

CITY COUNCIL

CITY COUNCIL CHAMBERS, CITY HALL

137 ROOSEVELT AVENUE, PAWTUCKET, RI

WEDNESDAY, APRIL 20, 2011

7:00 PM

PRE-COUNCIL AGENDA

5:40 PM – CITY PROPERTY COMMITTEE

6:00 PM – PRE-COUNCIL – REPRESENTATIVES OF ARMORY

6:40 PM – PRE-COUNCIL – TOLMAN HIGH SCHOOL CHEERLEADERS

6:45 PM – PUBLIC INPUT PERIOD

6:45 PM – BOARD OF LICENSE COMMISSIONERS

7:00 PM – CITY COUNCIL

DOCKET

CONVENED _____ PM

Previous Minutes 04/06/2011

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

2. *CORRESPONDENCE

A. Communication from Ronald L. Wunschel, Director of Finance to the Pawtucket City Council (TANS Purchase \$11.6 Million)

B. Communication from Cheryl A Fernstrom, CMC, Jamestown Town Clerk, to the Pawtucket City Council (Resolution in Support of Legislation to Amend RIGL §17-11-1 “An Act Relating to Elections – Voting districts and Officials” and Resolution in Support of Legislation to Amend RIGL §16-7-44 School Housing Project Costs)

C. Communication from Smithfield Public Schools to the Pawtucket City Council (Resolution of the Smithfield School Committee – Binding Arbitration)

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

E. Communication from the Pawtucket Water Supply Board to the

Pawtucket City Council (Spring Hydrant Flushing Program)

F. Communication from William Mulholland, Superintendent, Pawtucket Parks & Recreation, to the Pawtucket City Council (Rules and Regulations for Mobile Ice Cream Vendors)

G. Communication from Rhode Island Department of Transportation to the Pawtucket City Council (Pawtucket Bridge #550 Updates for April 3-9 and April 10-16, 2011)

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H. Communication from Mayor Donald R. Grebien to the Pawtucket City Council (Letter from Edward Fleury, Pawtucket, RI, requesting an Ordinance for a Cat Leash Law) TO BE REFERRED TO THE ORDINANCE COMMITTEE

I. Communication from Paul King, Chief of Police, to Councilor Jean Philippe Barros, Chair, Substance Abuse Prevention Task Force Committee (Request for Funds to Conduct Two Citizens' Police Academy Sessions) TO REFERRED TO THE SUBSTANCE

ABUSE/DARE COMMITTEE

J. Communication from Barney S. Heath, Acting Director, Department of Planning and Redevelopment to David P. Moran, President, Pawtucket City Council (City Lease of the Former Red Farm Studio Site) TO BE REFERRED TO THE CITY PROPERTY COMMITTEE)

K. Communication from Vincent Palumbo, P.E., Managing Engineer, RIDOT, Engineering Division to Richard J. Goldstein, MMC, City Clerk (Blackstone River Bikeway – Segment 1B/2 Waterman Street to Pawtucket Landing - Parking Restrictions) TO BE REFERRED TO THE ORDINANCE COMMITTEE

L. An Ordinance Authorizing the Use of Fund Money for Deficit Reduction in Fiscal Year 2011 TO BE LAID ON THE TABLE AND REFERRED TO THE FINANCE COMMITTEE

3. THE FINANCE COMMITTEE RETURNS THE FOLLOWING REQUEST WITH THE RECOMMENDATION TO DENIED:

Communication from Donald Scarlata, President/CEO, Colonial Mills, Inc. to David P. Moran, President, Pawtucket City Council, requesting an abatement of its 2010 and 2011 tangible taxes.

ROLL CALL AYES_____ NOES_____

4. RESOLUTION CONGRATULATING THE TOLMAN HIGH SCHOOL CHEERLEADING TEAM FOR WINNING THEIR SECOND CONSECUTIVE STATE CHAMPIONSHIP AND FOR THEIR OUTSTANDING 2ND PLACE FINISH AT THE AMERI-CHEER INTERNATIONAL COMPETITION

ROLL CALL AYES_____ NOES_____

5. RESOLUTION IN SUPPORT OF AMENDING THE POLICE AND FIRE PENSION PLAN IN SUCH A WAY AS TO PROVIDE RELIEF FOR THE TAXPAYERS OF PAWTUCKET, REDUCE THE STRUCTURAL DEFICIT OF THE CITY AND CREATE A PENSION PLAN THAT WILL BE SUSTAINABLE FOR FUTURE POLICE AND FIRE RETIREES OVER THE YEARS.

ROLL CALL AYES_____ NOES_____

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6. THE FINANCE COMMITTEE RETURNS THE FOLLOWING AMENDMENT TO THE ORDINANCE ENTITLED “AN ORDINANCE PLACING A SIX-MONTH MORATORIUM ON COMPENSATION FOR BOARDS AND COMMISSIONS IN THE CITY OF PAWTUCKET,” WITH THE RECOMMENDATION FOR APPROVAL:

Change the following Section 1:

SECTION 1. (a) Notwithstanding any provisions of Chapter 88 of the Code of Ordinances of the City of Pawtucket entitled, “Salaries and Compensation,” or any other ordinances or policies to the contrary, no member of any board or commission, excluding the city council and school committee, shall receive any stipend, salary or other form of compensation from January 1, 2011 through June 30, 2011. Notwithstanding any ordinances, resolutions or policies to the

contrary, the rate of any stipend, salary or other form of compensation for services provided by members of the various boards and commissions in Pawtucket, excluding the city council and the school committee, shall be 25% less during the second half of fiscal year 2011 (January 1, 2011 through June 30, 2011) than during the first half of fiscal year 2011 (July 1, 2010 through December 31, 2010). The maximum annual stipend, salary or other form of compensation for the various boards and commissions shall be reduced by 12.5% to reflect this change.

(b) For purposes of this ordinance, the rate of any stipend shall be the various payments per meeting authorized for board or commission members and chairpersons who are compensated on a per meeting basis; the rate of any salary shall be the weekly or monthly payments for board or commission members and chairpersons who are compensated on an annual salary basis; and the rate of any other compensation shall be the regular payments for board or commission members and chairpersons whose compensation is not based on stipends or salaries.

(c) During the period between January 1, 2011 and June 30, 2011, all other conditions for payment, including, but not limited to attendance at meetings, shall remain in full force and effect.

(d) The finance director may withhold all payments to board and commission members for the period from January 1, 2011 through

June 30, 2011 until August 12, 2011.

ROLL CALL AYES _____ NOES _____

**7. THE FINANCE COMMITTEE RETURNS THE FOLLOWING
ORDINANCE WITH THE RECOMMENDATION OF APPROVAL, AS
AMENDED:**

**AN ORDINANCE PLACING A SIX-MONTH MORATORIUM REDUCTION
ON COMPENSATION FOR BOARDS AND COMMISSIONS IN THE CITY
OF PAWTUCKET, AS AMENDED.**

FOR FIRST PASSAGE

ROLL CALL AYES _____ NOES _____

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8. THE FOLLOWING LICENSE WAS LAID ON THE TABLE AT THE MEETINGS HELD ON MARCH 23, 2011 AND APRIL 6, 2011, AND IS AGAIN TAKEN UP:

PETITION FOR LICENSE:

PEDDLER NEW – (Pending Approval of Fire Department and Zoning Department)

Lauri Mercurio, 14 Kimball Avenue, Pawtucket, RI, LIC#

TO PEDDLE: Fireworks

LOCATION: 1588 Newport Avenue (Parking Lot)

9. *PETITION FOR LICENSE:

ENTERTAINMENT –

Petition of Len's Hot Dog Haven, Inc. to hold at Cruise Night at Daggett Farm, Slater Park, on Tuesday Nights from May – September, 5:00 p.m. until 8:30 p.m.

PEDDLER LICENSE New -

Café Bernard LLC d/b/a LJ's BBQ, 727 East Ave. LIC#6997

DRIVER: Watson, Bernard, 54 Riley Drive, East Providence, RI

PEDDLE: Food

LOCATION: All of Pawtucket

PEDDLER LICENSE Renewal –

Costa Trading Co Inc., 228 Cranston Street, Providence, RI, LIC#4906

DRIVER: Mustafa Lynch

TO PEDDLE: Pictures, Toys, Etc...

LOCATION: All of Pawtucket

DRIVER: Jennifer Smith, LIC#4907

TO PEDDLE: Pictures, Toys, Etc...

LOCATION: All of Pawtucket

HOLIDAY LICENSES – Renewals

**Blossoms Design Boutique, Inc., d/b/a Blossoms Design Boutique,
160 Smithfield Ave. LIC#3235**

Carter, Pamela L d/b/a Pamela's Pastry Shoppe, 832 Newport Ave.

LIC#3257

***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

Flor Di Brava Inc., d/b/a Pawtucket Fish Market, 593 Weeden St.

LIC#5492

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**AUTOMOBILE REPAIR SHOP AND SECOND HAND SHOP LICENSES
(CLASS A & B) (Selling used automobiles and parts) (Renewals)**

Americar Sales & Collision Center Inc., 626 Main St. LIC#2489 #2490

***Coastal Collision, Towing & Auto Sales Inc., d/b/a Coastal Auto Sales, 540 Pawtucket Ave. LIC#2409 #2410**

1. No more than eight (8) vehicles in the front lot for sale at any given time.

***Courtesy Hyundai, Inc., d/b/a Courtesy Hyundai, 939 Newport Ave. LIC#2669 #2671**

1. Lights on the property will be redirected to not shine on the neighbors property.

2. Intercom system will be used in a way that will not disturb the neighbors and there will be no use of the intercom system on Sundays.

3. Parking for employees will be on-site only.

4. Must abide by no-through trucking signs in the area.

5. No junk cars will be stored on the South Eastern lot.

6. There will be no test driving on the surrounding side streets in the area.

***Dorman's Auto Center Inc., d/b/a Dorman's Auto Center, 434 Prospect St. LIC# 2404 #2405**

STIPULATION PER ZONING 3/27/01

1. Open storage of motor vehicles, auto parts, or debris shall not be visible from Prospect Street or the front of the building.

Lindbergh Auto Body, Inc., d/b/a Lindbergh Auto Sales, 58 Smithfield Ave. LIC#2396 #2397

Smithfield Motor Sales Inc., d/b/a Smithfield Motor Sales, 527 Smithfield Ave. LIC#2165 #2166

***Veiga, Mario d/b/a Mo Performance, 45 Sharon Ave. LIC#2249 #2250**

- 1. No work outside garage.**
- 2. No parking on Sharon Avenue.**
- 3. Trash & debris will be picked up.**
- 4. No auto body or spray painting.**

**AUTO REPAIR SHOP & SECOND HAND SHOP CLASS B (Parts Only)
(Renewals)**

Banchwerks LLC d/b/a Banchwerks, 579 Weeden St. LIC#5235 #5451

**B T S Co Inc., d/b/a BTS Tire & Service Store, 580 Pawtucket Ave.
LIC#2463 #2464**

Guckin, Jeff d/b/a Mobicare, 350 Cottage St. LIC#2309 #2310

**SECOND HAND SHOP ONLY (Class A – Used Automobiles Only)
(Renewals)**

**Antonio Albuquerque d/b/a Nicali Auto Outlet, 1 Dunnell Lane
LIC#2597**

**Dorman's Auto Center, Inc. (Annex) d/b/a Dorman's Auto Center
Annex, 124 Beverage Hill Ave. LIC#2569**

AUTO REPAIR SHOP ONLY (Renewals)

*** Baptista, Tina d/b/a M & M Auto Repair, 3 Dix St. LIC#2437**

- 1. No auto body work.**
- 2. No outside vehicle storage.**
- 3. No parking along the railroad tracks either on road or on dirt sidewalk.**
- 4. No auto parts stored outside.**
- 5. No outside dumpsters.**
- 6. No unregistered autos parked outside.**
- 7. No speeding, racing, or testing of vehicles in the area.**
- 8. Work shall be performed only between the hours of 8:00 a.m. and 7:00 p.m. Monday through Saturday.**
- 9. All repair work shall be inside, there will be no repair of vehicles outside in the street or sidewalk.**

Manny's Service Center, Inc., d/b/a Manny's Service Center, 645 Armistice Blvd. LIC#2297

Paine's Service Station, LLC d/b/a Paine's Service Station, 344 Armistice Blvd. LIC#2130

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SECOND HAND SHOP (Class C – Used Miscellaneous Merchandise)

(Renewals)

Ana's Chic Boutique Corporation d/b/a Ana's Chic Boutique, 726 Central Ave. LIC#5656

ARC of Blackstone Valley d/b/a New to You, 541 Armistice Blvd. LIC#2582

***Costello, Rickey L d/b/a Broadway Loan & Jewelry, 720 Broadway, LIC#2631**

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

McCarten Violins LLC, d/b/a McCarten Violins, 1005 Main St. LIC#2632

***Menyongai, Napoleon d/b/a Menyongai New & Used Furniture, 364 Benefit St. LIC#3474**

1. All sales inside, no furniture on sidewalk.

***Pacheco III Timothy, d/b/a Central Ave. Antiques, 1041 Central Ave. LIC#2828**

1. No items displayed on sidewalk.

Rhode Island Antiques Company LLC d/b/a Rhode Island Antiques Mall, 345 Fountain St. LIC#2641

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

Herbert Carr – pending receipt

Maureen Curran - \$553.52

Lindsay Wilkes-Edrington - \$341.10

Cecilia Fernandes by Richard Tallo, Esq. - \$150,000.00

Adam Jensen by GEICO Insurance - \$5,968.39

Whitney March - \$2,500.00 pending estimates

Joseph Pouliot - \$74.93

ADJOURNED _____ P.M.