

**CITY COUNCIL**

**CITY COUNCIL CHAMBERS, CITY HALL**

**137 ROOSEVELT AVENUE, PAWTUCKET, RI**

**WEDNESDAY, FEBRUARY 9, 2011**

**7:00 PM**

**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**

**5:30 PM – CITY PROPERTY COMMITTEE**

**6:10 PM – RECREATION COMMITTEE**

**6:35 PM – PRE-COUNCIL – RI DEPARTMENT OF TRANSPORTATION  
and**

**SR CORPORATION / PIHL, A JOINT VENTURE**

**6:45 PM – PUBLIC INPUT PERIOD**

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

**7:00 PM – CITY COUNCIL**

# DOCKET

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

Previous Minutes 01/19/2011

1. **\*CONSENT AGENDA \*Denotes all items on Consent Agenda**

2. **\*CORRESPONDENCE**

A. **Communication from Joseph Roque, Purchasing Agent, to the Pawtucket City Council (Emergency Purchase Authorizations – September and October 2010)**

B. **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 December 31, 2010)**

C. **Communication from Mayor Donald R. Grebien to the Pawtucket**

**City Council (Keeping the Council Informed on Cost Saving Measures)**

**D. Communication from Mayor Donald R. Grebien to Jack Carney, Director Emeritus, Pawtucket Department of Public Works (Unused Vacation Time)**

**E. Communication from Mayor Donald R. Grebien to School Superintendent Deborah Cylke (Deficit Reduction Measures)**

**3. 4.**

**F. Communication from Mayor Donald R. Grebien to the Pawtucket City Council (Mayor's Recusal from Evaluation Process for Privatizing Rescue Services)**

**G. Communication from Mayor Donald R. Grebien to the Honorable Council Members (Update with the Rhode Island Department of Revenue Relating to the Budget Deficit)**

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**H. Communication from Rosemary Booth Gallogly, Director, Department of Revenue to Mayor Donald R. Grebien (Budget Deficit)**

**I. Communication from Mayor Donald R. Grebien to the Honorable Council Members (Frank J. Milos, Jr., Esq. Appointed as the New City Solicitor - Subject to City Council Confirmation)**

**J. Communication from Kazem Farhoumand, P.E. Chief Engineer, RIDOT to Richard J. Goldstein, MMC, City Clerk (Response - Confirmation to Attend the Pre-Council Meeting)**

**K. Communication from Rhode Island Department of Transportation to the Pawtucket City Council (Pawtucket Bridge #550 Updates for January 16-22, 2011; January 23-29, 2011 and January 30-February 5, 2011)**

**L. Resolutions from Karin H. Clancey, Middletown Deputy Town Clerk and Dale S. Holberton, South Kingstown Town Clerk, to City and Town Clerks (Support of America's Cup Races in Newport)**

**M. Resolution from Cheryl A. Fernstrom, CMC, Jamestown Town Clerk, to City and Town Clerks (Support of Extended Producer Responsibility)**

**N. Communication from Lisa Pinsonneault, Esq., to the Honorable Mayor Donald R. Grebien (Resignation from the Zoning Board of**

## **Appeals)**

**O. Communication from Councilman Mark J. Wildenhain to Senator Sheldon Whitehouse (Regarding Low-Interest Loans to Help Struggling Communities)**

**P. Communication from James DeCelles, Chief Engineer, PWSB, to Richard J. Goldstein, MMC, City Clerk (PWSB Contribution Toward the Purchase of Emerson Property, Tower Hill Road, Cumberland)**

**Q. Communication from James DeCelles, Chief Engineer, PWSB, to Richard J. Goldstein, MMC, City Clerk (Enter into a Purchase and Sales Agreement for Property at 241 Grotto Avenue) TO BE REFERRED TO THE CITY PROPERTY COMMITTEE**

**R. Communication from Denise Panichas, Executive Director, The Samaritans, to Councilor John Barry TO BE REFERRED TO THE FINANCE COMMITTEE REQUESTING APPROPRIATION FUNDS FROM THE FY'12 BUDGET**

**S. An Ordinance in Amendment of Chapter 2703 and 2795, of the Revised Ordinance of the City of Pawtucket, Rhode Island. Update to the 2005 Comprehensive Plan (Update to the Comprehensive Plan) (Chapter 1 - Land Use; Chapter 2 - Housing; Chapter 3 - Economic Development; Chapter 4 - Natural and Cultural Resources; Chapter 5 - Open Space and Recreation; Chapter 6 - Community Services and**

**Facilities; Chapter 7 - Transportation; Executive Summary and Introduction and Appendix) TO BE LAID ON THE TABLE AND SET A PUBLIC HEARING ON FEBRUARY 23, 2011, WITH THE RECOMMENDATION OF THE ORDINANCE COMMITTEE**

**T. Resolution Conditionally Approving the 2011 Updates of the Strategy for Reducing Risks From Natural Hazards in Pawtucket, Rhode Island: A Multi-Hazard Mitigation Strategy TO SET A PUBLIC HEARING FOR FEBRUARY 23, 2011 WITH THE RECOMMENDATION OF THE ORDINANCE COMMITTEE**

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**U. An Ordinance in Amendment of Chapter 59 of the Code of Ordinances of the City of Pawtucket, 1996, Entitled "Pensions" (Contribution to the Police and Fire Pension Fund) TO BE LAID ON THE TABLE and REFERRED TO THE FINANCE COMMITTEE**

**V. Communication from Lisa Primiano, Deputy Chief, RI Department of Environmental Management to Barney S. Heath, Acting Director, Department of Planning and Redevelopment (RIDEM's Approval of**

**the City's Request to Transfer an 8.19 Acre Portion of the Seekonk River Reservation Property located on School Street to the Pawtucket Boys and Girls Club) TO BE REFERRED TO THE CITY PROPERTY COMMITTEE**

**3. THE FOLLOWING LICENSE WAS LAID ON THE TABLE AT THE FEBRUARY 5, 2011, MEETING AND IS AGAIN TAKEN UP:**

**Petition for Auto Repair Shop and Second Hand Shop Licenses (Class B - used auto parts) by Los Rosario Auto Repair Inc., d/b/a Los Rosario Auto Repair, (transfer from Ivonne Rosario's Auto Repair, Inc., d/b/a Ivonne Rosario's Auto Repair Shop), 36 Newport Avenue, Tax Assessors Plat 40, Lot 1032, to keep a shop for the purpose of repairing automobiles and purchasing and selling second hand articles, specifically used auto parts for said repair LIC#6032 & #6031, which was advertised for a hearing at this time, is taken up:**

**STIPULATIONS:**

- 1. No more than four (4) cars parked in the back of the building along the tree line.**
- 2. All work must be done inside.**

**4. ELECTION OF CITY OFFICERS. (2 year terms)**

**A. SEALER OF WEIGHTS AND MEASURES**

\_\_\_\_\_

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

**B. CITY SERGEANT \_\_\_\_\_**

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

**C. JUDGE OF PROBATE \_\_\_\_\_**

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

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7:00 PM**

**5. Communication from Richard J. Goldstein, MMC, City Clerk, to the Honorable Members of the Pawtucket City Council, submitting the following reappointment by Council President Moran as a member of the Riverfront Commission, pending confirmation from Mayor Donald R. Grebien**

**RIVERFRONT COMMISSION**

**Albert J. Vitali, Jr. 85 Pequot Road, Pawtucket, RI 02861. Term expires the first Monday in June, 2012.**

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

**6. Communication from Richard J. Goldstein, MMC, City Clerk, to the Honorable Members of the Pawtucket City Council, submitting the following reappointment by Council President Moran as a member of the Riverfront Commission, pending confirmation from Mayor Donald**

**R. Grebien**

**RIVERFRONT COMMISSION**

**Miriam Plitt, 44 Cooke Street, Pawtucket, RI 02860. Term expires the first Monday in June, 2013.**

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

**7. Communication from Richard J. Goldstein, MMC, City Clerk, to the Honorable Members of the Pawtucket City Council, submitting the following reappointment by Council President Moran as a member of the Riverfront Commission, pending confirmation from Mayor Donald R. Grebien**

**RIVERFRONT COMMISSION**

**Kathie Wheaton, 641 East Avenue, Pawtucket, RI 02860. Term expires the first Monday in June, 2013.**

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

**8. Communication from Richard J. Goldstein, MMC, City Clerk, to the Honorable Members of the Pawtucket City Council, submitting the following reappointment by Council President Moran as a member of the Riverfront Commission, pending confirmation from Mayor Donald R. Grebien**

**RIVERFRONT COMMISSION**

**John J. Barry, III, 118 Division Street, Pawtucket, RI 02860. Term expires the first Monday in June, 2013.**

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

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**9. Communication from Richard J. Goldstein, MMC, City Clerk, to the Honorable Members of the Pawtucket City Council, submitting the following reappointment by Council President Moran as a member of**

**the Pension Board, pending confirmation from Mayor Donald R. Grebien**

**PENSION BOARD**

**Arthur M. Plitt, 44 Cooke Street, Pawtucket, RI 02860. Term expires the first Monday in June, 2013.**

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

**10. Communication from His Honor, Mayor Donald R. Grebien, to the Honorable Members of the Pawtucket City Council, submitting the following appointment as a member of the Board of Appeals, FOR CONFIRMATION:**

**BOARD OF APPEALS**

**Russell J. Ferland, 126 Slater Park Avenue, Pawtucket, RI 02861, term expires the first Monday in January, 2016.**

**ROLL CALL FOR CONFIRMATION**

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

**11. Communication from His Honor, Mayor Donald R. Grebien, to the Honorable Members of the Pawtucket City Council, submitting the following reappointment as a member of the Personnel Board, FOR CONFIRMATION:**

**PERSONNEL BOARD**

**Frank M. Sylvester, 94 Gates Street, Pawtucket, RI 02861, term expires the first Monday in January, 2016.**

**ROLL CALL FOR CONFIRMATION**

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

**12. Communication from His Honor, Mayor Donald R. Grebien, to the Honorable Members of the Pawtucket City Council, submitting the following reappointment as a member of the Purchasing Board, FOR CONFIRMATION:**

**PURCHASING BOARD**

**Charles Abdelahad, 300 Boardway, Pawtucket, RI 02860, term expires the first Monday in January, 2014.**

**ROLL CALL FOR CONFIRMATION**

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

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**13. ELECTION OF COUNCIL MEMBER TO SERVE ON THE PURCHASING BOARD. Term expires first Monday in January 2013.**

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

**14. ELECTION OF COUNCIL MEMBER TO SERVE ON THE WATER SUPPLY BOARD. Term expires first Monday in January 2013.**

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

**15. ELECTION OF COUNCIL MEMBER TO SERVE ON THE RIVERFRONT COMMISSION. Term expires first Monday in June 2011.**

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

**16. PETITIONS TO BE ELECTED WEIGHERS OF MERCHANDISE (2 Year Terms):**

**Adam Sinel**

**Charles R. Sinel**

**Samuel R. Sinel**

**17. INFORMAL HEARING:**

**VICTUALLING HOUSE - First Class**

**Archie's Pizza Restaurant, Inc., d/b/a Archie's Pizza Restaurant, 1479  
Newport Ave. LIC#3379**

**18. Communication from Mayor Donald R. Grebien to the Honorable  
Council Members (Regarding "Resolution Urging the Governor and  
Members of the General Assembly to Approve a Plan to Accelerate  
the Allocation of the Proposed Phase-In of the State School Funding  
Funds")**

**19. RESOLUTION URGING THE GOVERNOR AND MEMBERS OF THE  
GENERAL ASSEMBLY TO APPROVE A PLAN TO ACCELERATE THE  
ALLOCATION OF THE PROPOSED PHASE-IN OF THE STATE  
SCHOOL FUNDING FUNDS**

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

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**20. RESOLUTION REQUESTING SUPPORT OF LEGISLATION ALLOCATING UP TO 50% OF THE FINES COLLECTED FOR VIOLATIONS FOR ILLEGALLY CROSSING THE ROUTE 95 PAWTUCKET RIVER BRIDGE TO THE CITY OF PAWTUCKET TO BE USED FOR REPAIRS OF THOSE PAWTUCKET ROADS USED AS DETOURS, AS WELL AS TO ASSIST BUSINESSES AFFECTED BY THE DETOURS**

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

**21. RESOLUTION IN SUPPORT OF LEGISLATION BY THE RI STATE BOARD OF ELECTIONS, TO AMEND R.I.G.L. § 17-11-1, WHICH WOULD ELIMINATE THE CAP ON THE NUMBER OF VOTERS ALLOWED AT POLLING LOCATIONS**

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

**22. RESOLUTION ADVOCATING, ENCOURAGING, AND REQUESTING THE CONGRESSIONAL DELEGATION TO INTRODUCE AND STRONGLY SUPPORT LEGISLATION TO ESTABLISH A NEW UNIT OF THE NATIONAL PARK SYSTEM WITH FIVE CORE SITES IN RHODE ISLAND AND MASSACHUSETTS AND IDENTIFY A COMMUNITY-BASED PARTNER TO WORK WITH THE NATIONAL PARK SERVICE TO DEVELOP A MANAGEMENT PLAN FOR THE PARK**

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

**23. RESOLUTION REQUESTING LEGISLATION TO AUTHORIZE THE CITY OF PAWTUCKET TO REQUIRE THAT ALL PEOPLE WHO SERVE ALCOHOL AT AN EVENT WITH A CLASS F LIQUOR LICENSE COMPLETE A COURSE OF ALCOHOL SERVER TRAINING PRIOR TO THE EVENT**

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

**24. RESOLUTION CHANGING THE DATES OF THE COUNCIL MEETINGS AS FOLLOWS: THE SECOND COUNCIL MEETINGS IN JULY AND AUGUST, 2011 SHALL BEGIN AT 12 NOON; THE COUNCIL MEETING SCHEDULED FOR WEDNESDAY, NOVEMBER 23, 2011 SHALL BE HELD ON TUESDAY, NOVEMBER 22, 2011, AT 5:30 P.M.; THE COUNCIL MEETING SCHEDULED FOR DECEMBER 21, 2011 SHALL BE HELD ON FRIDAY, DECEMBER 16, 2011 AT 5:30 P.M.**

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

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**25. PETITION FOR LICENSE:**

**VICTUALLING HOUSE (First Class) transfer –**

**J. Lee's and Mingo's Entetainment Inc., d/b/a Jay-L Mingo's Sports**

**Bar and Grille (transfer from 10,000 Hours Inc., d/b/a TKS Tavern) 602  
Smithfield Ave., LIC#6204**

**26. \*PETITIONS FOR LICENSES:**

**ENTERTAINMENT –**

**Petition of Traveling Theatre, to conduct an “Awards Gala” –  
Fundraiser at Pawtucket Armory, 172 Exchange Street, on Saturday,  
April 2, 2011, from 6:00 pm to 10:00 pm LIC#6265**

**Petition of St. Patrick’s Day Parade Committee for a license to  
conduct a Post Parade Party at 461 Main Street, on March 5, 2011,  
from 12:00 p.m. until 2:00 p.m. LIC#6377**

**PEDDLERS Renewal –**

**Larry Klemanchuck d/b/a La’z Lemonade, 102 Sterry Street,  
Pawtucket, RI LIC#4924**

**DRIVER: Larry Klemanchuck, 102 Sterry Street, Pawtucket, RI**

**TO PEDDLE: Ice Cream & Lemonade**

**LOCATION: All of Pawtucket**

## **POOL TABLE Renewals -**

**Carousel Sports Lounge Inc., 507 Armistice Blvd. (3) Weekdays & Sundays LIC#4967**

**Corina's Pub Inc., 584 Smithfield Ave. (2) Weekdays & Sundays LIC#3166**

**Greek Island Inc. d/b/a George's Neighborhood Grill & Bar, 109 Newport Ave. (2) Weekdays & Sundays LIC#3141**

**J.A.R. Beverage Inc., d/b/a Murray's Pub, 1091 Main St. (1) Weekdays & Sundays LIC#3138**

**JK Club LLC d/b/a J K Club, 520 Central Ave. (1) Weekdays & Sundays LIC#4932**

**Lafayette Social Club Inc, 71 Benefit St. (1) Weekdays & Sundays LIC#3125**

**Maugus Corporation d/b/a The Ground Round, 2 George St. (1) Weekdays & Sundays LIC#5472**

**Triple P Inc., d/b/a Triple P, 435 York Ave. (1) Weekdays & Sundays LIC#5066**

## **SIGN PERMIT New –**

**Quick Tax Services, Inc., 832 Main Street, (1) LIC#6236**

**VICTUALLING HOUSE First Class – transfer**

**JVD Enterprises LLC d/b/a Piezonis, (transfer from Luna Pichardo LLC d/b/a Pepperoni's) 392 Cottage St. LIC#6332**

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

**Brian Bagshaw - \$1,733.10-\$2,066.50**

**Dislon Cosme - \$213.48-\$230.93 \$327.00-\$342.00**

**Edwin Divas by Keith Cardoza, Esq. – No Amount Specified**

**Jasmine DoCouto - \$525.00**

**Kevin Dolan - \$125.32**

**Domingues Fortes - \$1,643.06-\$2,918.50**

**Harry Ogden - \$1,087.91-\$2,349.99**

**Rafael Perez - \$1,593.98-\$1,715.33**

**Lloyd W. Pinderhughes - \$1062.55/\$1180.38**

**Dina Vincent - \$172.34**

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

**Carmen Martins - \$922.62-\$1,644.26**

**Timothy Mota - \$4,013.44-\$5,568.16**

**Daniel Robitaille by Ryan & Ryan, Esq. - \$200,000.00**

**David and Kate Keyser by Paul Cantor, Esq. - \$45,000.00**

**School Department (Retired Employees) by Carly Beauvais lafrate –  
No Amount Specified**

**Josiah Washington (minor of Vanessa Washington) by Fay Law  
Associates**

**– No Amount Specified**

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