

**CITY COUNCIL**

**CITY COUNCIL CHAMBERS, CITY HALL**

**137 ROOSEVELT AVENUE, PAWTUCKET, RI**

**WEDNESDAY, MARCH 11, 2009**

**7:00 P.M.**

**PRE-COUNCIL AGENDA**

**5:15 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 – FINANCE COMMITTEE**

**6:30 PM – FIRE PREVENTION OFFICERS**

**6:40 PM – PRE-COUNCIL – APPOINTMENT –**

**Philip J. Shea, III – Juvenile Hearing Board**

**6:45 PM – PUBLIC INPUT PERIOD**

**6:45 PM – BOARD OF LICENSE COMMISSIONERS**

**7:00 PM – CITY COUNCIL**

**DOCKET**

**CONVENED \_\_\_\_\_ PM**

## **Previous Minutes 02/25/09**

### **1. \*CONSENT AGENDA**

### **2. \*CORRESPONDENCE**

**A. Communication David W. Piccerelli, Vice President and CFO of the Rhode Island PBS, to Henry S. Kinch, Jr., President, Pawtucket City Council (Pawtucket PEG access Programming)**

**B. Communication from Joseph Roque, Purchasing Agent, to the Pawtucket City Council (Emergency Purchase Authorizations – February, 2009)**

**C. Communication from Jeannine S. Bourski, Deputy Finance Director, to Henry S. Kinch, Jr., President, Pawtucket City Council (Uniform Overtime FY09)**

**D. Communication from Rhode Island Clean Water Finance Agency to the City of Pawtucket (Various Forms and Statements)**

**E. Resolution from Leigh A. Botello, East Greenwich Town Clerk, to RI City and Town Clerks (Support of Articles to the Proposed FY09 Supplemental Budget)**

**F. Resolution from Deborah A. Tellier, West Warwick Town Clerk, to RI City and Town Clerks (Support for the End of the Caruolo Act)**

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

**H. Communication from John J. Partridge, Esq., Co-Chairman and Daniel J. Sullivan Jr., Co-Chairman, Pawtucket Foundation (Commuter Rail Station)**

**I. Communication from John E. Carney, Director of Public Works, to the Pawtucket City Council (Response - Vet's Park Parking Lot)**

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**J. Communication from John E. Carney, Director of Public Works, to the Pawtucket City Council (Response – Rt. 95 Pawtucket Bridge –**

## **Reimbursements)**

**K. Communication from Mayor James E. Doyle to the Honorable Henry S. Kinch, Jr., President, Pawtucket City Council (Vehicle for Fire Prevention Officers)**

**L. Communication from Adalberto Cardoso to the Honorable Henry S. Kinch, Jr., President, Pawtucket City Council requesting to obtain Abandoned Property at 58 Coleman Street, Pawtucket, Identified as Plat 45, Lot 288 TO BE REFERRED TO THE CITY PROPERTY COMMITTEE**

**M. Communication from Denise Panichas, Executive Director, Samaritans of Rhode Island, to Mayor James E. Doyle requesting donation of \$500.00 for the Samaritans of RI Suicide Prevention and Resource Center TO BE REFERRED TO THE FINANCE COMMITTEE**

**N. Ordinance in Amendment of Section 302 of The Code of Ordinances of The City of Pawtucket, 1996, Entitled “Peddling and Soliciting” TO BE LAID ON THE TABLE WITH THE RECOMMENDATION FOR APPROVAL BY THE ORDINANCE COMMITTEE**

**3. Petition of Pawtucket Red Sox Baseball Club, Inc., for license to conduct Athletic Games (games or exhibitions of Baseball) in McCoy**

**Stadium, Columbus Avenue, on the following Sundays: April 19, May 3, 17, 24, June 7, 28, July 12, 19, 26, August 23, September 6, 13, 20, 27, 2009, LIC# 5070, which was advertised for a hearing at this time, is taken up:**

**4. Communication from Mayor James E. Doyle to the Honorable Henry S. Kinch, Jr., President, Pawtucket City Council (Joint Task Force on Cost Saving Measures in the School Department)**

**5. Communication from David L. Quinn, II, Tax Assessor, to the Honorable City Councilors requesting a Pre-Council Meeting on March 25, 2009 regarding Revaluation Updates from Vision Appraisal Technology**

**6. Communication from His Honor, Mayor James E. Doyle, to the Honorable Members of the Pawtucket City Council, submitting the following appointment as a member of the Juvenile Hearing Board, FOR CONFIRMATION:**

**JUVENILE HEARING BOARD**

**Philips J. Shea, III, 93 Lincoln Avenue, Pawtucket, RI 02861, term expires the first Monday in December, 2012.**

**ROLL CALL FOR CONFIRMATION**

**AYES\_\_\_\_\_ NOES\_\_\_\_\_**

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**7. COUNCIL REPRESENTATIVE TO SERVE ON THE RIVERFRONT COMMISSION – Term to expire first Monday in June, 2009. (To fill unexpired term) \_\_\_\_\_**

**ROLL CALL AYES\_\_\_\_\_ NOES\_\_\_\_\_**

**8. COUNCIL REPRESENTATIVE TO SERVE ON THE ARTS PANEL  
REVIEW COMMITTEE \_\_\_\_\_**

**ROLL CALL AYES \_\_\_\_\_ NOES \_\_\_\_\_**

**9. ELECTION OF CITY OFFICER. (2 year term)**

**SEALER OF WEIGHTS AND MEASURES \_\_\_\_\_**

**ROLL CALL AYES \_\_\_\_\_ NOES \_\_\_\_\_**

**10. THE FOLLOWING RESOLUTION WAS LAID ON THE TABLE AT  
THE FEBRUARY 25, 2009 MEETING, IS AGAIN TAKEN UP WITH A  
RECOMMENDATION TO BE TAKEN UNDER ADVISEMENT:**

**RESOLUTION AUTHORIZING THE ISSUANCE OF TAX ANTICIPATION  
NOTES**

**ROLL CALL AYES\_\_\_\_\_ NOES\_\_\_\_\_**

**11. THE FINANCE COMMITTEE RETURNS THE FOLLOWING  
RESOLUTION WITHOUT A RECOMMENDATION:**

**RESOLUTION AUTHORIZING THE ISSUANCE OF TAX ANTICIPATION  
NOTES (SUBSTITUTE A)**

**ROLL CALL AYES\_\_\_\_\_ NOES\_\_\_\_\_**

**12. RESOLUTION IN SUPPORT OF BILLS 2009-S 0682 AND 2009-H  
5844, BOTH ENTITLED” AN ACT RELATING TO EDUCATION –  
SCHOOL COMMITTEES AND SUPERINTENDENTS”**

**ROLL CALL AYES\_\_\_\_\_ NOES\_\_\_\_\_**

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**13. RESOLUTION SUPPORTING LEGISLATION TO EXPAND THE  
PAWTUCKET ARTS AND ENTERTAINMENT DISTRICT**

**ROLL CALL AYES\_\_\_\_\_ NOES\_\_\_\_\_**

**14. RESOLUTION REGARDING HIGH HAZARD INTERSECTIONS**

**ROLL CALL AYES\_\_\_\_\_ NOES\_\_\_\_\_**

**15. AN ORDINANCE IN AMENDMENT OF CHAPTER 63 OF THE CODE  
OF ORDINANCES OF THE CITY OF PAWTUCKET, 1996, ENTITLED**

**“PERSONNEL POLICIES.” (City Owned Vehicles)**

**FOR SECOND PASSAGE**

**ROLL CALL AYES\_\_\_\_\_ NOES\_\_\_\_\_**

**16. AN ORDINANCE ESTABLISHING A PAY PLAN FOR THE CITY OF PAWTUCKET FOR UNIFORM MEMBERS OF THE FIRE DEPARTMENT, JULY 1, 2007 – JUNE 30, 2008, AND REPEALING CHAPTER 2817 IN ITS ENTIRETY.**

**FOR SECOND PASSAGE**

**ROLL CALL AYES\_\_\_\_\_ NOES\_\_\_\_\_**

**17. THE FOLLOWING LICENSE WAS LAID ON THE TABLE AT THE MEETINGS HELD FEBRUARY 11, 2009 and FEBRUARY 25, 2009 AND IS AGAIN TAKEN UP:**

**POOL TABLE - Renewals**

**Dancinbr Enterprises LLC d/b/a Ray's Boulevard Tap, 572 Armistice Blvd. (1) Weekdays LIC#5064**

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**18. THE FOLLOWING LICENSE WAS LAID ON THE TABLE AT THE MEETING HELD FEBRUARY 25, 2009, AND IS AGAIN TAKEN UP:**

**PEDDLER LICENSE – New**

**New England Novelty, 461 Main Street, LIC#5099**

**DRIVER: Shannon Issler, 811 Mineral Spring Avenue, Pawtucket, RI**

**PEDDLE: Balloons, Toys, etc.**

**LOCATION: All of Pawtucket**

## **19. \*PETITIONS FOR LICENSES:**

### **ENTERTAINMENT –**

**Petition of Pawtucket Red Sox Baseball Club, Inc. to conduct Fireworks Display Illumination Shows in McCoy Stadium, on May 1, 24, July 2, 3, September 4, 2009, LIC#5072**

### **HOLIDAY LICENSES – New**

**Broadway Convenience LLC d/b/a Broadway Convenience & Smoke Shop, 562 Broadway, LIC#5101**

**F & Z LLC d/b/a Gulf Express, (transfer from United LLC d/b/a Gulf Express) 711 East Ave. LIC#5103**

### **HOLIDAY LICENSES - Renewals**

**Adams Furniture Company Inc., 65 East Ave. LIC#3244**

**Amerada Hess Corporation d/b/a Hess 39504, 250 Mineral Spring Ave.  
LIC#3207**

**Apex At Home, LLC., d/b/a Apex, 100 Main St. LIC#3190**

**Amponsah, Isaac & Ama d/b/a Ama's Variety & Mini Mart, 957 Main  
St. LIC#3247**

**Armando & Son's Meat Market Inc., d/b/a Armando & Son's Meat  
Market, 265 Pine St. LIC#4834**

**Bach LLC d/b/a A & S Convenience & Deli, 248 West Ave. LIC#4861**

**Beau Video Ltd., d/b/a Beau Video, 171 Pawtucket Ave. LIC#4775**

**BK House of Cigars Inc. d/b/a BK House of Cigars, 530 Broadway,  
Unit 4, LIC#3204**

**Blackstone Donuts Incorporated d/b/a Dunkin Donuts, 109 East St.  
LIC#4758**

**Blackstone Donuts Incorporated d/b/a Dunkin Donuts, 421 Broadway,  
LIC#4759**

**Byers, Richard d/b/a Dick's Sport & Hobby Shop, 460 Smithfield Ave.  
LIC#3219**

**Caprichos Antioquenos Bakery Inc., 173 Lonsdale Ave. LIC#4761**

**Central Avenue Donuts, Inc., d/b/a Dunkin Donuts, 1113 Central  
Avenue, LIC#3214**

**\*Costello, Rickey L d/b/a Broadway Loan & Jewelry, 720 Broadway,  
LIC#3176**

**1. Signage must be approved by the Director of Zoning and Code  
Enforcement.**

**2. Parking must be approved by the Director of Zoning and Code**

**Enforcement.**

**3. The hours of operation shall be as follows: Open no earlier than 9:00 am and close no later than 6:00 pm**

**Darlington Market Inc., d/b/a Darlington Market, 614 Central Ave.  
LIC#3216**

**Dots, LLC, 693 Beverage Hill Ave. LIC#3196**

**East Avenue CVS Inc., d/b/a CVS/Pharmacy #2234, 425 East Ave.  
LIC#3261**

**Ebl Inc., d/b/a Eblens Clothing & Footwear, 295 Armistice Blvd.  
LIC#3246**

**Howell J. Smith Druggist, 749 Central Ave. LIC#3193**

**Jose & Carmelo Main Street Market Inc., 919 Main St. LIC#3178**

**Lorraine Fabrics Inc., 593 Mineral Spring Ave. LIC#3182**

**Marques Enterprises Inc., d/b/a Lil' General Store, 600 Main St.  
LIC#3189**

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**Maxi Drug South, L.P. d/b/a Rite Aid #10229, 727 East Ave. LIC#3224**

**Maxi Drug South, L.P. d/b/a Rite Aid #10228, 150 Mineral Spring Ave.  
LIC#3222**

**Maxi Drug South, L.P. d/b/a Rite Aid #10227, 342 Power Rd. LIC#3223**

**Mineral Enterprises, Inc., d/b/a Dunkin Donuts, 750 Mineral Spring Ave. LIC#4826**

**Moran Foods Inc., d/b/a Save-A-Lot Food Stores, #803, 477 Mineral Spring Ave. LIC#3266**

**Moran Foods Inc., d/b/a Save-A-Lot #813, 295 Armistice Blvd. LIC#5046**

**Munschy, Kenneth C d/b/a Li'l General Store, 556 Central Ave. LIC#3226**

**Neves, Maria M d/b/a Lesoleil, 547 Armistice Blvd. LIC#3209**

**Pathik LLC d/b/a Gold Mart, 1531 Newport Ave. LIC#3187**

**Pawtucket CVS Inc., d/b/a CVS Pharmacy #1042, 835 Newport Ave. LIC#3194**

**Pawtucket Newport Neighborhood LLC d/b/a Stop N Save, 823 Newport Ave. LIC#4779**

**Pawtucket Plaza CVS, Inc., d/b/a CVS Pharmacy #670, 601 Smithfield Ave. LIC#3195**

**Precision Harley Davidson Inc., 269 Armistice Blvd. LIC#4832**

**Prospect Minimarket Inc., d/b/a Prospect Mini Market, 620 Prospect St. LIC#3185**

**Providence Discount Store Inc., d/b/a 99 Cents Plus, 300 Barton St. (Unit #1) LIC#3208**

**PRRC, Inc. d/b/a Price Rite, 465 Lonsdale Avenue, LIC#3282**

**Rhode Island #19 Inc., d/b/a Building #19 1/9, 625 Narragansett Park Dr. LIC#4843**

**Rose Bud Florist, Inc., 386 Central Ave. LIC#3236**

**Saad Food Mart Inc., 1414 Newport Ave. LIC#4847**

**Silver Mart Inc., d/b/a Silver Mart, 170 Cottage St. LIC#3200**

**Simpson's Pharmacy Inc., 10 Newport Ave. LIC#4778**

**Supercuts Corporate Shops Inc. d/b/a Super Cuts #9976, 681 Beverage Hill Ave. LIC#3192**

**Tavera, Juan Luis d/b/a Dominican-Supermarket, 339 Weeden St. LIC#3267**

**\*U-Haul Company of Rhode Island Inc., d/b/a U-Haul Center of Pawtucket, 2 Lonsdale Ave. LIC#3265**

- 1. Repair of U-Haul Vehicles only.**
- 2. No auto body work.**
- 3. No spray painting.**
- 4. All repair work shall be conducted inside garage area.**
- 5. No used auto parts or junk shall be stored outside.**
- 6. Shall adhere to current zoning regulations for landscaping of parking lots.**
- 7. No auto repair work on Sundays.**
- 8. Schedule a meeting with the neighbors on Hayward Street within 6-8 weeks to review operation of business.**

**Underground Heroes Inc., d/b/a Subway, 695 Beverage Hill Ave. LIC#4763**

**\*U-Save Gas Inc., d/b/a Roukoz Investment, 469 Benefit St. LIC#3264**

**STIPULATIONS PER ZONING DECISION 4/1/86**

- 1. The hours of operation shall not be other than as stated in presentation 7 AM to 9 PM. Any violation shall be grounds for closing this operation.**
- 2. No foods, paper, rubbish shall be allowed to be in land area.**

**Dumpster collection facilities shall be both inside and on exterior of site and dumpsters on outside must be with covers.**

**3. Management shall take caution with employees and see that they do not allow radio and other noises to take place.**

**4. Landscape and shrubs shall be planted to be in harmony with area.  
Walgreen Eastern Co. Inc., d/b/a Walgreen's #03468, 100 Broad St.  
LIC#3239**

**Walgreen Eastern Co. Inc., d/b/a Walgreen's, #2639, 700 Central Ave.  
LIC#3240**

**PEDDLER New –**

**Shi, Zhong, 315 East Avenue, Pawtucket, RI LIC#5104**

**DRIVER: Shi, Zhong, 315 East Avenue, Pawtucket, RI**

**TO PEDDLE: Vegetables**

**LOCATION: All of Pawtucket**

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**PEDDLER Renewal –**

**Cabrera, Frank d/b/a FMD Ice Cream, 18 Bellmore Drive, Pawtucket, RI  
LIC#4925**

**DRIVER: Frank Cabrera, 18 Bellmore Dirve, Pawtucket, RI**

**TO PEDDLE: Ice Cream**

**LOCATION: All of Pawtucket**

**POOL TABLE – New**

**The Call Sports Pub LLC d/b/a The Call Sports Pub, 47 Mendon Ave.**

**(2) Weekdays & Sundays LIC#5100**

**POOL TABLE – Renewal**

**Garrity Pub & Restaurant, Inc., d/b/a Corinne’s Banquets, 67 Garrity**

**St. (1) Weekdays & Sundays LIC#3171**

**VICTUALLING HOUSE – Transfer**

**F & Z LLC d/b/a Gulf Express, (transfer from United LLC d/b/a Gulf  
Express) 711 East Ave. LIC#5102**

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

**Earnestine Crader - \$2,046.09**

**Alexander Craig - \$194.95**

**Scott Koziol by Lovett Schefrin Harnett Esq. - \$50,000.00**

**Kerri and Joseph Phillips - \$500.00**

**Nelson Roque - \$717.23**

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

**Nick Africo – \$7,214.00**

**David Forget by Charles Vucci, Esq. - \$100,000.00**

**John Kinkamper - \$200.00**

**Michael Larose – Pending Estimates**

**Leo Antaya - \$850.00**

**Christine Brehm - \$1,878.98**

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**Guy Brochu - \$1,000.00-\$1,904.67**

**Stacey Fidalgo by Brosco & Brosco PC - \$100,000.00**

**Ann Gomes by NLC Insurance Companies - \$8,625.04**

**Joao Pereira - \$1,884.97-\$4,147.68**

**Nelson Roque by Progressive Insurance - \$7,069.82**

**Lisa Dalton - \$90.84**

**Edward Halloran - \$250.22**

**Allan Johnson - \$108.20**

**Elizabeth Healey - \$262.00**

**ADJOURNED \_\_\_\_\_ P.M.**