

## **SAFETY SERVICES & LICENSES COMMITTEE**

Regular meeting of the Safety Services and Licenses Committee was held on Monday, February 1, 2010 in the Council Chambers, City Hall, Cranston, Rhode Island.

### **I. CALL MEETING TO ORDER:**

The meeting was called to order at 7:00 P.M. by the Chair.

Present: Councilman Richard D. Santamaria, Jr., Chair  
Council Vice-President Terence Livingston  
Councilman Paul H. Archetto  
Councilman Robert J. Pelletier  
Councilman Emilio L. Navarro  
Councilwoman Michelle Bergin-Andrews  
Council President John E. Lanni, Jr.

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

### **II. MINUTES OF THE LAST MEETING:**

On motion by Councilman Pelletier, seconded by Council President Lanni, 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:**

#### **Letter from Pawtuxet Village Farmers Market regarding request to move for one day**

**Ann Marie Brody** appeared to speak.

**Chair** asked if applicant had a copy of the insurance policy. Ms. Brody stated that she does not have a copy with her, but she can provide it to the Clerk tomorrow. Chair asked that motion to approve be subject to applicant providing copy of insurance policy.

On motion by Council Vice-President Livingston, seconded by Councilman Pelletier, it was voted to approve this request subject to applicant providing a copy of the insurance policy. Motion passed unanimously.

### III. CORRESPONDENCE: (Cont.)

#### **Letter from Balls re: Grandfathering in Outdoor Entertainment as they did indoor**

On motion by Councilman Pelletier, seconded by Council President Lanni, it was voted to approve this request.

Motion and second were withdrawn.

**Councilman Bergin-Andrews** asked, if this is approved, what happens if an incident occurs at an event. Chair indicated that he believes they have Police detail. Major Schaffran stated that he believes they do have detail.

**Councilwoman Bergin-Andrews** asked if the grandfather rights is transferable if this business was sold. Council President Lanni stated that he believes once you're grandfathered in, you could make the provision so it stays with the current owners.

On motion by Councilman Pelletier, seconded by Council Vice-President Livingston, it was voted to continue this item pending legal questions being answered. Motion passed unanimously.

### IV. OLD BUSINESS:

#### **Firearm's Dealer License – cont'd from 1/4/10**

*On Target Firearms*

**Michael Marcello**

1 Gray Birch Dr.

**Councilman Pelletier** stated that he spoke to Mr. Marcello and was informed that he has received his FFL License and a copy was provided to Colonel Palombo and the City Clerk.

**Michal Marcello** appeared to speak and confirmed the statement made by Councilman Pelletier.

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

#### **Show Cause Hearing – cont. from 1/4/2010**

*El Tipico Rest. & Lounge*

**Jose Ruiz**

**Chair** indicated that this hearing is cancelled. Applicant has paid the fine, but they still have to provide monthly lists of events to the Police Department. This item is removed from the agenda.

V. **PUBLIC HEARING:**

**SECONDHAND LICENSE – NEW**

*Dessaint Industries Inc.*

15 Gansett Ave

James Dessaint

**James Dessaint** appeared to speak. No one appeared to oppose.

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

VI. **NEW LICENSE APPLICATIONS:**

**VICTUALLING LICENSE – NEW**

*Sooper Dooper Pizza*

889 Dyer Avenue

Adel Adam

**Adel Adam** appeared to speak. No one appeared to oppose.

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

*Corner Café*

432 Atwood Avenue

Nick Saccocia

**Nick Saccocia** appeared to speak. No one appeared to oppose.

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

**HOLIDAY SALES LICENSE – NEW**

*Al-Mall Mini Mart*

41 Warwick Avenue

Ahmed Haham

**Ahmed Haham** appeared to oppose. No one appeared to speak.

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

**TOBACCO LICENSE – NEW**

*Al-Mall Mini Mart*

41 Warwick Avenue

**Ahmed Haham** appeared to oppose. No one appeared to speak.

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

**VII. TRAFFIC ENGINEER:**

No business.

**VIII. SHOW CAUSE HEARING:**

None.

**IX. POLICE DEPARTMENT:**

**Major Schaffran** presented an incident report at 848 Park Ave. on 1/31/2010 at 1:38 A.M.

**Council Vice-President Livingston** asked Major Schaffran if the people involved in the incident were in the club. Major Schaffran stated that the Police Report indicated that people were in the club and two different functions were going on and there were two gangs involved. Council Vice-President Livingston stated that he does not like the fact that gangs are moving into our City and he asked the Solicitor if this Committee has authority to preliminarily suspend this license at this business if we have a Show Cause or do we have to have a Show Cause first. Solicitor Kirshenbaum stated that after reviewing the City Code, the Code states that this Committee, after due notice to applicant, shall or can revoke a license. He suggested that if the Committee wishes, it schedule a Show Cause hearing.

**Council Vice-President Livingston** stated that if a meeting can't be held until Monday, he asked if we can have extra patrol stop in at this establishment at different points. He asked if this is possible to do. Major Schaffran stated that this could be done, but it would be subject to what happens on that evening, whether patrol is available.

**Councilman Navarro** stated that we need to move on this pretty quickly. He also would like, if possible, prevent this establishment from having any activity until we can have a Show Cause hearing.

**Council President Lanni** stated that he is concerned about the residents in the area. He is not sure this may be a gang hangout. It could be that there were two functions of two gangs going on at the same time.

**Major Schaffran** stated that he is not aware of any complaints of gangs hanging out there.

**Councilwoman Bergin-Andrews** asked how many days we need for a Show Cause hearing. Chair stated that a notice has to be drafted and hand-delivered to the applicant.

**Chair** asked that the Cit Clerk call the applicant tomorrow advising him of what transpired this evening. He also asked that the City Clerk draft a Show Cause letter and another letter stating that they will be monitored until the Show Cause hearing.

**IX. POLICE DEPARTMENT: (Cont.)**

**Council Vice-President Livingston** asked that the applicant be provided with a copy of the Police Report. He also suggested that the Solicitor contact the attorney for the establishment as to what they are willing to do this weekend and if they are willing not to have any events, then this Committee does not need to rush to have a meeting this week.

**Chair** stated that if applicant does not cooperate with the Police detail this weekend, a Show Cause hearing will be held this Thursday. If they do cooperate, Show Cause will be held on Monday.

**Chair** stated that the Solicitor will contact Major Schaffran tomorrow to see what amount of detail he suggests. He also stated that he will contact the City Clerk tomorrow to schedule the hearing and also contact the Council members advising them of the meeting date.

**X. FIRE DEPARTMENT:**

No business.

**XI. LICENSE RENEWAL APPLICATIONS:**

**HOLIDAY SALES LICENSE – RENEWALS**

<i>Loffredo's Monumental Décor</i>	1469 Cranston Street
<i>BD Mart</i>	1356 Cranston Street
<i>Another Liquor Store</i>	311 Warwick Avenue
<i>Cranston Liquors</i>	1219 Cranston Street
<i>Comstock Gardens</i>	55 Council Rock Rd.
<i>Durfee Hardware</i>	65 Rolfe Square
<i>Providence Diamond</i>	65 Hillside Road
<i>The Color House</i>	1107 Reservoir Ave.
<i>National Pet Center</i>	726 Reservoir Ave.
<i>Chinese American Mini Mkt.</i>	834 Park Avenue
<i>Atwood Wine &amp; Spirits</i>	426 Atwood Avenue
<i>J. Jill</i>	78 Hillside Road
<i>Benny's of RI</i>	819 Park Avenue
<i>Quik Mart</i>	164 Park Avenue
<i>Benny's of RI</i>	148 Atwood Avenue

On motion by Councilman Pelletier, seconded by Councilwoman Bergin-Andrews, it was voted to approve all the above-listed license renewal applications. Motion passed unanimously.

**XI. LICENSE RENEWAL APPLICATIONS: (Cont.)**

**VICTUALLING LICENSE – RENEWAL**

*Pizza Hut*

1112 Reservoir Ave.

*JP Spoonems*

1678 Broad Street

On motion by Councilman Pelletier, seconded by Councilwoman Bergin-Andrews, it was voted to approve all the above-listed license renewal applications. Motion passed unanimously.

**TRAILER CAMP LICENSE – RENEWAL**

*Connetta's Mobile Home Park*

443 Dyer Aveune

On motion by Councilman Pelletier, seconded by Councilwoman Bergin-Andrews, it was voted to approve the above-listed license renewal application. Motion passed unanimously.

**AMUSEMENT MACHNE LICENSE – RENEWAL**

*Pizza Hut*

1112 Reservoir Ave.

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

**USED CAR LICENSE – RENEWAL**

*Corporate One*

1769 Cranston St.

On motion by Council President Lanni, seconded by Councilman Pelletier, it was voted to continue the above license renewal application. Motion passed unanimously.

*Gershkoff Ent.*

1085 Cranston St.

*Enterprise Rent A Car*

333 Niantic Ave.

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

**AUTO REPAIR LICENSE – RENEWAL**

*Corporate One*

1769 Cranston St.

On motion by Council President Lanni, seconded by Councilman Pelletier, it was voted to continue the above license renewal application. Motion passed unanimously.

**SECONDHAND LICENSE – RENEWAL**

*Antiques in the Attic*

363 Pontiac Ave.

*Providence Diamond*

65 Hillside Road

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

**XI. LICENSE RENEWAL APPLICATIONS: (Cont.)**

**LEASING OF M.V. LICENSE – RENEWAL**

*Gershkoff Ent.  
Enterprise Rent A Car*

1085 Cranston St.  
333 Niantic Avenue

On motion by Councilwoman Bergin-Andrews, seconded by Council Vice-President Livingston, it was voted to approve the above-listed license renewal applications. Motion passed unanimously.

**BILLIARD TABLE LICNESE – RENEWAL**

*Cranston Portuguese Club*

20 Second Avenue

On motion by Councilwoman Bergin-Andrews, seconded by Council Vice-President Livingston, it was voted to approve the above license renewal application. Motion passed unanimously.

**XII. MONTHLY SCHEDULES**

**RHODES ON THE PAWTUXET:**

*Schedule of Events for February 2010  
Actual Number of Attendees*

On motion by Council Vice-President Livingston, seconded by Councilwoman Bergin-Andrews, it was voted to approve the above lists of events. Motion passed unanimously.

**SHARX BAR & GRILLE /d/b/a GRILL 505 march 2010**

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

**El Tipico Rest. & Lounge – list of events Jan. 2010-April 2010**

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

The meeting adjourned at 7:30 P.M.

Respectfully submitted,

Rosalba Zanni  
Assistant City Clerk/Clerk of Committees