

CITY COUNCIL

MUNICIPAL COURT ROOM, SECOND FLOOR, CITY HALL

(through Mayor's Office)

137 ROOSEVELT AVENUE, PAWTUCKET, RI

WEDNESDAY, MAY 9, 2007

7:00 PM

PRE-COUNCIL AGENDA

**6:00 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**

6:45 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 Kenneth R. McGill, Board of Canvassers Registrar, to the Honorable Members of the Pawtucket City Council, (Voters First Advisory Commission)

B. Communication from Richard Goldstein, City Clerk, to the Honorable Members of the Pawtucket City Council, (REAP Savings Report)

C. Communication from Robert Rocchio, P.E., Secretary, State Traffic Commission, to Janice M. LaPorte, CMC, City Clerk, (Denied Request for Left Turn Signal at Armistice Blvd. and Newport Avenue)

D. Communication from Michael D. Cassidy, Director of Planning and Redevelopment, to Councilor David P. Moran, (Response - Indoor Soccer Complex)

E. Communication from Rhode Island Clean Water Finance Agency to the City of Pawtucket, (Revolving Fund Program Project Payment Requisition Form)

F. Communication from Dr. Hans W. Dellith, Superintendent of Schools, to Richard J. Goldstein, City Clerk, (Response – School Bus Speeding)

G. Communication from Louise R. Phaneuf, Burrillville Town Clerk, to the Pawtucket City Council, (Resolution in Support of “An Act Relating to State Affairs and Government – State Rural Conservation”)

H. An Ordinance in Amendment of Chapter 388 of the Code of Ordinances of the City of Pawtucket Entitled, “Vehicles And Traffic” (Winter Parking Restrictions – Fines) TO BE LAID ON THE TABLE WITH THE RECOMMENDATION FOR APPROVAL BY THE ORDINANCE COMMITTEE

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I. Communication from Angel S. Garcia, Director of Personnel, to the Honorable Members of the Pawtucket City Council. (Amend Pay Ordinance Chapter 2797 – Water Cross Connection Control Technician – Backflow Prevention License)

J. An Ordinance in Amendment of Chapter 2797 of the Ordinances of the City of Pawtucket Establishing a Pay Plan for the City of Pawtucket. (Water Cross Connection Control Technician – Backflow Prevention License) TO BE LAID ON THE TABLE AND REFERRED TO THE FINANCE COMMITTEE

K. Communication from Angel S. Garcia, Director of Personnel, to the Honorable Members of the Pawtucket City Council. (Amend Pay Ordinance for Local 3960 Chapter 2815 – Delete the Position of General Office Manager; Create Position of Finance Office Assistant)

L. An Ordinance in Amendment of Chapter 2815 of the Ordinances of the City of Pawtucket Establishing a Pay Plan for the City of Pawtucket for Local 3960 (Delete the Position of General Office Manager; Create Position of Finance Office Assistant) TO BE LAID ON THE TABLE AND REFERRED TO THE FINANCE COMMITTEE

M. Communication from Angel S. Garcia, Director of Personnel, to the Honorable Members of the Pawtucket City Council. (Amend Pay Ordinance Chapter 2797 – Delete the Position of Junior Purchasing clerk; Create Position of Purchasing Aide)

N. An Ordinance in Amendment of Chapter 2797 of the Ordinances of the City of Pawtucket Establishing a Pay Plan for the City of Pawtucket. (Purchasing Aide) TO BE LAID ON THE TABLE AND REFERRED TO THE FINANCE COMMITTEE

O. Communication from Angel S. Garcia, Director of Personnel, to the Honorable Members of the Pawtucket City Council. (Assistant Fire Chief - with the stipulation of the City Council Approval for the FY08 Budget) TO BE LAID ON THE TABLE AND REFERRED TO THE FINANCE COMMITTEE

3. Petition of Golden Arch Enterprise d/b/a McDonalds, 255 Mineral Spring Avenue, for a 24 Hour Victualling House License, to operate a Victualling House the additional hours between 2 a.m. and 6 a.m., which is scheduled for a hearing at this time, is taken up:

4. Petition of New Horizons Management Co., d/b/a McDonald's of Pawtucket, 285 Armistice Boulevard, for a 24 Hour Victualling House License, to operate a Victualling House the additional hours between

2 a.m. and 6 a.m., which is scheduled for a hearing at this time, is take up:

5. RESOLUTION CONGRATULATING THE MCGILL FAMILY FOR BEING AWARDED THE FIRST ANNUAL “FAMILIES GUIDING FAMILIES” AWARD

ROLL CALL AYES_____ NOES_____

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6. Communication from Michael D. Cassidy, Director of Planning and Redevelopment; Barney Heath, Assistant Director of Planning, Department of Planning and Redevelopment and Edward Soares, CDBG Program Manager, (Supporting Materials for 2007-08

Consolidated Plan for the Use of Funding from the CDBG, HOME, and ESG Programs)

7. RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION FOR FUNDS UNDER THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

ROLL CALL AYES_____ NOES_____

8. AN ORDINANCE IN AMENDMENT OF §347-14 OF THE CODE OF ORDINANCES OF THE CITY OF PAWTUCKET, 1996, ESTABLISHING REFUSE COLLECTION RULES, AS AMENDED.

FOR SECOND PASSAGE

ROLL CALL AYES_____ NOES_____

9. THE ORDINANCE COMMITTEE RETURNS THE FOLLOWING

ORDINANCE WITH THE RECOMMENDATION FOR APPROVAL:

AN ORDINANCE IN AMENDMENT OF CHAPTER 379 OF THE PAWTUCKET CODE OF ORDINANCES, 1996, ENTITLED, "VEHICLE REPAIR SHOPS" (Transferability of Licenses)

FOR FIRST PASSAGE

ROLL CALL AYES_____ NOES_____

10. THE ANIMAL CONTROL COMMITTEE RETURNS THE FOLLOWING ORDINANCE WITH THE RECOMMENDATION FOR APPROVAL, WITH THE FOLLOWING AMENDMENT:

"AN ORDINANCE IN AMENDMENT OF CHAPTERS 116 AND 294 OF THE CODE OF ORDINANCES OF THE CITY OF PAWTUCKET, 1996, ENTITLED "ANIMALS" AND "PARKS AND PLAYGROUNDS" (PROHIBITING DOGS FROM PLAYGROUNDS)"

Add the following:

E. No dogs are allowed in any city-owned cemeteries within the City whether at large or under restraint, Seeing Eye dogs, so-called,

excepted.

ROLL CALL AYES_____ NOES

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11. AN ORDINANCE IN AMENDMENT OF CHAPTERS 116 AND 294 OF THE CODE OF ORDINANCES OF THE CITY OF PAWTUCKET, 1996, ENTITLED "ANIMALS" AND "PARKS AND PLAYGROUNDS" (PROHIBITING DOGS FROM PLAYGROUNDS)

FOR FIRST PASSAGE

ROLL CALL AYES_____ NOES_____

12. THE FOLLOWING ORDINANCES TO BE LAID ON THE TABLE AND REFERRED TO THE FINANCE COMMITTEE AND A PUBLIC HEARING TO BE SCHEDULED FOR WEDNESDAY, MAY 23, 2007, AT 7:00 P.M.:

ANNUAL OPERATING BUDGET ORDINANCE FY 2007-2008

CAPITAL BUDGET ORDINANCE FY 2007-2008

13. PETITION FOR LICENSE:

VICTUALLING HOUSE – 1st Class - Transfer

Alden Street Food Services LLC d/b/a Volcano Grill, (transfer from Cedar Foods, LLC d/b/a Lang's Villa) 47 Mendon Ave. LIC#00805

14. THE FOLLOWING LICENSE WAS LAID ON THE TABLE AT THE MEETING HELD APRIL 25, 2007, AND IS AGAIN TAKEN:

RETAIL JUNK LICENSE (Renewal)

**John S. Lussier d/b/a John's Salvage Company, 32 Wood St.
LIC#50001**

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15. THE FOLLOWING APPLICATION WAS LAID ON THE TABLE AT THE MEETINGS HELD APRIL 11, 2007 AND APRIL 25, 2007, AND IS AGAIN TAKEN UP:

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

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

- 1. License approved on a 12 month conditional basis.**
- 2. There shall be a three month review of the business operation with the neighbors.**
- 3. The hours of operation shall be as follows:**
 - a. 9:00 a.m.-5:00 p.m. for auto repair – Monday-Friday**
 - b. 9:00 a.m.-7:00 p.m. for auto sales-Monday-Friday**
 - c. 10:00 a.m.-3:00 p.m. for auto sales-Saturdays – No auto repair**
 - d. No operation on Sundays or Holidays.**
- 4. Owner shall provide, in writing, off-street parking arrangement with neighbor. Agreement shall be presented to the City Clerk within 30 days.**
- 5. No parking on Dexter Street**
- 6. Towing allowed during business hours only 9:00 a.m.-5:00 p.m.**

M-F. No Saturdays.

7. Rear of building shall be clear of all vehicles at all times.

8. No parking on Dexter Court.

9. No painting or auto body work allowed.

10. Outside premises to be kept clean and free of parts and debris.

11. No more than twelve (12) vehicles shall be allowed to park in front of property.

12. The owner of business shall monitor customer parking.

13. No road testing on Dexter Court

14. No repair allowed outside.

15. No motorcycle repairs allowed at any time.

16. Keep rear doors closed at all times.

16. *PETITIONS FOR LICENSES:

AUTO REPAIR SHOP ONLY – Renewals

Monro Muffler Brake, Inc., d/b/a Speedy Auto Service By Monro, 1427

Newport Ave., LIC#30241

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

**Champion Collision and Sales Inc., d/b/a Champion Collision and
Sales, 41 Congress St. LIC#30226 #40230**

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ENTERTAINMENT –

**Petition of Daggett Delights Inc. for a license to conduct a Classic Car
Show in Parking Lot of Daggett Farm in Slater Park, on Tuesdays,**

May through September, 2007, from 5:00 p.m. to 9 p.m. LIC#0533M

Petition of St. Anthony's Church, Holy Spirit Society, 32 Lawn Avenue for a license to conduct an In & Outdoor Festival at 32 Lawn Avenue on Saturday, June 16, 2007, from 6:00 p.m. to 12:00 a.m. and Sunday, June 17, 2007, from 6:00 p.m. to 10:00 p.m. LIC. #0534M

Petition of Rhode Island Philharmonic Orchestra and Music School for a license to conduct the 1st Annual Pawtucket Youth Music Festival at the Veterans Amphitheatre on Saturday, June 2, 2007 from 1:00 p.m. to 3:00 p.m. LIC. #0535M

FORTUNE TELLER – New

Lisa Jace d/b/a Psychic Readings by Lisa, 155 Pleasant St., LIC#E0002

VICTUALLING HOUSE 1ST Class

Golden Arch Enterprise, LLC d/b/a McDonalds Restaurant (change

from Golden Arch Enterprise, d/b/a McDonalds), 255 Mineral Spring Ave. LIC#00313

Golden Arch Enterprise, LLC d/b/a McDonalds Restaurant (change from New Horizons Management Co., d/b/a McDonalds's of Pawtucket) 285 Armistice Blvd., LIC#00142

INTELLIGENCE OFFICE – NEW

Additional Personnel, Inc., d/b/a Add Temps, 17 Dexter Street, LIC#K0005

SECOND HAND SHOP (Class C – Used Miscellaneous Merchandise) – Renewal

Marie Fortune d/b/a Fortune's Store, 130 Broad St., LIC#40333

17. *THE FOLLOWING CLAIMS FOR DAMAGES AGAINST THE CITY

TO BE REFERRED TO THE COMMITTEE ON CLAIMS AND PENDING SUITS:

Bruce Butler - \$847.35/\$1,256.37

Maria Cardoso – No Amount Specified

Alfred Mensah - \$1,242.71

Ecequiela Pantoja by Scott P. Tierney, Esq. - \$50,000.00

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

Wayne Joaquim - \$647.17/\$1,029.00

Julia Brayall by Lawrence L. Goldberg, Esq. – No Amount Specified

David & Doreen DeLuca - \$2,724.00

Maria Lopes - \$1,358.40/\$1,720.13

Lisa B. Marroquin by V. Edward Formisano, Esq. - \$350,000.00

Sophia Soucy by Jeffrey S. Perlow, Esq. - \$100,000.00

William Vinacco - \$1,071.00/\$1,101.46

Thomas McCarthy - \$225.91/\$265.26

ADJOURNED _____ P.M.