

CITY COUNCIL

CITY COUNCIL CHAMBERS, CITY HALL

137 ROOSEVELT AVENUE, PAWTUCKET, RI

WEDNESDAY, MARCH 9, 2011

7:00 PM

PRE-COUNCIL AGENDA

**4:30 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 – RECREATION COMMITTEE

6:30 PM – PRE-COUNCIL - Police Chief Paul King – Crime

6:30 PM – PRE-COUNCIL - ACS - Camera's on Traffic Signals

**6:45 PM – PRE-COUNCIL - David Farrell – Parks Commission
Appointment**

6:45 PM – PUBLIC INPUT PERIOD

6:45 PM – BOARD OF LICENSE COMMISSIONERS

7:00 PM – CITY COUNCIL

PUBLIC HEARING

CONVENED_____PM

**TRANSFER OF PROPERTY AT ONE MOELLER PLACE, PAWTUCKET,
RI, TO THE PAWTUCKET BOYS AND GIRLS CLUB.**

ADJOURNED_____PM

DOCKET

CONVENED_____PM

Previous Minutes 02/16/2011 & 02/23/2011

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

2. *CORRESPONDENCE

A. Communication from Leigh Botello, Town Clerk, Town of East Greenwich, to the Pawtucket City Council. (Resolution in support of Eliminating the Maximum Number of Voters at Polling Places)

B. Communication from Louise Phaneuf, Town Clerk, Town of Burrillville, to the Pawtucket City Council. (Resolutions requesting support to amend the following: Tax Cap Levy; School Housing Project Costs; Limitation of Damages to City & Towns; Cost of Background Checks; Allowing Background Checks for volunteers; Permits to carry concealed weapons; Property held by Police Departments; Sexual Offender Registration)

C. Communication from Rhode Island Department of Transportation to the Pawtucket City Council (Pawtucket Bridge #550 Updates for February 20-26 and February 27-March 5, 2011)

CITY COUNCIL

CITY COUNCIL CHAMBERS, CITY HALL

137 ROOSEVELT AVENUE, PAWTUCKET, RI

WEDNESDAY, MARCH 9, 2011

7:00 PM

D. Communication from Jeannine S. Bourski, Deputy Finance Director to Ronald L. Wunschel, Director of Finance. (Uniform Overtime FY11)

E. Communication from Coastal Resources Management Council to City and Town Clerks (Changing Management Plans, Policies, Procedures and Regulations of the CRMC Regarding Planning and Management of the Coastal Resources of the State)

F. Communication from Ronald L. Wunschel, Director of Finance to the Pawtucket City Council (5 Year Budget Plan)

G. Communications from Mayor Donald R. Grebien to the Pawtucket City Council (Not Reappointing Kevin LeBlanc and Mara Cerezo to the Juvenile Hearing Board)

H. Communication from Mayor Donald R. Grebien to the Pawtucket City Council (Police Department Appointments to the Pension Board - Sgt. Mark Theroux, Active members and Major William Karalis, Retired Member)

I. Communication from Frank J. Milos, Jr., Esq., City Solicitor, to Councilor Thomas E. Hodge. (Response - Open Meetings Act – Closed Session)

3. Petition for Wholesale Junk by Bumper World, Inc., d/b/a Bumper World, (transfer from J & J Bumpers Inc., d/b/a J & J Bumpers) 10 Dunnell Lane, Tax Assessors Plat 34, Lot 279, to keep a shop or

storehouse for the reception of any junk, old metals or secondhand articles, specifically: used bumpers LIC#6615, which was advertised for a hearing at this time, is taken up:

4. 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 Parks Commission of the City of Pawtucket, FOR CONFIRMATION:

PARKS COMMISSION

David Farrell, 82 Vivian Avenue, Pawtucket, RI 02860.

Term Expires the first Monday in December 2011.

(To fill the unexpired term of Christopher McDonald)

ROLL CALL FOR CONFIRMATION

AYES_____ NOES_____

5. 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 Water Supply Board of the City of Pawtucket, FOR CONFIRMATION:

WATER SUPPLY BOARD

James F. Bradford, 118 Ferris Street, Pawtucket, RI 02861.

Term Expires the first Monday in January 2015.

ROLL CALL FOR CONFIRMATION

AYES_____ NOES_____

CITY COUNCIL

CITY COUNCIL CHAMBERS, CITY HALL

137 ROOSEVELT AVENUE, PAWTUCKET, RI

WEDNESDAY, MARCH 9, 2011

7:00 PM

6. Communication from Mark Boisclair, President, FOP, to Mayor Donald R. Grebien (Appointment of Retired Major William Karalis as the Police Retired Officer Representative to the Pension Board)

ROLL CALL AYES_____ NOES_____

7. THE CITY PROPERTY COMMITTEE SUBMITS THE FOLLOWING RESOLUTION WITH THE RECOMMENDATION FOR APPROVAL:

RESOLUTION OF THE CITY COUNCIL CONVEYING A PORTION OF CITY PROPERTY LOCATED AT ASSESSOR'S PLAT 36, LOT 174, PAWTUCKET RHODE ISLAND TO THE BOYS AND GIRLS CLUB OF PAWTUCKET

ROLL CALL AYES_____ NOES_____

8. THE FINANCE COMMITTEE RETURNS THE FOLLOWING RESOLUTION:

RESOLUTION AUTHORIZING THE ISSUANCE OF TAX ANTICIPATION NOTES (\$12 Million)

ROLL CALL AYES_____ NOES_____

9. RESOLUTION MEMORIALIZING THE GENERAL ASSEMBLY TO ENACT LEGISLATION AUTHORIZING THE CITY OF PAWTUCKET TO ISSUE TAX ANTICIPATION NOTES PAYABLE IN FISCAL YEAR 2011-2012

ROLL CALL AYES_____ NOES_____

10. RESOLUTION IN SUPPORT OF LEGISLATION TO EXPAND THE PAWTUCKET ARTS AND ENTERTAINMENT DISTRICT

ROLL CALL AYES_____ NOES_____

11. RESOLUTION IN SUPPORT OF LEGISLATION TO ADD THE ENTERPRISE ZONE TAX CREDIT TO THE LIST OF TAX CREDITS AVAILABLE TO THE TAXPAYERS IN COMPUTING TAX LIABILITY UNDER CHAPTER 44-30 OF THE GENERAL LAWS OF RHODE ISLAND

ROLL CALL AYES_____ NOES_____

CITY COUNCIL

CITY COUNCIL CHAMBERS, CITY HALL

137 ROOSEVELT AVENUE, PAWTUCKET, RI

WEDNESDAY, MARCH 9, 2011

7:00 PM

**12. RESOLUTION IN SUPPORT OF LEGISLATION TO AUTHORIZE
PAWTUCKET TO CREATE DISTRICT MANAGEMENT AUTHORITIES
PURSUANT TO CHAPTER 45-59 OF THE GENERAL LAWS OF RHODE
ISLAND**

ROLL CALL AYES_____ NOES_____

**13. RESOLUTION IN SUPPORT OF LEGISLATION TO REINSTATE THE
HISTORIC STRUCTURE TAX CREDIT PROGRAM IN DISTRESSED
COMMUNITIES**

ROLL CALL AYES_____ NOES_____

14. RESOLUTION IN SUPPORT OF LEGISLATION TO AMEND THE DEFINITION OF OVERLAY DISTRICTS TO ALLOW LESS RESTRICTIVE STANDARDS AND REQUIREMENTS THAN WOULD OTHERWISE BE REQUIRED IN THE UNDERLYING ZONE

ROLL CALL AYES_____ NOES_____

15. RESOLUTION IN SUPPORT OF LEGISLATION AUTHORIZING INCREMENTAL PROPERTY TAX REVENUE GREATER THAN AMOUNTS COLLECTED IN FY2010 FROM PROPERTY LOCATED WITHIN MUNICIPALLY-DESIGNATED AND STATE-APPROVED "GROWTH CENTERS" TO BE EXCLUDED FROM THE LEVY AMOUNT SUBJECT TO THE CAP, UP TO A MAXIMUM OF 2% OF THE TOTAL MUNICIPAL LEVY, INCLUDING THE INCREASE WITHIN THE GROWTH CENTER, PROVIDED THAT ALL SUCH REVENUE SHALL BE USED EXCLUSIVELY TO FUND CAPITAL IMPROVEMENT PROJECTS WITHIN DESIGNATED GROWTH CENTERS

ROLL CALL AYES_____ NOES_____

16. 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)**

FOR SECOND PASSAGE

ROLL CALL AYES_____ NOES_____

**17. 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), AS AMENDED.**

FOR SECOND PASSAGE

ROLL CALL AYES_____ NOES_____

CITY COUNCIL

CITY COUNCIL CHAMBERS, CITY HALL

137 ROOSEVELT AVENUE, PAWTUCKET, RI

WEDNESDAY, MARCH 9, 2011

7:00 PM

18. AN ORDINANCE FIXING THE SALARIES OF HEADS OF DEPARTMENTS AND APPOINTED OFFICERS AND REPEALING CHAPTER 2821 IN ITS ENTIRETY.

FOR SECOND PASSAGE

ROLL CALL AYES_____ NOES_____

19. AN ORDINANCE IN AMENDMENT OF CHAPTER 2820 OF THE ORDINANCES OF THE CITY OF PAWTUCKET, FIXING THE SALARIES FOR CLASSIFIED NON-UNION POSITIONS.

FOR SECOND PASSAGE

ROLL CALL AYES_____ NOES_____

20. AN ORDINANCE FIXING THE SALARIES OF UNCLASSIFIED NON-UNION POSITIONS, AS AMENDED.

FOR SECOND PASSAGE

ROLL CALL AYES_____ NOES_____

21. *PETITIONS FOR LICENSES:

ENTERTAINMENT –

Petition of Musicfeen Broadcasting Network LLC, to have teen nights at 1005 Main Street, #715, on Saturday, March 19; Friday, April 15, and Friday, May 6, 2011 from 8:30 p.m. to 12:30 a.m. LIC#6678

HOLIDAY New –

Best Choice Gas and Convenience Store, Inc., d/b/a U Save Gas II, 72 Exchange Street, LIC#6661

VICTUALLING HOUSE New –

Best Choice Gas and Convenience Store, Inc., d/b/a U Save Gas II, 72 Exchange Street, LIC#6662

HOLIDAY LICENSES Renewals -

**Adams Furniture Company Inc., d/b/a Adams Furniture, 65 East Ave.
LIC#3244**

**AM Donuts, Incorporated d/b/a Dunkin Donuts, 205 Dexter St.
LIC#3197**

**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

CITY COUNCIL

CITY COUNCIL CHAMBERS, CITY HALL

137 ROOSEVELT AVENUE, PAWTUCKET, RI

WEDNESDAY, MARCH 9, 2011

7:00 PM

**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

**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

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

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

Caprichos Antioquenos Bakery Inc., d/b/a Caprichos Antioquenos Bakery, 173 Lonsdale Ave. LIC#4761

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

Cibao Supermarket Inc., d/b/a Dominican Supermarket, 341 Weeden St., LIC#6003

Corner Store Inc., d/b/a The Corner Store, 136 Spring St. LIC#5390

Cumberland Farms, Inc., d/b/a Cumberland Farms #1265, 193 Division St. LIC#4830

Da Cruz, Rui Manuel d/b/a Cabo Verde Fish Market, 268 West Ave. LIC#5775

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

Family Dollar Stores of RI Inc., d/b/a Family Dollar #6933, 502 Broadway, LIC#3175

Family Dollar Stores of RI Inc., d/b/a Family Dollar #2095, 320 Dexter St. LIC#3275

Fantas Market, Inc., d/b/a Fantas Market, 618 Broadway, LIC#3186

Fox Grocery, Inc., d/b/a Fox Grocery, 209 Benefit St. LIC#3256

F & Z LLC d/b/a Gulf Express, 711 East Ave. LIC#5103

Gold Stars Gift Store, Inc., d/b/a Gold Stars Gift Store, 484 Lonsdale Ave. LIC#5183

Howell J. Smith Druggist Inc., d/b/a Howell J. Smith Druggist, 749 Central Ave. LIC#3191

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

Lonsdale Donuts Inc., d/b/a Dunkin Donuts, 465 Lonsdale Ave. LIC#4823

Lorraine Fabrics Inc., d/b/a Lorraine Fabrics, 593 Mineral Spring Ave. LIC#3182

Malik, Saeed, d/b/a Sam's Food Stores, 151 Benefit St. LIC#5203

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

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

McCoy Market Inc., d/b/a McCoy Market, 171 South Bend St. LIC#4864

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

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

Newport Avenue Donuts Inc., d/b/a Dunkin Donuts, 105 Cedar St. LIC#3229

Newport Division Donuts Inc., d/b/a Dunkin Donuts, 192 Division St. LIC#4828

Newport Avenue Donuts Inc., d/b/a Dunkin Donuts #300297, 81

Newport Ave. LIC#4827

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 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 Ave. LIC#3282

Saad Food Mart Inc., d/b/a Saad Food Mart, 1414 Newport Ave. LIC#4847

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

Simpson's Pharmacy Inc.,d/b/a Simpson's Pharmacy, 10 Newport Ave. LIC#4778

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

***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.

CITY COUNCIL

CITY COUNCIL CHAMBERS, CITY HALL

137 ROOSEVELT AVENUE, PAWTUCKET, RI

WEDNESDAY, MARCH 9, 2011

7:00 PM

**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

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

David Abate - \$157.40-\$194.67

Andrew Bicknell – Pending Estimates

Paul Boutin - \$748.37-\$745.58

Ana DeBarros - \$329.20

Maria Filipe - \$145.00

Jason Hawkins - \$678.68

Thomas Marsden - \$127.25

James Moseley - \$583.50

Victor Oliveira - \$1,431.95-\$1,583.07

Christine Rankin by Christopher Fay, Esq. – No Amount Specified

Lauren Riordan - \$208.00

Claire Simon - \$296.95-\$328.29

Abdoul Syllid – No Amount Specified

Gil Tavares - \$300.41-\$302.20

Gary Walton - \$131.60

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

Kimberly Adams – No Amount Specified

Roxanne Ashekoni - \$291.92

Beverly Asselin - \$225.00-\$245.00

Brian P. Bagshaw - \$1,733.10-\$2,066.50

Crystal Bettencourt - \$234.58-\$257.05

Stephen Bobola - \$172.99

CITY COUNCIL

CITY COUNCIL CHAMBERS, CITY HALL

137 ROOSEVELT AVENUE, PAWTUCKET, RI

WEDNESDAY, MARCH 9, 2011

7:00 PM

Dilson Cosme - \$213.48-\$230.93 \$327.00-\$342.00

Carolyn Davis - \$256.84-\$489.51

Melanie DiSano - \$615.52-\$1,305.05

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

Jasmine DoCouto - \$525.00

Kevin Dolan - \$125.32

Aura Duarte - \$460.29-\$858.61

Mauricio Esobar - \$880.13-\$1,273.92

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

Meegan Foster - \$1,192.06-\$2,045.19

Cyly Heaney - \$2,235.00-\$4,475.47

Lisa Johnson - \$757.78-\$1,005.80

Sarah Larson - \$90.21

Daniel Lopes - \$602.25-\$605.73

Katisa Lopes - \$182.00-\$193.35

Jay Maynard - \$541.93-\$536.10

Harry Ogden - \$1,087.91-\$2,344.99

Edwin Ozuna - \$262.46-\$300.00

John Palana - \$270.74

CITY COUNCIL

CITY COUNCIL CHAMBERS, CITY HALL

137 ROOSEVELT AVENUE, PAWTUCKET, RI

WEDNESDAY, MARCH 9, 2011

7:00 PM

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

Lloyd Pinderhughes - \$1,062.55-\$1,180.38

Antonio Rocha - \$404.76-\$583.00

Kristel Spaziano - \$881.77-\$945.60

Eva Stoepker - \$269.25

Abdoul Syllid - \$60.00

Denise Thurber - \$219.95

Dina Vincent - \$172.34

ADJOURNED _____ P.M.