

CITY COUNCIL, JANUARY 11, 2006

CITY COUNCIL CHAMBERS

3rd FLOOR, CITY HALL

7:00 PM

137 ROOSEVELT AVENUE

PAWTUCKET, RHODE ISLAND

PRE-COUNCIL AGENDA

**5:00 PM – CLAIMS COMMITTEE - A PORTION OF THE MEETING MAY
BE HELD IN EXECUTIVE SESSION**

**Pursuant to Section 42-46-4 & Section 42-46-5 (A)(2) of the
General Laws of Rhode Island regarding pending litigation**

6:15 PM – ORDINANCE COMMITTEE

6:45 PM – FORMAL HEARING – Tropical Vibes

6:45 PM – PUBLIC INPUT PERIOD

6:45 PM – BOARD OF LICENSE COMMISSIONERS

7:00 PM – CITY COUNCIL

DOCKET

CONVENED _____ PM

Previous Minutes

1. *CONSENT AGENDA

2. *CORRESPONDENCE

A. Communication from Ronald L. Wunschel, Director of Finance to the Honorable City Council. (AUDIT REPORT, year ending June 30, 2005, prepared by Kostin, Ruffkess & Company, LLC.) Please Note: Copy is on file in the City Clerk's Office.

B. Communication from Kostin, Ruffkess & Company, to the Honorable Mayor and Honorable President, and the Members of the City Council. (Management Letter)

C. Communication from Pamela M. Marchand, P.E. Chief Engineer, Pawtucket Water Supply Board to Mary Tetzner, Chair, Pawtucket Water Supply Board, (Resignation of Pamela M. Marchand, P.E. Chief Engineer, Pawtucket Water Supply Board)

D. Communication from Bill Mulholland, Superintendent, Pawtucket Parks and Recreation to the Spring Youth League President, (Meeting for 2006 Spring Baseball, Softball and Soccer Seasons)

E. Communication from Donna L. Giordano, CMC/AAE, Westerly Town Clerk to Pawtucket City Council, (Resolution in Support of the U.S. Senate Bill 1479 and House Bill 3427 Concerning Lyme Disease)

F. Communication from Herb Weiss, Economic and Cultural Affairs Officer to the Pawtucket City Council, (New Manual for Developers)

G. Communication from Margaret M. Lynch-Gadaleta, Esq., City Solicitor to Donald R. Grebien, President, Pawtucket City Council, (Public Comment at Open Meetings)

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H. Communication from Michael R. Clement, Providence City Clerk to

the Pawtucket City Council, (Resolution Urging the Public Utilities Commission to Deny the Application of National Grid to Increase Electric Utility Rates)

I. Communication from the Rhode Island Clean Water Finance Agency to the City of Pawtucket, (Statements)

J. Communication from the Rhode Island Clean Water Finance Agency to the City of Pawtucket, (Construction Fund Draw Schedule Analysis)

K. Communication from Richard H. Leclerc, President of New Hope for Families, Inc. to Janice M. LaPorte, CMC, City Clerk. (Changing the Corporation from Emergency Shelter of Pawtucket Central Falls Inc., to New Hope for Families, Inc.)

L. Communication from Jeannine S. Bourski, Deputy Finance Director to Donald R. Grebien, President, Pawtucket City Council, (Uniform Overtime)

3. SHOW CAUSE HEARING:

AUTO REPAIR SHOP & SECOND HAND SHOP (CLASS A & B - Selling

used automobiles and parts) -

***Mario Jimenez d/b/a Fonseca A/S, 263 Dexter St. LIC#30265 #40277**

VIOLATION OF FOLLOWING STIPULATIONS:

- 7. Rear of building shall be clear of all vehicles at all times.**
- 9. No painting or auto bodywork allowed.**
- 10. Outside premises to be kept clean and free of parts and debris.**
- 11. No more than 12 vehicles shall be allowed to park in front of property.**
- 14. No repair allowed outside.**

4. Communication from Michael F. Horan, Esq. to Michael D. Cassidy, Pawtucket Redevelopment Agency, objecting to the request of BWL Realtors, LLC to use the City Right-of-Way adjacent to Tax Assessor's Plat 34, Lot 180, 50 Dunnell Lane TO BE REFERRED TO THE CITY PROPERTY COMMITTEE.

5. Communication from His Honor, Mayor James E. Doyle, to the Honorable Members of the Pawtucket City Council, submitting the

following reappointment as a member of the Board of Appeals:

BOARD OF APPEALS

JoAnn R. Allen, 71 Mt. Vernon Blvd., Pawtucket, RI 02861. Term expires the first Monday in January, 2011.

ROLL CALL FOR CONFIRMATION

AYES_____ NOES_____

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6. Communication from His Honor, Mayor James E. Doyle, to the Honorable Members of the Pawtucket City Council, submitting the following reappointment as a first alternate member of the Board of Appeals:

BOARD OF APPEALS

Russell J. Ferland – 126 Slater Park Avenue, Pawtucket, RI 02861.

Term expires the first Monday in January, 2011.

ROLL CALL FOR CONFIRMATION

AYES_____ NOES_____

7. Communication from His Honor, Mayor James E. Doyle, to the Honorable Members of the Pawtucket City Council, submitting the following reappointment as a member of the Historic District Commission:

HISTORIC DISTRICT COMMISSION

Dennis E. Stark, 19 Kenilworth Way, Pawtucket, RI 02860. Term expires the first Monday in February, 2009.

ROLL CALL FOR CONFIRMATION

AYES_____ NOES_____

8. Communication from His Honor, Mayor James E. Doyle, to the Honorable Members of the Pawtucket City Council, submitting the

following reappointment as an alternate member of the Historic District Commission:

HISTORIC DISTRICT COMMISSION

Carl I. Freedman, 17 Lowden Street, Pawtucket, RI 02860. Term expires the first Monday in February, 2009.

ROLL CALL FOR CONFIRMATION

AYES_____ NOES_____

9. Communication from His Honor, Mayor James E. Doyle, to the Honorable Members of the Pawtucket City Council, submitting the following reappointment as a member of the Juvenile Hearing Board:

JUVENILE HEARING BOARD

Judith Winters, 85 Annie Street, Pawtucket, RI 02861. Term expires the first Monday in December, 2008.

ROLL CALL FOR CONFIRMATION

AYES_____ NOES_____

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10. Communication from His Honor, Mayor James E. Doyle, to the Honorable Members of the Pawtucket City Council, submitting the following reappointment as a member of the Juvenile Hearing Board:

JUVENILE HEARING BOARD

Kevin A. LeBlanc, 61 Arland Drive, Pawtucket, RI 02861. Term expires the first Monday in December, 2008.

ROLL CALL FOR CONFIRMATION

AYES_____ NOES_____

11. Communication from His Honor, Mayor James E. Doyle, to the Honorable Members of the Pawtucket City Council, submitting the following reappointment as a member of the Pension Board:

PENSION BOARD

Paul Keating, 35 Narragansett Avenue, Pawtucket, RI 02861. Term expires the first Monday in January, 2008.

ROLL CALL FOR CONFIRMATION

AYES_____ NOES_____

12. Communication from His Honor, Mayor James E. Doyle, to the Honorable Members of the Pawtucket City Council, submitting the following reappointment as a member of the Pension Board:

PENSION BOARD

Robert E. Lee, 65 Felsmere Avenue, Pawtucket, RI 02861. Term expires the first Monday in January, 2008.

ROLL CALL FOR CONFIRMATION

AYES_____ NOES_____

13. Communication from His Honor, Mayor James E. Doyle, to the Honorable Members of the Pawtucket City Council, submitting the following reappointment as a member of the Personnel Board:

PERSONNEL BOARD

John Mercer, 32 Martin Street, Pawtucket, RI 02861. Term expires the first Monday in January, 2011.

ROLL CALL FOR CONFIRMATION

AYES_____ NOES_____

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14. Communication from His Honor, Mayor James E. Doyle, to the Honorable Members of the Pawtucket City Council, submitting the following reappointment as a member of the City Planning Commission:

CITY PLANNING COMMISSION

John Q. Calista, Jr., 115 Benjamin Street, Pawtucket, RI 02861. Term expires the first Monday in January, 2011.

ROLL CALL FOR CONFIRMATION

AYES_____ NOES_____

15. Communication from His Honor, Mayor James E. Doyle, to the Honorable Members of the Pawtucket City Council, submitting the following reappointment as a member of the Public Library Trustees:

PUBLIC LIBRARY TRUSTEES

Heidi Gilkenson, 21 Hilton Street, Pawtucket RI 02860. Term expires the first Monday in January, 2009.

ROLL CALL FOR CONFIRMATION

AYES_____ NOES_____

16. Communication from His Honor, Mayor James E. Doyle, to the Honorable Members of the Pawtucket City Council, submitting the following reappointment as a member of the Public Library Trustees:

PUBLIC LIBRARY TRUSTEES

**Herman Hillson Rose, 66 Glenwood Avenue, Pawtucket RI 02860.
Term expires the first Monday in January, 2009.**

ROLL CALL FOR CONFIRMATION

AYES_____ NOES_____

17. Communication from His Honor, Mayor James E. Doyle, to the Honorable Members of the Pawtucket City Council, submitting the following reappointment as a member of the Public Library Trustees:

PUBLIC LIBRARY TRUSTEES

Richard C. Davis, 70 Hazel Street, Pawtucket RI 02860. Term expires the first Monday in January, 2009.

ROLL CALL FOR CONFIRMATION

AYES_____ NOES_____

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18. Communication from His Honor, Mayor James E. Doyle, to the Honorable Members of the Pawtucket City Council, submitting the following reappointment as a member of the Purchasing Board:

PURCHASING BOARD

Barbara M. Gray, 39 Rocco Avenue, Pawtucket RI 02860. Term expires the first Monday in January, 2009.

ROLL CALL FOR CONFIRMATION

AYES_____ NOES_____

19. Communication from His Honor, Mayor James E. Doyle, to the

Honorable Members of the Pawtucket City Council, submitting the following reappointment as a member of the Water Supply Board:

WATER SUPPLY BOARD

Pamela J. Braman, 169 Oakdale Avenue, Pawtucket RI 02860. Term expires the first Monday in January, 2010.

ROLL CALL FOR CONFIRMATION

AYES_____ NOES_____

20. Communication from Dr. Hans W. Dellith, Superintendent of Schools, Pawtucket School Department to David Clemente, Chairman of the Finance Committee, requesting a meeting to discuss the purchase of 286 Main Street) TO BE REFERRED TO THE FINANCE COMMITTEE.

21. Communication from Angel S. Garcia, Director of Personnel to the Honorable Members of the Pawtucket City Council. (Collective Bargaining Agreement Contract – PWSB and Teamsters Local 251)

22. THE FOLLOWING TO BE LAID ON THE TABLE AND REFERRED TO THE FINANCE COMMITTEE:

Ratification of Contract Between the Pawtucket Water Supply Board and Teamsters Local 251 for a Period Beginning July 1, 2005 to June 30, 2008.

23. THE FINANCE COMMITTEE RETURNS THE FOLLOWING ORDINANCE WITH THE RECOMMENDATION TO BE DENIED:

AN ORDINANCE ESTABLISHING A RECRUITMENT TESTING FUND

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24. THE FINANCE COMMITTEE RETURNS THE FOLLOWING

RESOLUTION WITH THE RECOMMENDATION FOR APPROVAL:

RESOLUTION APPROVING THE FUNDING OF THE FOLLOWING EQUIPMENT AS PART OF THE 2 YEAR MASTER LEASE PURCHASE PROGRAM WITH BANC OF AMERICA LEASING AND CAPITAL, LLC.

ROLL CALL AYES_____ NOES_____

25. THE FINANCE COMMITTEE RETURNS THE FOLLOWING RESOLUTION WITH THE RECOMMENDATION FOR APPROVAL:

RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF AN EQUIPMENT LEASE/PURCHASE AGREEMENT, AND RELATED INSTRUMENTS, FUNDING OF THE FY2006 LEASE PURCHASE EQUIPMENT LIST PLUS RELATED EXPENSES, AND DETERMINING OTHER MATTERS IN CONNECTION THEREWITH.

ROLL CALL AYES_____ NOES_____

26. THE FINANCE COMMITTEE RETURNS THE FOLLOWING RESOLUTION WITH THE RECOMMENDATION FOR APPROVAL:

RESOLUTION AUTHORIZING THE ABATEMENT OF TAXES ON MOTOR VEHICLES, REAL ESTATE AND TANGIBLE PERSONAL PROPERTY FOR JULY, AUGUST AND SEPTEMBER, 2005 IN THE SUM OF \$290,876.75.

ROLL CALL AYES_____ NOES_____

27. THE CITY PROPERTY COMMITTEE SUBMITS THE FOLLOWING RESOLUTION WITH THE RECOMMENDATION FOR APPROVAL:

RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A FIVE-YEAR LEASE AGREEMENT BETWEEN PROJECT PRIDE INC. AND THE CITY OF PAWTUCKET FOR THE CONCESSION OPERATIONS FOR SLATER MEMORIAL PARK.

ROLL CALL AYES_____ NOES_____

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**28. THE CITY PROPERTY COMMITTEE SUBMITS THE FOLLOWING
RESOLUTION WITH THE RECOMMENDATION FOR APPROVAL:**

**RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A LEASE
AGREEMENT BETWEEN MAJOR ELECTRIC SUPPLY, INC. AND THE
CITY OF PAWTUCKET FOR THIRTEEN (13) PARKING SPACES AT 49
NORTH UNION STREET, TAX ASSESSOR'S PLAT 43, LOT 629, FOR
THE PAWTUCKET PUBLIC LIBRARY.**

ROLL CALL AYES_____ NOES_____

29. RESOLUTION REQUESTING THE PAWTUCKET DELEGATION TO THE RHODE ISLAND GENERAL ASSEMBLY, IN CONCERT WITH THE PAWTUCKET SCHOOL DEPARTMENT, INTRODUCE LEGISLATION REQUIRING THE TRANSFER OF THE FUNDING AND OPERATION OF THE PAWTUCKET SCHOOL SYSTEM TO THE STATE OF RHODE ISLAND AND THE RHODE ISLAND DEPARTMENT OF EDUCATION.

ROLL CALL AYES_____ NOES_____

30. RESOLUTION OF THE CITY COUNCIL APPROVING THE SUBMISSION OF SIX APPLICATIONS TO THE RHODE ISLAND DEPARTMENT OF ENVIRONMENTAL MANAGEMENT FOR RECREATION AND OPEN SPACE GRANT FUNDING.

ROLL CALL AYES_____ NOES_____

31. AN ORDINANCE IN AMENDMENT OF CHAPTER 116 OF THE CODE OF ORDINANCES OF THE CITY OF PAWTUCKET, 1996, ENTITLED "ANIMALS: ESTABLISHING SPAY OR NEUTER REQUIREMENT FOR CATS IN THE CITY OF PAWTUCKET.

FOR SECOND PASSAGE

ROLL CALL AYES_____ NOES_____

32. THE FINANCE COMMITTEE RETURNS THE FOLLOWING ORDINANCE WITH THE RECOMMENDATION FOR APPROVAL:

AN ORDINANCE ESTABLISHING A PAY PLAN FOR THE CITY OF PAWTUCKET AND REPEALING CHAPTER 2787 IN ITS ENTIRETY.

FOR FIRST PASSAGE

ROLL CALL AYES_____ NOES_____

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**33. THE FINANCE COMMITTEE RETURNS THE FOLLOWING
ORDINANCE WITH THE RECOMMENDATION FOR APPROVAL:**

**AN ORDINANCE IN AMENDMENT OF CHAPTER 59-28 OF THE
REVISED ORDINANCES OF THE CITY OF PAWTUCKET, 1996,
ENTITLED "CITY'S CONTRIBUTION TO THE POLICE AND FIRE
PENSION FUND"**

FOR FIRST PASSAGE

ROLL CALL AYES_____ NOES_____

34. THE ORDINANCE COMMITTEE RETURNS THE FOLLOWING:

Communication from Michael F. Horan, Esq. representing Hope

Artiste Village, LLC, to Pawtucket City Council, (Petition for Zone Change at 999-1005 Main Street – formerly known as Hope Webbing.

35. Communication from Angel S. Garcia, Director of Personnel to the Honorable Pawtucket City Council. (Amend Pay Ordinance Chapter 2797- Teamsters Local 64)

36. THE FOLLOWING ORDINANCE TO BE LAID ON THE TABLE AND REFERRED TO THE FINANCE COMMITTEE:

AN ORDINANCE IN AMENDMENT OF CHAPTER 2797 OF THE ORDINANCES OF THE CITY OF PAWTUCKET ESTABLISHING A PAY PLAN FOR THE CITY OF PAWTUCKET. (Teamsters Local 64)

37. Communication from Angel S. Garcia, Director of Personnel to the Honorable Pawtucket City Council. (Amend Pay Ordinance Chapter

2797- Chief Financial Officer)

38. THE FOLLOWING ORDINANCE TO BE LAID ON THE TABLE AND REFERRED TO THE FINANCE COMMITTEE:

AN ORDINANCE IN AMENDMENT OF CHAPTER 2797 OF THE ORDINANCES OF THE CITY OF PAWTUCKET ESTABLISHING A PAY PLAN FOR THE CITY OF PAWTUCKET. (Chief Financial Officer)

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39. *PETITIONS FOR LICENSES:

AUTOMOBILE REPAIR SHOP AND SECOND HAND SHOP LICENSES (CLASS A & B) – RENEWAL (Selling used automobiles and parts)

Auto Marketplace Sales, Inc., d/b/a Auto Marketplace Sales, 39 Central Ave. LIC#30087 #40073

PEDDLER LICENSE Renewal -

Jorge Garcia d/b/a La Arepa, 167 Bershire Street, Providence, RI LIC#93

DRIVER: Jorge Garcia, 167 Bershire Street, Providence, RI

Nohemy T. Rodriguez, 167 Bershire Street, Providence, RI

TO PEDDLE: Food (Hot Sandwiches, corn bread, etc.)

LOCATION: 465 Lonsdale Avenue, Parking Lot, (Lonsdale Liquors) Pawtucket, RI

TATOO PARLOR Renewal -

Glenn Dummer d/b/a Bulldog Tattoo, 431 Benefit St., LIC#T0002

40. *THE FOLLOWING CLAIMS FOR DAMAGES AGAINST THE CITY TO BE REFERRED TO THE COMMITTEE ON CLAIMS AND PENDING SUITS:

Richard Bedard - \$291.00

Rocco DeAngelis by United Services Auto. Association - \$1513.38

Gloria Grzebien – Pending Estimates

Deborah & Major Hudson - \$381.31

Donald Neil - \$54.47

William Tessier - \$3698.32/\$4436.98+

Sandra Yeghian - \$205.00

**41. THE COMMITTEE ON CLAIMS AND PENDING SUITS RETURNS
THE FOLLOWING CLAIMS FOR DAMAGES AGAINST THE CITY:**

POTHOLES:

Paul Lopes - \$312.25/\$356.73

POT HOLE CLAIMS FILED AFTER THE 7 DAY FILING PERIOD:

Idalina Silva - \$480.63

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SEWER CLAIMS DUE TO STORMS:

Suzanne Rigley - \$1295.00

Bradford Southworth - \$1000.00

ACCIDENTS INVOLVING CITY VEHICLES:

Derek Calabro - \$1991.41

Pamela Driver - \$1205.04/\$1314.81

Charles Sprague - \$400.00

MISCELLANEOUS:

Joseph Faulder - \$550.00

Sendy Gonzalez - \$1543.57/\$2209.06

Lucille LeBlanc - Pending Estimates

Benny Rosado - \$3665.21

Craig Wilson by Amica Insurance - \$1080.41

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WITHDRAWAL OF CLAIM:

Craig Wilson - \$4,818.93

**THE FOLLOWING CLAIMS WERE LAID ON THE TABLE AT THE
DECEMBER 21, 2005, AND ARE AGAIN TAKEN UP:**

Ian Beauregard - \$456.88/\$466.72

Michele Rider - \$1600.00/\$1800.00

Mrs. William Savage - \$6,250.00

Timothy Trudell - \$1561.67/\$1846.14

ADJOURNED _____ P.M.