



James T. Higgins, At Large
Council President

Jeffrey J. Mutter, District 2
Council President Pro-tem

Antonio J. Albuquerque, District 1
Council Member

Mia A. Ackerman, District 5
Council Member

Bruce A. Lemois, At-Large
Board of Licensing Chair

Kelley Nickson-Morris, District 3
Board of Licensing Vice Chair

Jason B. Kirkpatrick, District 4
Council Member

**AGENDA OF THE CUMBERLAND TOWN COUNCIL
REGULAR MEETING OF THE CUMBERLAND TOWN COUNCIL
WEDNESDAY, MARCH 21, 2007 AT 7:30 P.M.
COUNCIL CHAMBERS, TOWN HALL
45 BROAD STREET, CUMBERLAND
OPEN SESSION**

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 March 7, 2007

B. DEPARTMENT REPORTS:

Building Official
Animal Control
Parks and Recreation Department
Police Department
Rescue Department
Tax Assessor

C. COMMUNICATIONS:

- 1. C-07-11** – A Letter from the Town of Westerly seeking support for a resolution that they adopted on February 26, 2007 relative to the Non-Renewal of Insurance for Costal Properties
- 2. C-07-12** – A Letter from Town of Burrillville seeking support for resolutions that they adopted on February 28, 2007 relating to Legislation Requiring Utilities to pay for Relocation of Infrastructure, Legislation Amendments to Chapter 98 v Energy Facility Siting Act §42-98-7(a) (2). – Powers and Duties and Amendments to §16-7-44. School Housing Project Costs

3. **C-07-13** – A Letter from the Town of Barrington seeking support for a resolution that they adopted on March 5, 2007 regarding supporting the proposed Public Financing of Elections Act to Create a Voluntary System for Full Public Financing of Elections
4. **C-07-14** – A Letter from the City of Pawtucket seeking support for a resolution that they adopted on March 7, 2007 regarding “An Act Relating to Fish and Wildlife – Menhaden Management Area”

6. **LICENSES:**

A. **VICTUALLING HOUSE LICENSE TRANSFER:**

1. An Application for a Second Class Victualling House transfer for Great Taste Chinese Cumberland Seafood, Inc. located at 3404 Mendon Road from Jian Sheng Chen to Ming Tong Zhu of 32 Willis Drive, Cumberland, Rhode Island

B. **2007-2008 RENEWALS- ENTERTAINMENT LICENSE:**

Blackstone River Theatre
Cantina DiMarco Restaurant & Grill
EveryBuddy’s Bar & Grill
Filibuster Club
Good Times Pub & Restaurant
Mickey’s Valley View Pub, Inc.
Pitchers Pub
Royal Panda Restaurant
Slam. Inc.
Stephanie’s, Inc.
Valley Café, Inc.
Valley Park Pub Ltd

FIREARMS:

J.A. Sales
Quack Decoy Corp.
Sanford, Steven

HAWKER LICENSE:

Blaise’s Holiday Shop
Cumberland Fire Fighters
Pivo’s Landscaping

JUNK CARS:

Route 16 Used Auto Parts, Inc.

KENNEL LICENSE:

Boday, Michael & Barbara
Frampton, Elizabeth
Goodman, Tammy
Howe, Richard
Kelly, Carolyn L.
Moran, Lynn

PEDDLER'S LICENSE:

Bill's
D C Enterprises
Don's Frozen Lemonade
K & S Novelty
Palagi's 2000, Inc.

PRIVATE DETECTIVE:

Clearly, Richard
Howe, Richard W.
Interstate Investigations
Maguire, Barry J.
Walsh, John F.
Williamson, Henry Joseph

USED AUTO PARTS:

Bill's Auto Parts, Inc.
Gene's Auto Yard
King's Auto Parts
Valley Motor Sales

7. FINANCE REPORT:

1. General Fund Report as of 2/28/07 for the current FY 2006-2007 period.

8. OLD BUSINESS:

A. ORDINANCES FOR PUBLIC HEARING:

1. **#06-28** – An Ordinance Amending the Zoning Ordinance (Tabled from February 21, 2007 for Status Review)
2. **#07-06** – An Ordinance relating to the Town of Cumberland Pension System (tabled from March 7, 2007)
3. **#07-08** – An Ordinance to Reopen and Amend the Existing Budget (Second Public Hearing and Vote)
4. **#07-09** – An Ordinance Relating to the Naming of Public Property within the Town of Cumberland (Presented by the Ordinance Sub-Committee)

B. RESOLUTIONS:

1. **R-07-44** – A Resolution to Approve a Memorandum of Agreement between the Town of Cumberland and Dennis Dailey regarding the issue of liability resulting of said ordinance (tabled from March 7, 2007)
2. **R-07-54** – A Resolution to Purchase of four (4) police cruisers (tabled from March 7, 2007)
3. **R-07-55** – A Resolution Awarding the Contract for the Reconditioning of the Elevator located at Cumberland High School to American Elevator, Inc. of North Attleboro, Massachusetts in an amount not to exceed \$40,000 (tabled from March 7, 2007)

9. NEW BUSINESS:

A. APPOINTMENTS-JUVENILE HEARING BOARD(Mayoral Appointment):

1. **Andrea L. Trottier** of 1 Sandy Way
Term Ending **September 3, 2007**

B. CLAIM:

1. Lynda Mckenzie of 74 Silo Drive, Cumberland
2. Cheryl L. Bruhn of 16 Middle Street, Cumberland

C. RESOLUTIONS:

1. **R-07-56** – A Resolution Authorizing the Settlement of the Case of Binchy, LLC/Logan Enterprises, LLC vs. Town of Cumberland
2. **R-07-57** – A Resolution Awarding a Purchase Agreement to Central Nurseries, Inc. for the Purchase, Delivery and Installation of Playground Equipment and Playground Improvements at the Monastery Playground, the BF Norton, Cumberland Hill, Community, Ashton, and Garvin Elementary Schools and the Fatima Preschool in an amount not to exceed \$103,926.00
3. **R-07-58** – A Resolution Awarding a Purchase Agreement to Lucena Brothers, Inc. for the Installation of Playground Walking Path at the Ashton Elementary School in an amount not to exceed \$14,595.00
4. **R-07-59** – A Resolution to Reconsider Resolution R-07-51 Decreasing the Bid Award for Roofing for Part II of Phase III Renovations at Cumberland High School for Eagle Cornice of Cranston, Rhode Island in the amount of \$30,600 and Increasing the Contract amount for Dimeo Construction of Providence, Rhode Island in the amount of \$30,600
5. **R-07-60** – A Resolution Authorizing an Increase t the Approved Amount to the Existing Contract with Commercial Electric of East Providence, Rhode Island in an amount not to exceed \$13,368 for Electrical Services for the CHS2010 Phase III Retro-Fitting of the Art/Music Classrooms at Cumberland High School
6. **R-07-61** – A Resolution Authorizing the Purchase of an XLT2500 Digital Mobile 2 Way Radio and an XTS2500 Digital Portable 2 Way Radio from Motorola, Inc. of North Scituate, Rhode Island in an amount not to exceed \$10,878.28

10. PUBLIC COMMENTS:

11. 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. 138 no less than 48 hours before the meeting.

Posted: March 16, 2007

TELEPHONE: 401-728-2400, Ext. 138 • www.cumberlandri.org