

CITY COUNCIL

CITY COUNCIL CHAMBERS, CITY HALL

137 ROOSEVELT AVENUE, PAWTUCKET, RI

WEDNESDAY, NOVEMBER 10, 2010

7:00 P.M.

PRE-COUNCIL AGENDA

5:45 PM – LICENSE COMMITTEE

6:10 PM – CLAIMS COMMITTEE

6:35 PM – PRE-COUNCIL - RI HOPE

6:45 PM – PRE-COUNCIL - JACK CARNEY - Bridge 550 Detours

6:45 PM – PUBLIC INPUT PERIOD

6:45 PM – BOARD OF LICENSE COMMISSIONERS

7:00 PM – PUBLIC HEARING – Hospital Zone and Parking Ordinance

7:00 PM – CITY COUNCIL

PUBLIC HEARING

CONVENED _____ PM

AN ORDINANCE AMENDING SECTION 388 OF THE ORDINANCES OF THE CITY OF PAWTUCKET, 1996, ENTITLED “VEHICLES AND TRAFFIC” (Hospital Zone and Parking)

ADJOURNED _____ PM

DOCKET

CONVENED _____ PM

Previous Minutes 10/20/2010 & 10/26/2010

1. CONSENT AGENDA *Denotes all items on Consent Agenda

2. *CORRESPONDENCE

A. Communication from Ronald L. Wunschel, Director of Finance, to the Honorable Members of the Pawtucket City Council (Statement of Estimated, Realized and Unrealized Revenues for the Fiscal Period July 1, 2010 through September 30, 2010)

B. Communication from Jeffrey M. Willis, Deputy Director, Coastal

Resources Management Council, to the Pawtucket City Council (RI Coastal Resources Management Program Meeting)

C. Communication from Christopher A. Butler to the Honorable Mayor James E. Doyle (Resignation from the Juvenile Hearing Board and the Charter Review Commission)

D. Communication from Rosemary Booth Gallogly, Acting Director, Department of Revenue, to Mayor James E. Doyle (City of Pawtucket Financial Situation – Response Extension Approval)

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E. Communication from William Mulholland, Superintendent, Pawtucket Parks & Recreation, to Angel S. Garcia, Personnel Director, (Community Service and Volunteers)

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

G. Resolution from Louise R. Phaneuf, Burrillville Town Clerk, to

Richard J. Goldstein, MMC, City Clerk (Support of Extended Producer Responsibility)

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

I. Communication from Cheryl L. DiGiuseppe, Tax Collector, to the Honorable Albert Vitali (Response – Accommodations for Disabled Taxpayers)

J. Communication from Edith Marra, owner, The Grand Manor, to Henry S. Kinch, Jr., President, Pawtucket City Council (Second Request for Help with Taxes) TO BE REFERRED TO THE FINANCE COMMITTEE.

3. RESOLUTION ACCEPTING THE CARE OF BURIAL LOT OF RAFAELA DIAZ

ROLL CALL AYES_____ NOES_____

4. RESOLUTION ACCEPTING THE CARE OF BURIAL LOT OF MORRIS BREWSTER

ROLL CALL AYES_____ NOES_____

5. Communication from Margaret M. Lynch-Gadaleta, Esq., City Solicitor, to Henry S. Kinch, Jr., President, Pawtucket City Council (Tax-Reverted Properties)

6. RESOLUTION TO ENGAGE THE SERVICES OF ATTORNEY JOSEPH A. MONTALBANO OF NORTH PROVIDENCE, RHODE ISLAND FOR LEGAL REPRESENTATION IN SUPERIOR COURT IN CONNECTION WITH TAX-REVERTED PROPERTIES IN THE CITY OF PAWTUCKET

ROLL CALL AYES_____ NOES_____

7. THE ORDINANCE COMMITTEE RETURNS THE FOLLOWING ORDINANCE:

**AN ORDINANCE AMENDING SECTION 388 OF THE ORDINANCES OF
THE CITY OF PAWTUCKET, 1996, ENTITLED “VEHICLES AND
TRAFFIC” (Hospital Zone and Parking)**

FOR FIRST PASSAGE

ROLL CALL AYES_____ NOES_____

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8. PETITION FOR LICENSE:

**Unique Minority Corp., d/b/a Yazel’s Bar & Grill, 605 Broadway,
LIC#5962**

9. *PETITIONS FOR LICENSES:

ENTERTAINMENT –

Petition of St. Mary's Antiochian Church to conduct an annual bazaar at 60 St. Mary Way, on Saturday, November 13, and Sunday November 14, 2010, from 11:00 am to 7:00 pm LIC#5977

VICTUALLING HOUSE – New

Burger Box Inc., d/b/a Burger Box, 607 B Smithfield Avenue, LIC#5972

VICTUALLING HOUSE LICENSES – First Class (All Renewals)

50-50 Club Inc., 25 Pawtucket Ave. LIC#4817

1537 Corp., d/b/a Spumoni's Restaurant, 1537 Newport Ave. LIC#3372

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

Aladdin Club Inc., d/b/a Theatre Tap, 607 Smithfield Ave. LIC#3847

Almeida, Melissa C., Cordeiro, Tanya G., and Almeida, Jose C. d/b/a

Awsome Sweets, 654 Central Ave. LIC#4819

Alves Productions, Inc., d/b/a Labohemia, 327 Barton St. LIC#4699

AM Donuts, Incorporated d/b/a Dunkin Donuts, 205 Dexter St. LIC#3938

Andella's Boulevard Meats LLC d/b/a Andella's Boulevard Meats, 627 Armistice Blvd. LIC# 5438

Another Pizza Company Inc., d/b/a Domino's Pizza, 210 Dexter St.

LIC#3904

Apple Valley Kenco Inc., d/b/a Kentucky Fried Chicken, 99 Newport Ave. LIC#4729

****Arena, Michael d/b/a Amanda's Kitchen, 54 Smithfield Ave. LIC#3758**

1. Open until 4:30 am Saturday & Sunday and any day before holiday.

ARJK, Inc., d/b/a Maria's Breakfast & Lunch Restaurant, 477 Smithfield Ave. LIC#5106

Armando & Son's Meat Market Inc., d/b/a Armando & Son's Meat Market, 265 Pine St. LIC#3986

Bach LLC d/b/a A & S Convenience & Deli, 248 West Ave. LIC#4842

Bachini Bakery Inc., d/b/a Bachini Bakery, 345 York Ave. LIC#5467

Banai Enterprises LLC d/b/a Subway Sandwiches, 287 Armistice Blvd. LIC#4064

****Benefit Street Pub Inc., 433 Benefit St. LIC#3649**

Benz's Friends Café LLC d/b/a Tim Hortons, 1242 Newport Ave. LIC#5407 OPEN 24 HOURS

Blackstone Donuts Incorporated d/b/a Dunkin Donuts, 421 Broadway, LIC#4754 OPEN 24 HOURS

Blackstone Donuts Incorporated d/b/a Dunkin Donuts, 109 East St. LIC#4757 OPEN 24 HOURS

Blackstone Valley Sports LLC d/b/a Dennis M Lynch Arena, 25 Andrew Ferland Way, LIC#5555

Brava Restaurant & Bar Inc., d/b/a Restaurant Di Nos, 908 Main St. LIC#3917

Browsur Inc., d/b/a Olly's Pizza, 148 Broad St. LIC#3761

Buffalo Home Ltd., 532 Lonsdale Ave. LIC#3542

Building #19 Inc., d/b/a Building #19 1/9, 625 Narragansett Park Dr.

LIC#3905

Café Bernard, LLC d/b/a LJ'S BBQ, 727 East Ave. LIC#4696

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Caprichos Antioquenos Bakery, Inc., d/b/a Caprichos Antioquenos Bakery, 173 Lonsdale Ave. LIC#3605

Carousel Sports Lounge Inc., d/b/a Carousel Sports Lounge, 507 Armistice Blvd. LIC#3633

Celtic Pub Inc., d/b/a Celtic Pub, 755 Broadway, LIC#3860

Central Avenue Donuts Inc., d/b/a Dunkin Donuts, 1113 Central Ave. LIC#3784 OPEN FROM 5:00AM TO 12:00 MIDNIGHT

Chen, Duan Mei d/b/a Ming Garden, 295 Armistice Blvd. LIC#5124

Cheng, Chi Shing d/b/a Moon Star Chinese Restaurant, 727 East Ave. LIC#3397

Cheon, Seung-Han d/b/a 126 Fish Market, 453 Smithfield Ave. LIC#4070

****Cidade Velha Lounge Ltd., d/b/a C V Lounge, 214 Broad St. LIC#3881**

Clube Social Portugues Inc., 131 School St. LIC#3404

Community Center of Grupo Amigos Da Terceira Inc., 55 Memorial Drive, LIC#3790

****Corina's Pub Inc., 584 Smithfield Ave. LIC#3958**

Corner Store Inc., d/b/a Corner Store, 136 Spring St. LIC#5389

Costa, Luis M. d/b/a Don's Luncheonette, 169 Benefit St. LIC#3799

Country Lounge Inc., d/b/a Tommy's Lounge, 99 India St. LIC#3406

****Cpt. Elwood J. Euart V F W Post 602, 55 Overland Ave. LIC#3653**

Cretcheu Corp., d/b/a Cretcheu Grupo, 593 Weeden St. Unit #3, LIC#4711

Cuisine Del Mar Restaurant Fish Market Inc., d/b/a Cuisine Del Mar, 445 Lonsdale Ave. LIC#4850

Cumberland Farms Inc., d/b/a Cumberland Farms #1265, 193 Division St. LIC#3415

****Dante Alighieri Social Club, 22 Hurley Ave. LIC#3427**

Darlington Braves Inc., 92 East Ave. (Snack Bar at Bingo Game) LIC#3428

Darlington Market Inc., d/b/a Darlington Market, 614 Central Ave. LIC#3689

Davco Management, Inc., d/b/a Quiznos Sub, 486 Newport Ave. LIC#4101

Dean Properties Inc., d/b/a Central Avenue Grill, 836 Central Ave. LIC#3722

Delops Inc., d/b/a D'Angelo's, 214 Broadway, LIC#3701

****Dernikos, Elias d/b/a City Line Pizza & Restaurant, 590 Pawtucket Ave. LIC#3435**

**Desano Refreshments Inc., d/b/a Pawtucket Del's, 446 Central Ave.
LIC#3885**

DIP Inc., d/b/a Doherty's East Ave Irish Pub, 342 East Ave. LIC#4735

**Dufficy Enterprises Inc., d/b/a Domino's Pizza, 484 Newport Ave.
LIC#4047**

****Duffin's Pub Inc., 215 Division St. LIC#3438**

**East Avenue Modern Diner Inc., d/b/a The Modern Diner, 364 East
Ave. LIC#3508**

East Side Checker Club Inc., 579 Benefit St. LIC#3441

Eide, Yassin d/b/a Broadway Market, 399 Broadway, LIC#3957

**Elka Restaurant Inc., d/b/a Tony's Pizza Palace, 308 Barton St.
LIC#3890**

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

Emery Dining Inc., d/b/a Emery's LeFoyer, 151 Fountain St. LIC#3667

**Fairlawn Oil Service, Inc., d/b/a Woodlawn Mobil, 168 Lonsdale Ave.
LIC#4900**

Fidjos DiDjabraba, 682 Roosevelt Ave. LIC#3820

**Four Corners Building Association of Post No.2339 Veterans of
Foreign Wars of the United States Incorporated, 178 Columbus Ave.
LIC#3440**

**Friendly Ice Cream Corp., #1017, d/b/a Friendly Ice Cream, 45 Newport
Ave. LIC#3450**

F & Z LLC d/b/a Gulf Express, 711 East Ave. LIC#5102

**Galway Bay, LLC d/b/a Galway Bay Irish Pub, 158 South Bend St.
LIC#4097**

****Garrity Pub & Restaurant, Inc., d/b/a Corinne's Banquets, 67 Garrity St. LIC#4046**

The German/American Cultural Society of Rhode Island, 78 Carter Ave. LIC#3894

G & J Bar & Grill Inc., d/b/a Vets Bar, 623 Central Ave. LIC#3707

****Golden Arch Enterprise, LLC d/b/a McDonalds Restaurant, 285 Armistice Blvd. LIC#4766**

Stipulation 08/08/07

1. The establishment may keep the "drive thru" open until 3:00 a.m. and open the "drive thru" in the morning at 5:00 a.m. The "drive-thru must be closed between 3:00 a.m. and 5:00 a.m.

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****Golden Arch Enterprise, LLC d/b/a McDonalds Restaurant, 255 Mineral Spring Ave. LIC#4701**

Stipulation 08/08/07

1. The establishment may open the "drive thru" in the morning at 5:00 a.m. The "drive-thru must be closed between 2:00 a.m. and 5:00 a.m.

Gomes, Joao Alves d/b/a Ribatejo Fish Market, 167 Benefit St. LIC#4075

Greek Island Inc., d/b/a George's Neighborhood Grill & Bar, 109 Newport Ave. LIC#3706

Happy Hour Club, 404 Benefit St. LIC#3460

Hardy, Shannon d/b/a Shannon's Place, 737 Broadway, LIC#3724

Howard-Rogers Holding Corporation Inc., 25 McCallum Ave. LIC#3463

Ilha Verde Club Inc, d/b/a Mingo's Bar & Grill, 447 Mineral Spring Ave. LIC#3464

Investment Donuts, Inc., d/b/a Dunkin Donuts, 727 East Ave. LIC#4740

Iqbal, Azhar d/b/a A & I Convenience Store, 191 Pawtucket Ave. LIC#5016

Irish Social Club of RI, 89 Pawtucket Ave. LIC#3466

The Italian Dramatic & Independent Political Club of Pawtucket, R.I., 35 Memorial Dr. LIC#3468

JAR Beverage Inc., d/b/a Murray's Pub, 1091 Main St. LIC#3471

****J K Club LLC d/b/a J K Club, 520 Central Ave. LIC#3980**

J & K Restaurant Inc., d/b/a Rosa's Kitchen, 757 Main St. LIC#4000

J & L Management LLC d/b/a Grille 47, 47 Mendon Ave. LIC#5867

****Joshua Café LLC d/b/a The News Café, 43 Broad St. LIC#5569**

Kakisis, Peter d/b/a Pawtucket House of Pizza, 398 Smithfield Ave. LIC#3481

KJ Cummings Inc., d/b/a KC's Tap, 140 Japonica St. LIC#3748

KMN RI LLC d/b/a Papa John's, 379 Smithfield Ave., LIC#4749

KMN RI LLC d/b/a Papa John's, 295 Armistice Blvd., LIC#4745

Kwong Shun Inc., d/b/a Canton Wok, 293 Newport Ave. LIC#3647

La Arepa LLC d/b/a La Arepa, 574 Smithfield Ave. LIC#4731

Lafayette Social Club Inc., 71 Benefit St. LIC#3488

Le, Van & Chu, Bao d/b/a Pawtucket Food Mart, 755 Mineral Spring Ave. LIC#4836

****Lionheart Marketing Corp., d/b/a Garden Grill, 727 East Ave. LIC#4039**

Lonsdale Donuts Inc., d/b/a Dunkin Donuts, 465 Lonsdale Ave. LIC#4822

Major Walter G. Gatchell Post #306 Veterans of Foreign Wars of the United States, 171 Fountain St. LIC#3498

Malik, Saeed, d/b/a Sam's Food Stores, 151 Benefit St. LIC#5204

Matos Bakery Inc., 569 Broadway, LIC#3947

Maugus Corporation d/b/a The Ground Round, 2 George St. LIC#3500

Mejia, Edwin & Martinez, Tony d/b/a Bella Pasta, 514 Benefit St. LIC#4722

Met RI, LLC d/b/a The Met Café, 1005 Main St. LIC#5713

Micridan Corp., d/b/a Walt's Roast Beef, 285 Newport Ave. LIC#3757

Mineral Enterprises Inc., d/b/a Dunkin Donuts, 750 Mineral Spring Ave. LIC#3507 OPEN 24 HOURS

Moran Foods Inc., d/b/a Save-A-Lot #813, 295 Armistice Blvd. LIC#5045

Munschy, Kenneth C. d/b/a Li'l General Store, 556 Central Ave. LIC#3509

Newport Division Donuts Inc., d/b/a Dunkin Donuts, 192 Division St. LIC#3822

Newport Avenue Donuts Inc., d/b/a Dunkin Donuts #300297, 81 Newport Ave. LIC#3514 OPEN 24 HOURS

Newport Avenue Donuts Inc., d/b/a Dunkin Donuts, 105 Cedar St.

LIC#3739

****Nova Churrasqueira Restaurant J & M Ltd., 434 Broadway LIC#5060**

Onasco LLC d/b/a Onasco Sunoco A-Plus, 81 School St. LIC#3868

O Saloio Inc., d/b/a Galito Restaurant, 214 Columbus Ave. LIC#3898

Paisanos Restaurant and Lounge Inc., d/b/a Tierra Restaurant and Lounge, 17 Exchange St. LIC#5386

Papa Joe's Wrap Shack Inc., d/b/a Julia's Café, 573 Armistice Blvd. LIC#5011

Pathik LLC d/b/a Gold Mart, 1531 Newport Ave. LIC#3974

Patricio, Ernest d/b/a Subway, 614 Pawtucket Ave. LIC#3932

Pawtucket Avenue Greek Social Club, 33 Pawtucket Ave. LIC#3524

Pawtucket China Inn Inc., 285 Main St. LIC#3525

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Pawtucket City of and Slater Mill d/b/a Slater Mill Visitors Center Gift Shop, 175 Main St. LIC#3965

Pawtucket Country Club, 900 Armistice Blvd. LIC#3526

Pawtucket Recreation Department, Carousel, 325 Newport Ave. LIC#4756

Pawtucket Red Sox Baseball Club Inc., McCoy Stadium, 2 Columbus Ave. LIC#3850

Pawtucket Taco LLC, d/b/a Taco Bell, 7 Newport Ave. LIC#3859

Peddler's Inn Inc., 94 Middle St. LIC#3530

Pho Horn's Inc., d/b/a Pho Horn's, 50 Ann Mary St. LIC#4073

**Plouffe's Enterprises Inc., d/b/a Plouffe's Cup & Saucer, 267 Main St.
LIC#5409**

****P.M.G. Inc., d/b/a Hose Company #6, 636 Central Ave. LIC#3844**

Polish-American Citizens' Club, 244 Annie St. LIC#3535

**Post No 33 Inc., d/b/a James A Ryan Post 33, 140 South Bend St.
LIC#4020**

Restaurant Praia, Ltd., d/b/a Larry's Lounge, 140 Dexter St. LIC#3930

**R-House Restaurant Inc., d/b/a Roast House Restaurant and Pub, 176
Columbus Ave. LIC#5105**

**Right Spot Restaurant Inc., d/b/a Right Spot Restaurant, 200 South
Bend St. LIC#3541**

**R.J.W. Enterprises Inc., d/b/a Dunkin Donuts, 337 Armistice Blvd.
LIC#3537 OPEN 24 HOURS – DRIVE THRU ONLY**

Rock's Bar Incorporated, 451 Prospect St. LIC#4719

**Rosa's Sunshine Lounge, Ltd., d/b/a Sunshine Lounge, 110 School St.
LIC#4007**

Rosinha LLC d/b/a Rosinha, 999 Main St. #1113 LIC#4921

**Saad Food Mart Inc., d/b/a Saad Food Mart, 1414 Newport Ave.
LIC#3544 OPEN 24 HOURS**

**Saggal, Joseph R. & Yolanda F. d/b/a Broadway Pizza, 511 Broadway,
LIC#3804**

**St. Anthony's Church Corporation, Pawtucket d/b/a Irmandade do
Divino Espirito Santo, 27 Forest Ave. LIC#3810**

St. Arsani Pizza LLC d/b/a Pizza Works, 590 Newport Ave. LIC#3959

St. Mary's Antiochian Orthodox Church, 60 St. Mary's Way LIC#3546

****Shaydan, Inc., d/b/a Heritage Tap, 264 Grand Ave. LIC#5934**

Shish Kabob LLC, d/b/a Shish Kabob, 555 Smithfield Ave. LIC#3937

Silver Mart Inc., d/b/a Silver Mart, 170 Cottage St. LIC#3766

****S & L Inc., d/b/a Cafe Ordway, 3 Ordway St. LIC#3543**

Societe Jacques Cartier Cercle No. 4, 816 Main St. LIC#3553

Sodexo Operations LLC, 1027 Newport Ave. LIC#3962

Spring House Restaurant Inc., d/b/a Spring House Restaurant, 178 Mineral Spring Ave. LIC#5434

Subway 95 Exit 30, LLC d/b/a Subway, 355 Fountain St. LIC#4994

Swades Inc., d/b/a Rasoi, 727 East Ave. LIC#4072

Tiggers Restaurant LLC d/b/a Tiggers Two, 429 Benefit St. LIC#5093

Toti's Pizza Palace Inc., 622 Central Ave. LIC#3985

Tow Industries Inc., d/b/a Mei King Restaurant, 211 South Bend St. LIC#3566

Triple P Inc., d/b/a Triple P, 435 York Ave. LIC#4963

T & W Restaurant, Inc., d/b/a Super Dragon Chinese Restaurant, 805 Broadway, LIC#3953

Underground Heros Inc., d/b/a Subway, 695 Beverage Hill Ave. LIC#3987

Uniao Portuguesa Beneficente, Inc., 134 Benefit St. LIC#3572

****U-Save Gas Inc., d/b/a Roukoz Investment, 469 Benefit St. LIC#4050**

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 food, 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.

****Village Restaurant Inc., d/b/a Village Restaurant, 200 Main St. LIC#4917**

Virgin Foodie Inc., d/b/a The Newport Deck, 562 Newport Ave. LIC#3747

V & S Farm Inc., d/b/a Gulf Express, 694 Broadway, LIC#4835

Wendy's Old Fashioned Hamburgers of New York Inc., d/b/a Wendy's, #1662452, 120 Broad St. LIC#3872

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Wendy's Old Fashioned Hamburgers of New York Inc., d/b/a Wendy's Restaurant, 368 Cottage St. LIC#4051

Zhang, Zi Qian d/b/a Double Dragon, 381 Smithfield Ave. LIC#4030

Zheng, Feng d/b/a Golden Lilai Restaurant, 904 Main St. LIC#5471

TAVERN (FIRST CLASS) RENEWAL

Maugus Corporation d/b/a The Ground Round, 2 George St. LIC#4089

TAVERN (SECOND CLASS) RENEWAL

Choiniere, Leo 85 Montgomery St. LIC #4091

****STIPULATIONS PLACED ON THE FOLLOWING LIQUOR LICENSES**

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

Victor E. Clark Sr. – by Plymouth Rock Assurance - \$536.35

Herb Jeschke - \$340.91

Amy Breault Zolt - \$235.62-\$236.14

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

Ronald Dalton - \$8,807.00-\$15,250.00

Ronald Dalton by National Subrogation Services LLC - \$1,750.00

Joseph Marques by Selective Insurance - \$8,883.66

Steven Neves - \$160.00-\$182.19

ADJOURNED _____ P.M.