

CITY COUNCIL

CITY COUNCIL CHAMBERS, CITY HALL

137 ROOSEVELT AVENUE, PAWTUCKET, RI

WEDNESDAY, DECEMBER 9, 2009

7:00 P.M.

PRE-COUNCIL AGENDA

5:00 PM – CLAIMS COMMITTEE

6:00 PM – CITY PROPERTY COMMITTEE

6:15 PM – FINANCE COMMITTEE

6:45 PM – PUBLIC INPUT PERIOD

6:45 PM – BOARD OF LICENSE COMMISSIONERS

7:00 PM – CITY COUNCIL

DOCKET

CONVENED _____ PM

Previous Minutes 11/24/09

1. *CONSENT AGENDA

2. *CORRESPONDENCE

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

B. Communication from Jeannine S. Bourski, Deputy Finance Director, to Henry S. Kinch, Jr., President, Pawtucket City Council (Uniform Overtime FY10)

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

D. Communication from Brian E. Kortz, Senior Hydrogeologist, Fuss & O'Neill, to the Pawtucket City Clerk (Notice of Commencement of site Investigation Activities – 354 Pine Street)

E. Communication from Michael D. Cassidy, Director of Planning and Redevelopment, to Councilor Henry S. Kinch, Jr., President, Pawtucket City Council (Deed of Transfer – Soccer Complex) TO BE REFERRED TO THE CITY PROPERTY COMMITTEE

3. Petition for SECOND HAND SHOP LICENSE (Class A – Used Motorcycles Only) of Precision Harley Davidson Inc., d/b/a Precision Triumph, 255 Armistice Boulevard, Tax Assessor’s Plat 25, Lot 242, to keep a shop for the purpose of purchasing and selling second hand articles, specifically motorcycles, LIC#5126 which was advertised for a hearing at this time, is taken up:

4. Petition for Auto Repair and Second Hand Shop Licenses (Class A & B – Selling Used Automobiles & Parts) by John Martins d/b/a Courtesy Collision Center, 262 Broadway, Tax Assessor’s Plat 22, Lot 312, to keep a shop for the purpose of repairing automobiles and purchasing and selling second hand articles, specifically: used automobiles and parts, LIC#5127 & #5234 which was advertised for a hearing at this time, is taken up:

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**5. RESOLUTION ACCEPTING THE CARE OF BURIAL LOT OF JULIA
ALTAGRACIA ESTRELLA**

ROLL CALL AYES_____ NOES_____

**6. RESOLUTION ACCEPTING THE CARE OF BURIAL LOT OF BELLA
VICTORIA NEVES-LOPES**

ROLL CALL AYES_____ NOES_____

**7. THE PUBLIC WORKS/CEMETERY COMMITTEE SUBMITS THE
FOLLOWING RESOLUTION WITH THE RECOMMENDATION OF
APPROVAL:**

**RESOLUTION CHANGING THE NAME OF THAT PORTION OF GRACE
STREET LOCATED BETWEEN PLEASANT STREET AND GEORGE
STREET IN PAWTUCKET TO DIVISION STREET**

ROLL CALL AYES_____ NOES_____

8. THE ANIMAL CONTROL COMMITTEE SUBMITS THE FOLLOWING AMENDMENTS TO THE ORDINANCE ENTITLED “AN ORDINANCE IN AMENDMENT OF CHAPTER 116 OF THE CODE OF ORDINANCES OF THE CITY OF PAWTUCKET, 1996, ENTITLED ‘ANIMALS’ (KENNEL LICENSES) WITH THE RECOMMENDATION OF APPROVAL:

Amendment #1

§116-62 - Penalties.

A. Any person who violates §116-61 (A) of Article X of this Chapter shall be subject to fines as enumerated in § 410-101.

B. Any person who violates any other sections of the Code of Ordinances of the City of Pawtucket or or Chapter 19 of Title 4 of the General Laws of the State of Rhode Island may be subject to a suspension or revocation of their license and/or criminal prosecution a fine of \$100 for a first offense, a fine of \$250 for a second offense and a fine of \$500 for a third and subsequent offenses. pursuant to RI General Laws §§4-19-9 and 4-19-11.3.

ROLL CALL AYES_____ NOES_____

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Amendment #2

§116-57 Publication of notice of application.

Upon receipt of an application for a license under this article, the city clerk shall cause notice of the application for a kennel license to be published in a newspaper of general circulation in the city at least once, one (1) week prior to the hearing date on such application. Such notice shall state the name of the applicant, the type of license requested and a description of the particular location for which the license is requested. Such notice shall also state that remonstrants are entitled to be heard before the granting of such license and shall name the time and place of the hearing. Furthermore, in the case of an initial license application, the city clerk shall give similar notice by

regular mail at least one (1) week prior to the hearing to the owners of all property within two hundred (200) feet three hundred fifty 350 feet of the perimeter of the premises on which a kennel is sought to be located.

ROLL CALL AYES _____ NOES _____

Amendment #3

§116-59 General licensing requirements.

H. No kennel shall hold more than thirty (30) fifty (50) animals at any one time during the day and no more than fifteen (15) thirty (30) animals at any one time overnight.

ROLL CALL AYES _____ NOES _____

9. THE ANIMAL CONTROL COMMITTEE RETURNS THE FOLLOWING

ORDINANCE WITH THE RECOMMENDATION OF APPROVAL, AS AMENDED

AN ORDINANCE IN AMENDMENT OF CHAPTER 116 OF THE CODE OF ORDINANCES OF THE CITY OF PAWTUCKET, 1996, ENTITLED “ANIMALS” (KENNEL LICENSES)

FOR FIRST PASSAGE

ROLL CALL AYES_____ NOES_____

10. THE FOLLOWING LICENSE WAS LAID ON THE TABLE AT THE MEETINGS HELD NOVEMBER 4, 2009, AND NOVEMBER 24, 2009, AND IS AGAIN TAKEN UP:

10, 000 Hours Inc., d/b/a TK’s Tavern, 602 Smithfield Ave. LIC#5266

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11. *PETITIONS FOR LICENSES:

PEDDLER LICENSE – Renewal

Norman E. Benoit Jr., d/b/a Norm Catering, 15 Surrey Drive, Johnston, RI, LIC#4873

TO PEDDLE: Food

DRIVER: Norman E. Benoit Jr., 15 Surrey Drive, Johnston, RI

LOCATION: All Streets in Pawtucket

Couto, Celestino V d/b/a Celestino Fish Truck, 274 California Avenue, Providence, RI, LIC#4874

TO PEDDLE: Seafood

DRIVER: Celestino V. Couto, 274 California Avenue, Providence, RI

LOCATION: All Streets in Pawtucket

Fuentes, Ignacio F d/b/a Tacos Don Nacho, 223 Barton Street, Pawtucket, RI, LIC#4955

TO PEDDLE: Food

DRIVER: Fuentes, Ignacio F, 223 Barton Street, Pawtucket, RI

LOCATION: 234 Barton Street

VICTUALLING HOUSE & HOLIDAY – New

**AADL LLC d/b/a Tanha & Son's Food Mart, 737 Main St. LIC#5430
#5429**

VICTUALLING HOUSE LICENSES First Class - Renewals

Amy's Inc., d/b/a Amy's Restaurant, 474 Pawtucket Ave. LIC#4784

Carrasco, Newton d/b/a Panal Chicken, 208 Dexter St. LIC#3785

**El Sazon Mexicano Buffet LLC d/b/a El Sazon Mexicano Buffet, 200
Mineral Spring Ave. LIC#5310**

**Five Star Pizzeria LLC d/b/a Five Star Pizzeria, 287 Pawtucket Ave.
LIC#5081**

**FSA Enterprises Inc., d/b/a Royal Fried Chicken, 270 Dexter St.
LIC#4737**

**Francisco, Halina d/b/a Jarosz Delicatessen, 560 Armistice Blvd.
LIC#5000**

Jac's Wraps Inc., d/b/a Jac's Wraps, 385 East Ave. LIC#5158

**Pate, Michael d/b/a Newport Avenue Pizza, 1100 Newport Ave.
LIC#4004**

Tingley, Miles d/b/a Riverside Diner, 3 Exchange St. LIC#3494

SIGN PERMIT – New

Norm's New Generation Barber Shop, 168 Smithfield Ave. (1)

LIC#5453

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

Rui Morgado - \$774.34-\$900.00

Donald Neil - \$875.00

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

Joao Boaventura - \$1,784.04-\$2,351.39

Mary Cabral - \$690.29

Jason Furtado by Commerce Insurance - \$631.41

George Haworth by Encompass Insurance - \$11,349.93

Justin Jamro by Joseph Martinous, Esq. – No Amount Specified

Karin Kosterlitz – Pending Estimates

Kim Lottinville - \$914.03-\$1,470.92

Jozefa Lozinski - \$815.14

Arthur Menezes - \$1,960.44-\$3,067.14

Matthew Parent - \$71.75-\$140.95

Reynaldo Rivera by Edward Manning, Esq. - \$1,672.63

Donald Sabourin by Brenda L. Ferry, Esq. – No Amount Specified

Roger St. Pierre - \$233.80-\$256.98

Denise Thurber - \$140.00

Lisa Williams by Brenda L. Ferry, Esq. – No Amount Specified

ADJOURNED_____P.M.