

(The following is not a verbatim transcript of comments or discussion that occurred during the meeting, but rather a summarization intended for general informational purposes. All motions and votes are the official records).

SAFETY SERVICES & LICENSES COMMITTEE

Regular meeting of the Safety Services and Licenses Committee was held on Monday, January 10, 2011 in the Council Chambers, City Hall, Cranston, Rhode Island.

I. CALL MEETING TO ORDER:

The meeting was called to order at 6:35 P.M. by the Chair.

Present: Councilman Richard D. Santamaria, Jr., Chair
Councilman Paul H. Archetto
Councilman Emilio L. Navarro
Councilman Michael W. Favicchio
Council Vice-President Robert J. Pelletier

Also Present: Gerald Cordy, Deputy Director of Administration
Major John Schaffran, Police Department
Chief James Gumbley, Fire Department
Evan Kirshenbaum, Assistant City Solicitor
Maria Medeiros Wall, City Clerk
Rosalba Zanni, Assistant City Clerk/Clerk of Committees
Heather Finger, Stenographer

II. MINUTES OF THE LAST MEETING:

On motion by Councilman Navarro, seconded by Councilman Favicchio, it was voted to dispense with the reading of the minutes of the last meeting and they stand approved as recorded. Motion passed unanimously.

III. CORRESPONDENCE:

None.

IV. OLD BUSINESS: (Cont'd from 12/6/2010)

CLASS B VICTUALLING ALCOHOLIC BEVERAGE LICENSE

FROM: *G & P Food Services Inc*

d/b/a Big Cheese & Pub

606 Reservoir Ave.

Michael Giouras/Nestor Xhupi

TO: *G & P FOOD SERVICES, INC.*

d/b/a Big Cheese & Pub

606 Reservoir Ave.

Nestor Xhupi - 100 %

No one appeared to speak in favor or to oppose.

On motion by Councilman Favicchio, seconded by Councilman Archetto, it was voted to remove this item from the docket and applicant can re-apply if they would like. Motion passed unanimously.

V. MISCELLANEOUS BUSINESS:

None.

VI. PUBLIC HEARING:

CLASS B VICTUALLING ALCOHOLIC BEV. LICENSE – TRANSFER

From: Yuang Hing Rest. Inc.

1369 Park Avenue

d/b/a Young Sing Rest.

Hui Yu Li

To: Yuang Hing Rest. Inc.

190 Gansett Avenue

d/b/a Young Sing

Hui Yu Li

Robert Murray, Esq., appeared to represent applicant.

Hui Yu Li and Feng Lei appeared to speak.

Councilman Archetto asked what the hours of operation would be. **Ms. Lei** stated, Monday thru Friday 11-10 and Saturday and Sunday 11-11. Discussion took place on whether this location meets the radius within a school or church, since there are two schools and a Teen Center in the immediate area. Attorney Murray stated that it does meet the radius requirement. No one appeared to oppose.

On motion by Councilman Navarro, seconded by Council Vice-President Pelletier, it was voted to approve this license transfer application. Motion passed unanimously.

VII. ORDINANCES:

12-10-1 Ordinance in amendment of Title 10, Chapter 32 of the Code of the City of Cranston, 2005, entitled "Motor Vehicles and Traffic" (Stop, Frankfort St. at Speck Ave.).

No one appeared to speak in favor or to oppose.

On motion by Councilman Archetto, seconded by Councilman Navarro, it was voted to recommend approval of this Ordinance.

Under Discussion:

On motion by Councilman Archetto, seconded by Councilman Navarro, it was voted to amend this Ordinance to state: "Speck Ave. at Frankfort St.". Motion passed unanimously.

Solicitor Kirshenbaum indicated that this would have to be re-advertised for the Council meeting, since this is not a scrivener's error.

VIII. NEW LICENSE APPLICATIONS:

VICTUALLING LICENSE – NEW

Young Sing Restaurant

190 Gansett Ave.

Robert Murray, Esq., appeared to represent applicant.

Hui Yu Li and Feng Lei appeared to speak.

On motion by Councilman Archetto, seconded by Councilman Navarro, it was voted to approve this license application. Motion passed unanimously.

Park Ave Bistro

751 Park Avenue

Deion Colafrancesco appeared to speak.

On motion by Councilman Navarro, seconded by Council Vice-President Pelletier, it was voted to approve this license application. Motion passed unanimously.

THE CITY OF CRANSTON

ORDINANCE OF THE CITY COUNCIL
IN AMENDMENT OF TITLE 10, CHAPTER 32 OF THE CODE OF THE CITY
OF CRANSTON, 2005, ENTITLED "MOTOR VEHICLES AND TRAFFIC"
(Stop, Frankfort Street at Speck Avenue)

**As Amended Safety Services Committee January 10, 2011*

No.

Passed:

Anthony J. Lupino, Council President

Approved:

Allan W. Fung, Mayor

It is ordained by the City Council of the City of Cranston as follows:

Section 1. Chapter 10.32, Section .020 entitled " Stop Intersections-Enumerated" is hereby amended by adding thereto the following:

**Speck Avenue Frankfort Street* at its intersection with **Frankfort Street Speck Avenue*

Section 2. This Ordinance shall take effect upon its final adoption.

Positive Endorsement

Negative Endorsement (attach reasons)

Evan Kirshenbaum, Asst. Solicitor Date

Anthony Cipriano, City Solicitor Date

Sponsored by: Councilman Archetto

Referred to Safety Services and Licenses Committee: January 10, 2011

VIII. NEW LICENSE APPLICATIONS: (Cont.)

VICTUALLING LICENSE – NEW (Cont.)

Coffeecake LLC d/b/a Pomegranates

20 Rolfe Square

Mark Charleson, Esq., appeared to represent the applicant.

Solicitor Kirshenbaum stated that the City Clerk was advised by the Tax Department that there are outstanding back taxes on this business. The Tax Assessor, when conducting a field inspection, noted that the same equipment is being used. **The City Clerk** stated that the former business, Delicacies, owes \$1,500 in back taxes and the Tax Department will not clear this business without this tax being paid. She also stated that when checking the Secretary of State's corporate database there is no listing for Coffeecakes LLC.

Attorney Charleson provided a copy of the form filed with the Secretary of State. He stated that as far as taxes, he is not aware of this. This is not the same business. This is a new owner who negotiated a new lease with the property owner. One of the partners of Delicacies will be working for the new business owner, but neither of the two prior owners will have any owner interest in this new business.

Council Vice-President Pelletier asked if there is anything that can be done about the taxes so we do not hurt businesses coming into the City. Solicitor Kirshenbaum stated that this Committee just approves the licenses, it does not have the power to tell the Tax Department what to do. He suggested that Attorney Charleson go to the Tax Department and present his client's point and maybe something can be worked out. The alternative would be to leave here this evening with no approval and come back next month. The City Clerk clarified that the approval this evening would be the same regardless. The Committee approves the issuance, but the issuance of the actual license, pursuant to the Code, is always subject to all outstanding taxes and other requirements being met. The tax clearance must come from the Tax Department.

On motion by Councilman Navarro, seconded by Council Vice-President Pelletier, it was voted to approve this license application subject to applicant's attorney meet with the Tax Department regarding the back tax issue. Motion passed unanimously.

IX. TRAFFIC ENGINEER:

None.

XII. LICENSE RENEWAL APPLICATIONS: (Cont.)

HOLIDAY SALES LICENSE - RENEWAL

Loffredo's Monumental Décor

1469 Cranston Street

On motion by Council Vice-President Pelletier, seconded by Councilman Archetto, it was voted to approve this license renewal application. Motion passed unanimously.

USED CAR LICENSE – RENEWAL

Russo's Auto Sales

579 Dyer Avenue

Quality Auto Sales

222 Warwick Ave

On motion by Council Vice-President Pelletier, seconded by Councilman Navarro, it was voted to approve all the above-listed license renewal applications. Motion passed unanimously.

XIII. MONTHLY SCHEDULES

RHODES ON THE PAWTUXET:

Schedule of Events for January and February 2011

Actual Number of Attendees October and November 2010

On motion by Council Vice-President Pelletier, seconded by Councilman Favicchio, it was voted to approve the above lists of events. Motion passed unanimously.

SHARX BAR & GRILLE d/b/a GRILL 505

Schedule of Events for the month January and February 2011

On motion by Council Vice-President Pelletier, seconded by Councilman Favicchio, it was voted to approve this list of events. Motion passed unanimously.

El Tipico Restaurant

Schedule of Events for January and February 2011

On motion by Council Vice-President Pelletier, seconded by Councilman Favicchio, it was voted to approve this list of events. Motion passed unanimously.

The meeting adjourned at 7:10 P.M.

Respectfully submitted,



Rosalba Zanni

Assistant City Clerk/Clerk of Committees