Those charges are still pending at this point and time and are still in the system at this time. I think the second relevant issue here is what are the actionable issues that can be taken here. I have looked at the calls for service going back to March of 2016. There were no calls for service that I could say presented any problem to the license. The third issue that was raised by the complainant, he mentioned something about an illegal grow associated with it. It was not associated with The Cozy Grill. That occurred down in the town of Narragansett. It was associated with the bigger operation, in which people were arrested, but it was not at the license location.

Chairwoman Baxter: Okay.

Colonel McCartney: That having been said, I'll turn it over for discussion.

Chairwoman Baxter: Okay. Um, can you tell us what your hours, are your hours going to change at all?

Ms. Lynne Pilderian (Cozy Grill): No.

Chairwoman Baxter: What are your hours right now?

Ms. Pilderian: 6:30 a.m. to 2:30 p.m. and 6:30 a.m. to 1:30 p.m. on Sundays.

Chairwoman Baxter: That's it?

Ms. Pilderian: Yes. We don't intend to open longer hours, no bar. Basically, it's just to offer not only beer, wine and mimosas, but bloody marys and coffee drinks. Those were the only things we wanted to add to the menu, and we can't do it without a full liquor license.

Chairwoman Baxter: Gotcha. Okay.

Chairwoman Baxter (to Mr. Bruce Brown – objector): All right. So you heard the hours.

Mr. Bruce Brown (Home Owner - 26 Quinton Street): I have and as long as we make the license restricted to those hours I would have no objections.

Colonel McCartney: Like I said, I've stated my case and feel there's nothing there that is actionable against the license right now from my perspective. Like I said, I have talked to the State Police about it and the particular situation that involves the license owner is still not adjudicated so we have to go on the principal of he's still innocent until proven guilty. Like I said, I see no other calls for service here. There are no nuisances going on, even before the operation in which people were arrested. There was really not much going on. It really took a covert operation to detect any criminal activity.

Chairwoman Baxter: How long have these hours been your hours?

Ms. Pilderian: Twenty years, twenty-five.

Chairwoman Baxter: Twenty years, okay.

Vice Chairman Paolucci: Your seating capacity?

Gentleman with Ms. Pilderian: Yes, 136 per the Fire Department.

Chairwoman Baxter: Okay, um, I don't see how we can restrict their hours when it's been the same for 20 years and, like the Colonel said, there aren't any issues. The other thing is that I could understand if they were a nightclub or something, or a bar.

Mr. Brown: The fare, who knows what it's going to turn in to.

Chairwoman Baxter: Well they have to come back here if it's going to turn into something.

Colonel McCartney: I have to have complaints. I have nothing here over the last two years that I could hang my hat on. Like I said before - -

Mr. Brown: [interposing] Well, we don't complain about the parking on the lawn and in the driveway.

Colonel McCartney: The problem is sir, if they did, then they should complain and then the police will come and evaluate it appropriately. I've gone by the establishment. They appear to have; they certainly got through zoning and building to have enough parking, at least legally they do.

Mr. Brown: Legally maybe.

Colonel McCartney: Now if you're telling me there's a problem I have nothing here that is documented.

Mr. Brown: [inaudible] documented. To keep you informed.

Chairwoman Baxter: Okay, and again, you don't live there; you own property around the corner.

Mr. Brown: Correct.

Chairwoman Baxter: Okay, all right. Any questions?

Nothing is heard.

**ACTION:** Colonel McCartney recommended approval pending city taxes. Chairwoman Baxter made a motion to approve pending city taxes. Vice Chairman Paolucci seconded the motion. Chairwoman Baxter, Vice Chairman Paolucci, and Clerk McGovern voted in favor of the motion. Motion approved.

9. Live Entertainment (Inside)

Shang Wang  
Lemongrass Restaurant  
1138 Post Road  
April 26, 2018  
6:00 p.m.

**ACTION:** Colonel McCartney recommended approval pending building and fire. Chairwoman Baxter made a motion to approve pending building and fire. Vice Chairman Paolucci seconded the motion. Chairwoman Baxter, Vice Chairman Paolucci, and Clerk McGovern voted in favor of the motion. Motion approved.

10. Live Entertainment (Inside)

Jennifer Arnold  
On the Border Restaurant  
650 Bald Hill Road  
Thursdays – Weekly  
5:00 p.m. – 9:00 p.m.

**ACTION:** Colonel McCartney recommended approval pending building and fire. Chairwoman Baxter made a motion to approve pending building and fire. Vice Chairman Paolucci seconded the motion. Chairwoman Baxter, Vice Chairman Paolucci, and Clerk McGovern voted in favor of the motion. Motion approved.

11. Game of Chance/Raffle

Textiles Fashion Merchandising & Design  
College of Business, URI  
Held at Crowne Plaza  
March 29, 2018  
5:00 p.m. – 8:00 p.m.

**ACTION:** Colonel McCartney recommended approval pending Rhode Island State Police approval. Chairwoman Baxter made a motion to approve pending Rhode Island State Police approval. Vice Chairman Paolucci seconded the motion. Chairwoman Baxter, Vice Chairman Paolucci, and Clerk McGovern voted in favor of the motion. Motion approved.

12. Game of Chance/Raffle

Reverend Peter D’Ambrosca  
St. Rita’s Church Corporation  
To be held at Father O’Hara Field  
May 24 – 28, 2018

**ACTION:** Colonel McCartney recommended approval pending Rhode Island State Police approval. Chairwoman Baxter made a motion to approve pending Rhode Island State Police approval. Vice Chairman Paolucci seconded the motion. Chairwoman Baxter, Vice Chairman Paolucci, and Clerk McGovern voted in favor of the motion. Motion approved.

**13.** Game of Chance/Raffle

Joshua Klemp  
SkillsUSA Rhode Island  
To be held at CCRI  
June 6, 2018  
6:00 p.m. – 8:00 p.m.

**ACTION:** Colonel McCartney recommended approval pending Rhode Island State Police approval. Chairwoman Baxter made a motion to approve pending Rhode Island State Police approval. Vice Chairman Paolucci seconded the motion. Chairwoman Baxter, Vice Chairman Paolucci, and Clerk McGovern voted in favor of the motion. Motion approved.

**14.** Midnight to 5am (New/Transferred)

Hoxsie Four Corp.  
d/b/a Dunkin' Donuts  
1582 Warwick Avenue

**ACTION:** Colonel McCartney recommended approval. Chairwoman Baxter made a motion to approve. Vice Chairman Paolucci seconded the motion. Chairwoman Baxter, Vice Chairman Paolucci, and Clerk McGovern voted in favor of the motion. Motion approved.

**15.** Private Detective (Renewal)

Edmund S. Vogt  
FSI, LLC  
PO Box 7761  
Warwick

**ACTION:** Colonel McCartney recommended approval. Chairwoman Baxter made a motion to approve. Vice Chairman Paolucci seconded the motion. Chairwoman Baxter, Vice Chairman Paolucci, and Clerk McGovern voted in favor of the motion. Motion approved.

**16.** Food Truck Nights

Eric Weiner  
P&EE Consulting, Inc.  
d/b/a Food Trucks In  
Event to be held at Pawtuxet Park  
July 5, September 20  
5:00 p.m. – 9:00 p.m.

**ACTION:** Colonel McCartney recommended approval pending fire, traffic, and parks and recreation. Chairwoman Baxter made a motion to approve pending fire, traffic and parks and recreation. Vice Chairman Paolucci seconded the motion. Chairwoman Baxter, Vice Chairman Paolucci, and Clerk McGovern voted in favor of the motion. Motion approved.

17. Food Truck Nights

Eric Weiner  
P&EE Consulting, Inc.  
d/b/a Food Trucks In  
Rain dates  
May 23, August 24  
5:00 p.m. – 9:00 p.m.

**ACTION:** Colonel McCartney recommended approval pending fire, traffic, parks and recreation. Chairwoman Baxter made a motion to approve pending fire, traffic, parks and recreation. Vice Chairman Paolucci seconded the motion. Chairwoman Baxter, Vice Chairman Paolucci, and Clerk McGovern voted in favor of the motion. Motion approved.

18. Food Truck Nights

Joseph Boisvert  
Ocean State Concessions  
To be held at the Impossible Dream  
Thursday Nights  
May 24-August 30  
5:00 p.m. – 8:30 p.m.

**ACTION:** Colonel McCartney recommended approval pending fire, traffic, parks and recreation. Chairwoman Baxter made a motion to approve pending fire, traffic, parks and recreation. Vice Chairman Paolucci seconded the motion. Chairwoman Baxter, Vice Chairman Paolucci, and Clerk McGovern voted in favor of the motion. Motion approved.

19. Food Truck Night

Joseph Boisvert  
Ocean State Concessions  
Truck and Treat  
To be held at Thayer Arena  
October 27, 2018  
3:00 p.m. – 7:00 p.m.

**ACTION:** Colonel McCartney recommended approval pending fire, traffic, parks and recreation. Chairwoman Baxter made a motion to approve pending fire, traffic, parks and recreation. Vice Chairman Paolucci seconded the motion. Chairwoman Baxter, Vice Chairman Paolucci, and Clerk McGovern voted in favor of the motion. Motion approved.

20. Food Truck (Citywide Peddler – New)

Mark Bryson  
Binge BBQ, LLC  
d/b/a Binge BBQ

**ACTION:** Colonel McCartney recommended approval pending fire. Chairwoman Baxter made a motion to approve pending fire. Vice Chairman Paolucci seconded the motion. Chairwoman Baxter, Vice Chairman Paolucci, and Clerk McGovern voted in favor of the motion. Motion approved.



**21.** Peddler

Brenna Felix  
Ocean State Enterprise  
703 Warwick Avenue

**ACTION:** Colonel McCartney recommended approval. Chairwoman Baxter made a motion to approve. Vice Chairman Paolucci seconded the motion. Chairwoman Baxter, Vice Chairman Paolucci, and Clerk McGovern voted in favor of the motion. Motion approved.

**22.** Peddler (Fireworks)

J. Wes Runnels  
Keystone Novelties Distributors, LLC  
2677 West Shore Road  
June 22, 2018 – July 5, 2018

**ACTION:** Colonel McCartney recommended approval pending building, and fire. Chairwoman Baxter made a motion to approve pending building and fire. Vice Chairman Paolucci seconded the motion. Chairwoman Baxter, Vice Chairman Paolucci, and Clerk McGovern voted in favor of the motion. Motion approved.

**23.** Peddler (Fireworks)

J. Wes Runnels  
Keystone Novelties Distributors, LLC  
1150 Bald Hill Road  
June 22, 2018 – July 5, 2018

**ACTION:** Colonel McCartney recommended approval pending building and fire. Chairwoman Baxter made a motion to approve pending building and fire. Vice Chairman Paolucci seconded the motion. Chairwoman Baxter, Vice Chairman Paolucci, and Clerk McGovern voted in favor of the motion. Motion approved.

**24.** Peddler (Fireworks)

J. Wes Runnels  
Keystone Novelties Distributors, LLC  
5800 Post Road  
June 22, 2018 – July 5, 2018

**ACTION:** Colonel McCartney recommended approval pending building and fire. Chairwoman Baxter made a motion to approve pending building and fire. Vice Chairman Paolucci seconded the motion. Chairwoman Baxter, Vice Chairman Paolucci, and Clerk McGovern voted in favor of the motion. Motion approved.

25. Parade

Toni Anderson  
Wyman PTA  
Historic Walking Tour of Pawtuxet Village  
Event to be held May 19, 2018  
12:00 p.m. – 3:00 p.m.  
Starting & Ending in Pawtuxet Park

**ACTION:** Colonel McCartney recommended approval pending traffic and parks and recreation. Chairwoman Baxter made a motion to approve pending traffic and parks and recreation. Vice Chairman Paolucci seconded the motion. Chairwoman Baxter, Vice Chairman Paolucci, and Clerk McGovern voted in favor of the motion. Motion approved.

26. Parade

A. Douglas Ray  
Conimicut Village Association  
Moon Landing Anniversary Parade  
To be held July 20, 2019  
11:00 a.m. – 1:00 p.m.  
Starting at Clegg Field & Ending at  
West Shore Road and Birchwood Avenue

**ACTION:** Colonel McCartney recommended approval pending traffic and Rhode Island Department of Transportation approval. Chairwoman Baxter made a motion to approve pending traffic and Rhode Island Department of Transportation approval. Vice Chairman Paolucci seconded the motion. Chairwoman Baxter, Vice Chairman Paolucci, and Clerk McGovern voted in favor of the motion. Motion approved.

27. Festival

Reverend Peter D’Ambrosca  
St. Rita’s Church  
To be held at Father O’Hara Field  
May 24-28, 2018

**ACTION:** Colonel McCartney recommended approval pending building, fire, and parks and recreation. Chairwoman Baxter made a motion to approve pending building, fire, and parks and recreation. Vice Chairman Paolucci seconded the motion. Chairwoman Baxter, Vice Chairman Paolucci, and Clerk McGovern voted in favor of the motion. Motion approved.

28. Food Vendor Daily

Reverend Peter D’Ambrosca  
St. Rita’s Church  
To be held at Father O’Hara Field  
May 24-28, 2018

**ACTION:** Colonel McCartney recommended approval pending building, fire, parks and recreation, and Rhode Island Department of Health approval. Chairwoman Baxter made a motion to approve pending building, fire, parks and recreation, and Rhode Island Department of Health approval. Vice Chairman Paolucci seconded the motion. Chairwoman Baxter, Vice Chairman Paolucci, and Clerk McGovern voted in favor of the motion. Motion approved.

**29.** Discussion regarding the details at McKinley's Pub, One Division Street.

Colonel McCartney: Just quickly I wanted to just go over the details. So far, we have been able to fill every detail.

Chairwoman Baxter: Oh good.

Colonel McCartney: However, we are getting, hopefully we are moving in to the good weather season, I hope. Doesn't seem like it, but I think we should be; which means it's going to increase the number of details. This runs the possibility that I might have to take a look at McKinley's Pub not covered by the private detail, but possibly by special attention and directed patrols if that is satisfactory to the Board.

Chairwoman Baxter: Yeah, I think that's okay.

Colonel McCartney: I'm hoping we'll minimize, but I just want to be honest with you that, because of the way the contract is read, I can't force people to take the detail. The other option I had, I could offer it as an overtime thing, but that really crimps my overtime budget and I'm getting right down to the crunch here as I get close to the budget hearings. So, I would offer that we could cover it with giving it special attention and directed patrols and we'll rotate the police officers; and focus in especially during the time period of 11:30 p.m. until closing time, around 1:00 a.m., about that hour to two hour period of time is the real problem time.

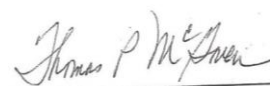
Chairwoman Baxter: Okay, yeah that's fine.

Chairwoman Baxter (to Solicitor Solomon): Joe, do we need to vote on that or anything?

Solicitor Solomon: No, it was just a discussion.

Chairwoman Baxter: Okay, Colonel that seems fine.

Colonel McCartney: Okay, just wanted to make sure the Board was okay with it.

  
Thomas P. McGovern, Clerk