

CITY COUNCIL

CITY COUNCIL CHAMBERS, CITY HALL

137 ROOSEVELT AVENUE, PAWTUCKET, RI

WEDNESDAY, JANUARY 11, 2012

7:00 PM

PRE-COUNCIL AGENDA

**5:30 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.

6:30 PM – ORDINANCE COMMITTEE

6:45 PM – PUBLIC INPUT PERIOD

6:45 PM – BOARD OF LICENSE COMMISSIONERS

7:00 PM – CITY COUNCIL

DOCKET

CONVENED _____ PM

Previous Minutes 12/16/2011

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

2. *CORRESPONDENCE

A. Communication from Rhode Island Department of Transportation to the Pawtucket City Council (Pawtucket Bridge #550 Updates for December 18-24, 2011, December 25-31, 2011, and January 1-7, 2012)

B. Communication from Amy Rose Weinreich, Town Clerk, Town of Charlestown, to City and Town Councils. (Resolution in Support of a temporary moratorium on for-profit Low And Moderate Income Housing Applications)

C. Communication from Jeannine S. Bourski, Acting Finance Director, to the Honorable Members of the Pawtucket City Council. (Statement of Estimated, Realized and Unrealized Revenues for the Fiscal Period July 1, 2011 through November 30, 2011)

D. Communication from Jeannine S. Bourski, Acting Finance Director, to the Honorable Members of the Pawtucket City Council. (Monthly Report on Fire Department Line Item Requests)

E. Communication from Lance Hill, Director of Public Works, to the

Pawtucket City Council. (RIDOT Bridge 550 Detours)

F. Communication from Michael P. Lewis, Director, RI Department of Transportation, to Antonio J. Pires, Acting Director of Administration. (Repairs to Roads and Division Street Bridge due to the Pawtucket River Bridge 550 Project)

G. Communication from Antonio J. Pires, Acting Director of Administration, to the Pawtucket City Council. (Cameras – Red Light)

H. Communication from His Honor Mayor Donald R. Grebien, to the Pawtucket City Council. (Motor Vehicle Inventory)

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I. Communication from His Honor Mayor Donald R. Grebien, to the Honorable Members of the Pawtucket City Council. (Appointment of Joanna L'Heureux as the new Finance Director)

J. Communication from His Honor Mayor Donald R. Grebien, to Mr. Dennis Hoyle, Acting Auditor General. (FY13 Revised School Department Forecast)

K. Communication from David Clemente, Purchasing Agent, to the Honorable Members of the Pawtucket City Council. (Emergency Repairs to City Hall Elevator)

L. Communication from Yvonne Seggerman, Chair, Armory Arts District Study Group, to the Honorable Mayor Donald Grebien. (Proposed Bike Path)

M. Communication from David L. Quinn, II, Tax Assessor, to the Honorable City Councilors. (Tax Abatements for July, August & September 2011 & Tangible Abatements)

N. Resolution Authorizing the Abatement of Motor Vehicle, Real Estate and Tangible Taxes for July, August and September, 2011 in the Amount of \$243,914.82 and Ten Years of Tangibles in the Amount of \$649,923.21 for a Total Amount of \$893,838.03 TO BE REFERRED TO THE FINANCE COMMITTEE.

O. Resolution Authorizing the Issuance of Tax Anticipation Notes in the Amount of \$12,600,000 TO BE REFERRED TO THE FINANCE COMMITTEE.

P. Communication from Susan Mara, Senior Planner, to Council President David Moran. (Historic Properties – 10 Exchange Court, 39 Lafayette Street, and 14 Perrin Avenue) TO BE REFERRED TO THE ORDINANCE COMMITTEE

Q. An Ordinance in Amendment of Chapter 410 of the Code of Ordinance of the City of Pawtucket, Entitled “Zoning” (Text and Official Zoning Map) Historic District 10 Exchange Court, 39 Lafayette Street, and 14 Perrin Avenue TO BE LAID ON THE TABLE AND REFERRED TO THE ORDINANCE COMMITTEE.

R. Communication from Maria Xiarhos, Personnel Assistant, to the Pawtucket City Council (Ordinance in Amendment of Chapter 2956 of the Ordinances of the City of Pawtucket Fixing the Salaries for Classified Non-Union Positions)

S. An Ordinance in Amendment of Chapter 2956 of the Ordinances of the City of Pawtucket, Fixing the Salaries for Classified Non-Union Positions (January 1, 2012-June 30, 2012) TO BE LAID ON THE TABLE AND REFERRED TO THE FINANCE COMMITTEE

T. Communication from Michael Davoilo, AICP, Executive Director, Pawtucket Redevelopment Agency, to Charles Fogarty, Director, Rhode Island Department of Labor and Training (Lease at 175 Main Street, Pawtucket)

3. Petition for Auto Repair Shop and Second Hand Shop Licenses (Class B - used auto parts) by Sarkis Auto Repairs LLC d/b/a Sarkis Auto Repair, 1514 Newport Avenue, Tax Assessors Plat 4 Lot 1124, 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#7793 #7794, which was advertised for a hearing at this time, is taken up:

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4. Petition for Auto Repair Shop and Second Hand Shop Licenses (Class A & B – Selling Used Automobiles & Parts) by Richmond Motor Sales Inc., d/b/a Richmond Motor Sales, (transfer from Lourenco Docouto d/b/a Larry's Auto Repair), 519 Pawtucket Avenue, Tax Assessor's Plat 63, lot 717, to keep a shop for the purpose of repairing automobiles and purchasing and selling second hand articles, specifically: used automobiles and parts, LIC#7813 #7812 which was advertised for a hearing at this time, is taken up:

PREVIOUS STIPULATIONS:

- 1. No painting or auto body work.**
- 2. No parking on Glenwood Avenue.**
- 3. All work shall be done in building.**
- 4. No storage of junk cars or parts outside.**

STIPULATION PER ZONING BOARD

- 1. The business shall not operate after 6:00 p.m.**
- 2. There shall be no music of any kind playing outside.**
- 3. No tow trucks or flat bed trucks shall be parked on the street.**
- 4. Employee parking shall not be permitted on the street.**
- 5. There shall not be any outside repairs; all repairs shall be done inside the facility.**
- 6. There shall be no more than 11 vehicles stored outside the facility.**

5. Petition for Auto Repair Shop and Second Hand Shop Licenses (Class A & B – Selling Used Automobiles & Parts) by King’s Service Center Inc., d/b/a King’s Service Center, (transfer from MNM Towing & Recovery LLC d/b/a MNM Auto Sales & Recovery), 231 Japonica Street, Tax Assessor’s Plat 8, Lot 411, to keep a shop for the purpose of repairing automobiles and purchasing and selling second hand articles, specifically: used automobiles and parts, LIC#5576 #2681 which was advertised of a hearing at this time, is taken up:

PREVIOUS STIPULATIONS:

- 1. No Dumpster pick-up before 7:00 am**
- 2. Designate 2 spots in the parking lot for customer parking.**
- 3. No auto body work of any kind on site.**
- 4. No painting of any vehicles on site.**
- 5. No storage of tires on site, except for fully enclosed storage areas.**
- 6. No more than 12 vehicles in front of bay doors except for a period of 48 hours.**
- 7. All work must done inside building and left inside building for completion.**
- 8. No repair work outside building and no vehicles left outside.**
- 9. Applicants cannot sublet premises nor repair work; only applicant's mechanics employees to perform repair work on site.**
- 10. Must not store any hazardous materials or oil on site.**
- 11. All oil used on site must be handled in accordance with OSHA regulations.**
- 12. Hours of operation are 9:00 am to 6:00 pm – Monday through Friday with ½ days on Saturday.**
- 13. Storage of junk parts – in enclosed area in back only. No outside storage outside of the enclosure.**

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6. Communication from His Honor Mayor Donald R. Grebien to the Pawtucket City Council (Requesting a Council Member to Serve on a new Ad Hoc Committee on City Pensions and OPEB Obligations)

7. Communication from Michael P. Davolio, AICP, Director of Planning and Redevelopment, to Council President David P. Moran. (Re-designation of Enterprise Zone)

8. RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION TO THE RI ECONOMIC DEVELOPMENT CORPORATION'S ENTERPRISE ZONE COUNCIL FOR THE RE-DESIGNATION OF THE ENTERPRISE ZONE.

ROLL CALL AYES_____ NOES_____

9. RESOLUTION ADOPTING THE 2011 UPDATE OF THE STRATEGY FOR REDUCING RISKS FROM NATURAL HAZARDS IN PAWTUCKET, RHODE ISLAND: A MULTI-HAZARD MITIGATION STRATEGY.

ROLL CALL AYES_____ NOES_____

10. RESOLUTION IN SUPPORT OF THE CREATION OF A FUND BY THE STATE OF RHODE ISLAND TO PROVIDE RELIEF TO BUSINESSES THROUGH PERIODS OF FINANCIAL HARDSHIP CAUSED BY TRAFFIC DISRUPTIONS DURING ROAD AND BRIDGE RECONSTRUCTION PROJECTS.

ROLL CALL AYES_____ NOES_____

11. RESOLUTION IN SUPPORT OF LEGISLATION TO REQUIRE RIDOT TO PERFORM A STRUCTURAL STUDY OF THE DIVISION STREET BRIDGE AND TO MAKE NECESSARY REPAIRS.

ROLL CALL AYES_____ NOES_____

12. PETITION OF LICENSE:

HOLIDAY LICENSE New -

Sarkis Auto Repairs LLC d/b/a Sarkis Auto Repair, 1514 Newport Avenue, LIC#7791

13. PETITION OF LICENSE:

VICTUALLING HOUSE 1st Class New –

International Club & Billar d/b/a International Club & Billar, 327 Barton Street, LIC#7795

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14. PETITION OF LICENSE:

VICTUALLING HOUSE 1st Class New –

Jeannette A. Rodriguez d/b/a Mig's Boom Boom Room, 852 Newport Ave. LIC#7803

15. *PETITIONS FOR LICENSES:

ENTERTAINMENT –

Petition of Manuel Goncalves for a license to conduct a Cultura & Tradicao Cabo Verd Show at the Hope Artiste Village, 999 Main Street, on Saturday, February 11, 2012 from 8:00 p.m. until 1:00 a.m., LIC# 7816

Petition of the Pawtucket Dog Park Committee for a license to conduct a Winter Carnival at St. Teresa's Church Hall, on Saturday, January 21, 2012 from 12:00 p.m. to 5:00 p.m., LIC#7817

Petition of MVP Sports Pub and Restaurant LTD for license to conduct a Ribbon Cutting Ceremony at 233 Newport Avenue, on January 13 and January 28, 2012 from 9:00 p.m. to 12:30 a.m., LIC#7818

PEDDLER LICENSES – Renewals

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

TO PEDDLE: Food

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

LOCATION: All Streets in Pawtucket

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

**Anaya, Carmen d/b/a Tacos La Mexicana, 596 Smithfield Ave.,
Pawtucket, RI LIC#7026**

DRIVER: Anaya, Carmen

TO PEDDLE: Food

LOCATION: 596 Smithfield Ave

DRIVER: Lopes, Javier, LIC#7027

TO PEDDLE: Food

LOCATION: 596 Smithfield Ave

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

TO PEDDLE: Seafood

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

LOCATION: All Streets in Pawtucket

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**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 and 21 Tarrace Avenue.

**Ribezzo, Frank d/b/a Frank's Catering, 62 West River Parkway, North
Providence, RI, LIC#4886**

**DRIVER: Ribezzo, Frank, 62 West River Parkway, North Providence,
RI**

TO PEDDLE: Food

LOCATION: All Streets in Pawtucket

**Soares, Joao C., d/b/a John Soares Fish Truck, 162 Ohio Avenue,
Providence, RI, LIC#4884**

DRIVER: Soares, Joao C., 162 Ohio Avenue, Providence, RI

TO PEDDLE: Fish & Seafood

LOCATION: Weeden & Conant Streets

TATTOO Renewal –

Fasulo, Michael d/b/a Sin Alley Tattoo, 431 Benefit St. LIC#4824

**McCaffrey, Robert and Teixeira, Savanna d/b/a Level 7 Tattoo, 818
Newport Ave. LIC#5050**

VICTUALLING HOUSE First Class Renewal –

Malik, Saeed, d/b/a Sam's Food Store, 151 Benefit Street, LIC#5204

VICTUALLING HOUSE New –

**Len's Hot Dog Haven Inc., d/b/a Len's Hot Dog Haven, 325 Newport
Avenue, LIC#7801**

WASTE HAULER New –

**Lavoie & Son Industrial Waste Removal, Inc., 41 Diane Drive,
Coventry, RI LIC#7799**

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

Margo Geoffroy - \$3,233.28/\$3,630.50

Craig Giarusso - \$150.00

Jim McEnergy - \$1,191.16/\$1,229.03

Karla Marrero by Mark Grimm, Esq. - No Amount Specified

Michael Pavano by Edward Roy, Esq. – No Amount Specified

Joshua Roberts by Murphy & Fay, LLP - \$500,000

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

Raymond Goddard by McKinnon & Harwood, LLC – No Amount Specified

Carol Hanlon by Savage & Savage – No Amount Specified

Anthony Lucchetti & Michelle Peggegrino - \$500.00 Deductable

Anthony Lucchetti by Amica Insurance - \$6,800.53

Isabel Postle – \$2,650.00

Domingo Santos by Christopher Fay, Esq. – No Amount Specified

Veronica Jaramillo - \$210.50-\$239.31

Joanne Lefebvre - \$657.40

Arthur Pappas - \$208.35

Renee Dittell - \$500.00 Additional Repairs

Renee Dittell - \$2,400.53 Rental Charges

Robert Rotondo - \$2,295.71-\$2,529.36

Kerry Case - \$756.58-\$878.72

ADJOURNED _____ P.M.