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Kerri A. Giorgio, District 2
Council Member

Maureen Hanaway-Aveno, District 3
Council Member

Eugene J. Sartini, District 5
Board of Licensing Vice Chair

James T. Higgins, At-Large
Board of Licensing Chair

Charles D. Wilk, At-Large
Council Member

AGENDA OF THE CUMBERLAND TOWN COUNCIL
REGULAR MEETING OF THE CUMBERLAND TOWN COUNCIL
WEDNESDAY, NOVEMBER 1, 2006 AT 7:30 P.M.
COUNCIL CHAMBERS, TOWN HALL
45 BROAD STREET, CUMBERLAND
OPEN SESSION

AMENDED AGENDA

1. **CALL TO ORDER**

2. **PLEDGE OF ALLEGIANCE**

3. **GENERAL ANNOUNCEMENTS**

4. **UNANIMOUS CONSENT ITEMS**

5. **CONSENT AGENDA**

A. Acceptance of Previous Minutes- Regular Meeting of October 18, 2006 and Special Meeting of October 24, 2006

B. COMMUNICATIONS:

1. **C-06-62** – A Letter from the Town of Barrington seeking support for a resolution that they adopted on October 3, 2006 opposing the proposed constitutional amendment to allow for a non compete bid license and an exclusivity for Harrah’s and the Town of West Warwick, to run a casino in West Warwick

2. **C-06-63** – A Letter from the Town of Barrington seeking support for a resolution that they adopted on October 3, 2006 supporting the passage of Question No. 9 Affordable Housing Bond in the amount of \$50,000,000

3. **C-06-64** – A Letter from the East Greenwich Chamber of Commerce’s Board of Director’s seeking support for a resolution that they adopted on September 13, 2006 opposing the November 2006 state ballot referendum regarding the proposed destination casino in Rhode Island

4. **C-06-65** – A Letter from the Town of Exeter seeking support for a resolution that they adopted on October 2, 2006 opposing ballot Question No. 1, which would amend the constitution of the State of Rhode Island to grant a single private company the right to a no-bid license for a casino in the Town of West
5. **C-06-66** – A Letter from the City of East Providence seeking support for a regarding a resolution that they adopted on October 17, 2006 to ask the Rhode Island General Assembly to repeal state special education laws deemed more restrictive than federal legislation

**6. LICENSES-
2006-2007 RENEWALS –**

FIRST CLASS VICTUALLING HOUSE LICENSES:

1. ANGELO'S PIZZA, INC. -133 Mendon Road
2. B.L. BOYNES, INC., d/b/a Moon's Landing, 4077 Mendon Road
3. BEER MUG, INC. - 960 Mendon Road
4. BUNKY'S, INC. d/b/a Friendly Tap - 1225 Mendon Road
5. CARELO'S, LLC, d/b/a Carelo's – 618 Broad Street
6. CLUB JUVENTUDE LUSITANIA, INC. - 10 Chase Street
7. CUMBERLAND ATHLETIC CLUB - 30 Hamilton Street
8. CUMBERLAND HILLSIDE CAFÉ - 75 Manville Hill Road
9. CUMBERLAND HOUSE OF PIZZA - 2360 Mendon Road
10. CUMBERLAND POST AMERICAN LEGION #14 - 695 Broad Street
11. CUMBERLAND REST. MGT. CORP., d/b/a Cantina Di Marco Restaurant & Grill, 405 Mendon Road
12. DAVENPORT'S FAMILY RESTAURANT - 1070 Mendon Road
13. EVERYBUDDY'S BAR & GRILL - 30 West Wrentham Road
14. FATIMA HOLY NAME SOCIETY - 1 Fatima Drive
15. FILIBUSTER CLUB - 23 High Street
16. FORE COURT RACQUET & FITNESS CLUB, INC. - 44 Cray Street
17. FORTUNE HOUSE CHINESE RESTAURANT - 1800 Mendon Road, Suite F
18. FRIAR TUCK'S, INC., d/b/a Tuck's Food & Spirits - 2352 Mendon Road
19. FRIENDLY SONS OF ST. PATRICK - 135 Broad Street
20. GOOD TIMES PUB & RESTAURANT – 1666 Diamond Hill Road
21. ISRAEL COUTURE POST, V.F.W. #2274 - One Cray Street
22. IBP ENTERPRISES d/b/a Andrew's Bistro, – 3755 Mendon Road
23. JACKY'S GALAXIE, INC. – 1760 Mendon Road
24. LMB ASSOCIATES, INC. d/b/a The Blackstone - 129 Mendon Road
25. MENDON ATHLETIC & SOCIAL CLUB - 20 Dorr Street
26. MICKEY'S VALLEY VIEW PUB - 46 Carpenter Street
27. OR VENTURES, d/b/a Valley Cafe, Inc. - 389 Broad Street
28. P&M PUB, INC., d/b/a Gary's Bar & Grill - 940 Mendon Road
29. PITCHER'S PUB - 120 Manville Hill Road
30. SERRA DA ESTRELA - 168 Broad Street
31. SLAM ASSOCIATES, INC. d/b/a Third Base - 422 High Street
32. ST. JOSEPH'S PARISH CENTER CLUB – 1303 Mendon Road
33. ST. THOMAS BUILDING ASSOCIATION - 22 Broad Street
34. STEPHANIE'S, INC. - 433 Broad Street
35. VALLEY PARK PUB, LTD. d/b/a Valley Park Pub - 17 Mill Street

36. WONG PALACE RESTAURANT, INC d/b/a Royal Panda Restaurant - 356 Mendon Road

SECOND CLASS VICTUALLING HOUSE LICENSES:

1. ANN & HOPE - 1 Ann & Hope Way
2. ARCHIE'S PIZZA – 1182 High Street
3. BLACKSTONE RIVER THEATER - 549 Broad Street
4. BLP, INC. d/b/a Subway - 2130 Mendon Road
5. BURGER KING #4718 – 1715 Mendon Road
6. DUNKIN DONUTS (ABM DONUTS) – 100 Mill Street
7. DUNKIN DONUTS (HOT SPOT, LLC.) – 3781 Mendon Road
8. DUNKIN DONUTS (JOHNSTON DONUTS, INC.) – 20 Ann & Hope Way
9. DUNKIN DONUTS (JOHNSTON DONUTS, INC.) – 2069 Diamond Hill Road
10. EGGS UP – 2378 Mendon Road
11. GREAT TASTE CHINESE RESTAURANT – 3404 Mendon Road
12. HONEY DEW DONUTS – 2084 Diamond Hill Road
13. J'S DELI – 2364 Diamond Hill Road
14. JBA CORP., d/b/a Pamfilio's, 1800 Mendon Road, Suite 5
15. KAMI ENTERPRISES, INC., d/b/a Jim's Deli – 1702 Mendon Road
16. McDONALD'S OF CUMBERLAND – 100 Mendon Road
17. McDONALD'S OF CUMBERLAND – 1754 Mendon Road
18. POPPY'S FAMILY RESTAURANT – 3344 Mendon Road
19. RONDEAU ENTERPRISES, INC., d/b/a Everybody's Favorite, 1370 Mendon Road
20. SAKI'S PIZZA – 2275 Diamond Hill Road
21. SUPREME PIZZA – 3406 Mendon Road
22. TULSA QUEEN ENTERPRISES d/b/a TD DINER – 20 Grove Road
23. THE COFFEE CONNECTION – 2364 Mendon Road
24. VALLEY RESOURCE CAFETERIA – 1595 Mendon Road

THIRD CLASS VICTUALLING HOUSE LICENSES:

1. AJ SEABRA SUPERMARKET – 2012 Mendon Road
2. AWSOME SWEETS, LLC – 802 High Street
3. CASIMIRO, INC., d/b/a Cumberland Seafood – 40 Macondry Street
4. CHICKEN POWER PLUS – 1850 Mendon Road
5. COLONIAL BAKERY, INC. – 185 Broad Street
6. DOMINO'S PIZZA – 250 Mendon Road
7. DUNKIN DONUTS (JOHNSTON DONUTS, INC.) – 1700 Mendon Road, Unit 1
8. GOLDEN PALACE CHINESE RESTAURANT – 1165 High Street
9. HONEY DEW DONUTS – 3450 Mendon Road
10. JOSIE'S ICE CREAM – 797 High Street
11. LIZZY & THE ENCHANTED CREAMERY, INC. – 1700 Mendon Road
12. L.M. RONCI, INC., d/b/a The Pastry Gourmet – 2032 Mendon Road
13. MICHAEL'S MEATS – 2368 Mendon Road
14. EL CUBANO CORP., d/b/a Peppers Deli, Inc. – 417 Broad Street
15. PIZZA MAN OF CUMBERLAND – 87 Broad Street
16. RONZIO PIZZA – 1700 Mendon Road
17. SUPER STOP & SHOP – 70 Mendon Road

FOURTH CLASS VICTUALLING HOUSE LICENSES:

1. 732 HIGH STREET MARKET, INC. – 732 High Street

2. BLOCKBUSTER VIDEO – 1700 Mendon Road
3. BROOKS PHARMACY – 2136 Mendon Road
4. CHENG’S MINI-MART II LLC, d/b/a Diamond Hill Sunoco, 2093 Diamond Hill Road
5. CUMBERLAND CONVENIENCE STORE – 427 High Street
6. CUMBERLAND FARMS STORE #1275 – 3404 Mendon Road
7. CUMBERLAND PETRO CENTER – 2095 Diamond Hill Road
8. CVS STORE #37 – 1998 Mendon Road
9. CVS STORE #728 – 307 Broad Street
10. CVS STORE #2506 – 2125 Diamond Hill Road
11. DAVE’S MARKETPLACE – 2077 Diamond Hill Road
12. DEL’S LEMONADE & REFRESHMENTS – 170 Mendon Road
13. DIAMOND HILL CONVENIENCE, INC. – 2275 Diamond Hill Road
14. DIAMOND HILL GENERAL – 3782 Diamond Hill Road
15. DIAMOND MOBIL XTRA MART – 1178 High Street
16. DOMINO’S PIZZA – 3400 Mendon Road
17. DYANE’S SWEET TOOTH – 186 Mendon Road
18. EZ MART LLC d/b/a Diamond Hill Market – 12 Bound Road
19. FOOD MART – 302 Broad Street
20. HEALTH & HAPPINESS LLC. d/b/a Simply Natural - 2374 Mendon Road
21. J & I BROTHERS, INC. d/b/a Mendon Road Gas & Convenience – 1152 Mendon Road
22. KIM & GARY’S ICE CREAM MACHINE – 4288 Diamond Hill Road
23. NB GAS, INC. – 1410 Diamond Hill Road
24. NEIGHBORHOOD VARIETY – 14 Bound Road
25. NEW LINE GROUP, LLC d/b/a Cumberland Exxon – 3392 Mendon Road
26. RIC & ED INC. d/b/a J.L.’s Dollar & Discount – 275 Broad Street
27. T & M ENTERPRISES INC. d/b/a Shell Food Mart – 3486 Mendon Road
28. TONY’S CUMBERLAND MARKET – 290 Broad Street
29. TRI-FON ENTERPRISES, INC. d/b/a Cumberland Convenience Center – 1754 Mendon Road

FIFTH CLASS VICTUALLING HOUSE LICENSES:

1. PHANTOM FARM – 2920 Diamond Hill Road

EXTENDED HOURS OF OPERATION LICENSES:

1. ABM DONUTS INC d/b/a Dunkin Donuts – 100 Mill Street
2. CUMBERLAND FARMS STORE #1275 -3404 Mendon Road
3. FOOD MART, 302 Broad Street
4. HONEY DEW DONUTS, 2084 Diamond Hill Road
5. HOT SPOT, LLC d/b/a Dunkin Donuts, 3781 Mendon Road
6. JOHNSTON DONUTS, INC. d/b/a Dunkin Donuts, 20 Ann & Hope Way
7. JOHNSTON DONUTS, INC. d/b/a Dunkin Donuts, 1700 Mendon Road
8. JOHNSTON DONUTS, INC. d/b/a Dunkin Donuts, 2069 Diamond Hill Road
9. MENDON ROAD LEASING, CORP., d/b/a Public America, 1754 Mendon Road
10. SHELL FOOD MART, 3486 Mendon Road
11. STOP & SHOP COMPANIES d/b/a Super Stop & Shop, 70 Mendon Road

7. OLD BUSINESS:

A. RESOLUTIONS:

1. **R-06-111** – A Resolution Authorizing Payment to the Mayforth Group of Providence, RI in an amount not to exceed \$5,000.00 for Services related to the Identification and

B. ORDINANCES FOR PUBLIC HEARING:

1. **#06-24** – An Ordinance Amending Article II-“Operation” Authorizing the Placement of a Yield Sign on Barberry Hill Road at the Intersection of Cedar Way (Presented by Councilor Higgins)
2. **#06-25** – An Ordinance Authorizing the Placement of a Stop Sign on Barberry Hill Road at the Intersection of Cedar Way (Presented by Councilor Higgins)

8. NEW BUSINESS:

A. CLAIMS:

1. Vladislav Naydenov of 200 Manville Hill Road, Apt. E119

B. RESOLUTIONS:

1. **R-06-120** – A Resolution Authorizing William A. Poore, Esq. to Represent the Cumberland Town Council
2. **R-06-121** – A Resolution Authorizing Payment to Becki A. Abilheira, Esquire for Extraordinary Legal Services in the matter of Delaney v. Kusminski PC-02-7096 in an amount not to exceed one thousand dollars
3. **R-06-122** – A Resolution Authorizing the Execution of a Contract with G. Lopes Construction Inc. of Taunton, MA for the Purchase of Washed Sand for Ice and Snow Control in an amount not to exceed \$7.49 per ton if picked up by the Town of Cumberland and not to exceed \$11.74 per ton if delivered to the Town of Cumberland by G. Lopes Construction Inc.
4. **R-06-123** – A Resolution Proposing the Abandonment of Maple Street in the Town of Cumberland, Rhode Island (**PERMISSION TO ADVERTISE AND PLANNING BOARD APPROVAL**)

C. ORDINANCES-FOR PRESENTATION AND PERMISSION TO ADVERTISE:

1. **#06-26** – An Ordinance Naming the Gymnasium at the Cumberland High School Wellness Center the “Coach Steve Gordon Gymnasium” pursuant to Chapter 2 entitled Administration Article IV. Division 8 Section 2-131 of the Cumberland Code of Ordinances (Presented by Council President Hynes and Councilor Nobrega)

9. PUBLIC COMMENTS:

10. ADJOURNMENT:

This meeting location is accessible to the handicapped for further information on the buildings accessibility feel free to contact the Clerk’s Office. Individuals requiring interpreter services for the hearing impaired should notify the Town Clerk's Office at (401) 728-2400 ext. 136 no less than 48 hours before the meeting.

Posted: October 30, 2006 (amended agenda)

TELEPHONE: 401-728-2400, Ext. 136 • www.cumberlandri.org