

TOWN COUNCIL MEETING

April 10, 2006

6:00 p.m.

Present: Gregory Laboissonniere, Robert Thibeault, Jr., Ted Jendzejec,
Frank Hyde

Acting Town Manager Richard Sullivan
Town Solicitor Patrick Sullivan

Absent: Justin Pomfret

Pledge of Allegiance led by Town Sergeant
Invocation led by President Jendzejec
Town Sergeant reviewed Emergency Evacuation Plan

Motion made by Frank Hyde seconded by Gregory Laboissonniere to approve minutes of Town Council Meeting March 27, 2006. All voted Aye. So voted.

CONSENT AGENDA

1. Application by Raven Construction Inc., 2512 Flat River Road for Sewer Contractor's license
2. Tax abatements for month of March 2006 in the amount of \$8,241.33 with additions of \$485.44
3. Resolution re-appointing Colleen Duffy-Golec to the Library Board of Trustees
4. Resolution re-appointing Brian Manning to Pawtuxet River Authority
5. Resolution posting bond for the completion of construction of a sewer on Dawley St. and Dodd St.

Motion made by Gregory Laboissonniere seconded by Robert Thibeault to remove #5 for discussion. All voted Aye. So voted.

Motion made by Gregory Laboissonniere seconded by Frank Hyde to approve item numbers 1,2,3 and 4. All voted Aye. So voted.

Resolution # 20-06-2545 re-appointing Colleen Duffy-Golec to the Library Board of Trustees

RESOLUTION
OF THE
TOWN COUNCIL
No. 20-06-2545

RESOLUTION OF THE TOWN OF COVENTRY, STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS, REAPPOINTING ONE MEMBER TO THE COVENTRY LIBRARY BOARD OF TRUSTEES.

WHEREAS the Ordinance establishing the Coventry Public Library requires a Board of Trustees consisting of seven (7) members to be appointed for three (3) year staggered terms of office, and

WHEREAS, there now exists an expired term of office.

NOW, THEREFORE, the Town Council of the Town of Coventry hereby reappoints the below listed individual:

Colleen Duffy-Golec, 152 Youngs Avenue

as a member with term of office expiring May 1, 2009.

PASSED AND ADOPTED this 10th day of April, 2006.

APPROVED Thaddeus Jendzejec
President

ATTEST: Cheryl A. George
Town Clerk

Resolution # 21-06-2546 re-appointing Brian Manning to Pawtuxet River Authority

RESOLUTION
OF THE
TOWN COUNCIL
NO. 21-06-2546

RESOLUTION OF THE TOWN OF COVENTRY, STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS, RE-APPOINTING ONE (1) MEMBER TO THE PAWTUXET RIVER AUTHORITY

WHEREAS the Town Council re-appoints one member to the Pawtuxet River Authority.

NOW, THEREFORE, BE IT RESOLVED:

Section 1. THAT Brian Manning, 401 Blackrock Road is hereby re-appointed to the Pawtuxet River Authority for a term of office expiring June 1, 2008.

PASSED AND ADOPTED this 10th day of April, 2006

APPROVED Thaddeus Jendzejec
President

ATTEST: Cheryl A. George
Town Clerk

Discussion regarding item #5 resolution posting bond for the completion of construction of a sewer on Dawley Street and Dodd Street

Mr. Laboissonniere questioned Town Engineer Sheila Barrett as to where this will tie in.

Ms. Barrett explained that it runs from Nino's down into West Warwick and it takes the flows out of the Housing Authority and the Crossroads and merges with the flows at New London Avenue.

Motion made by Frank Hyde seconded by Robert Thibeault that resolution be adopted. All voted Aye. So voted.

Resolution #22-06-2547 posting bond for the completion of construction of a sewer on Dawley St. and Dodd St.

TOWN OF COVENTRY

RESOLUTION
OF THE
TOWN COUNCIL
NO.: 22-06-2547

WHEREAS, in accordance with Chapter 15, Streets and Sidewalks, Article II, Permits, Section 15-27, a bond is to be posted as guarantee for the successful completion of the construction of a sewer.

WHEREAS, said bond shall run to the Town of Coventry and shall be conditioned upon the faithful performance of the permit.

WHEREAS, said bond will be returned by the Town Council one year after completion and upon certification by the Town Engineer of satisfactory completion of said work.

BE IT THEREFORE RESOLVED, that the Town Council hereby authorizes that a bond be posted in the amount of \$78,000.00 for the guarantee of the successful completion of a sewer on Dawley St. and Dodd St. Corresponding inspection fee for this project is \$5,300.00.

PASSED AND ADOPTED this 10th day of April, 2006.

APPROVED: Thaddeus Jendzejec
President

ATTEST: Cheryl A. George
Town Clerk

LICENSES

Application by Glory Messier for new Second Hand License located at 47 Sandy Bottom Road (tabled)

Motion made by Gregory Laboissonniere seconded by Frank Hyde to remove from table. All voted Aye. So voted.

Applicant: Glory Messier
981 Danielson Pike
North Scituate, RI

Ms. Messier: Stated business is located at 47 Sandy Bottom Road.

Motion made by Frank Hyde seconded by Robert Thibeault to approve license. All voted Aye. So voted.

Renewal of Hawker's license for Brian Warnock, 5 Bank Street, Hope Valley for Joe's Produce located at 2501 Nooseneck Hill Road, Coventry (tabled)

Motion made by Gregory Laboissonniere seconded by Frank Hyde to remove from table. All voted Aye. So voted.

President Jendzejec: Zoning officer Jacob Peabody has given this a favorable recommendation now. I've been by numerous times, seems cleaned up quite a bit.

Mr. Laboissonniere: Did he get an answer as to how far back he should be?

Ms. Barrett: No, my suspicion is that he is still somewhat on the state right of way, but it is much better than it was.

President Jendzejec: I believe the DOT will take care of that if he is in the way.

Mr. Hyde: We had talked to him about selling pellet stoves.

Mr. Thibeault: At the last meeting he said that he wasn't selling them any longer because he found out it was illegal to sell them.

Motion made by Gregory Laboissonniere seconded by Robert Thibeault to grant hawker license. All voted Aye. So voted.

PUBLIC HEARINGS

Application for Class B Limited Liquor license for Lena's Place, 435 Washington Street

President Jendzejec recused himself from participating and voting in this hearing.

Motion made by Gregory Labossonniere seconded by Robert Thibeault to open public hearing.

Attorney Timothy Williamson represented CVE corporation dba Lenas Place.

I represent CVE dba Lena's, 435 Washington Street. Lena made an application for a B Ltd. License. They purchased the business from a gentleman named Boussam Boutras, dba international Pizza and Wings. Coventry had issued a B Ltd. liquor license, tobacco license and a victualling license back in May of 2005. In September of 2005 Mr. Boutras sold that property and the licenses to my client. We found out through the Division of Taxation and Business Regulation that Mr. Boutras or his wife filed the inappropriate documentation with the Division of Taxation. Therefore, the Division of Taxation indicated to me that license is not valid and deemed it null and void.

Under an abundance of caution I had my clients come to the Town Clerk and apply for a new application given the fact that the state deemed the prior license null and void. I don't believe there any objectors.

Mr. Laboissonniere: Didn't we just do a transfer?

Patrick: No, it was up for a transfer, however, you can't transfer unless you get a certificate of good standing, and one was never issued to previous owner, these are new applicants.

Mr. Laboissonniere: Questioned hours of operation. According to menu, 11 am-1 am Monday through Saturday and Sundays 12 pm – 1am. What are your thoughts on the 1:00 a.m. closing?

Mr. Hyde: My thinking is that in this location they will close earlier, that's my opinion.

Mr. Williamson: I would think maybe between 9 pm – 11 pm.

Motion made by Gregory Laboissonniere seconded by Robert Thibeault to close public hearing. Motion passes 3-0.

Motion made by Gregory Laboissonniere seconded by Robert Thibeault to grant license. Motion passes 3-0.

Motion made by Frank Hyde seconded by Gregory Laboissonniere to go into executive session relating to RIGL 42-46-5 (a) (2) (5) Negotiations and acquisitions – Cell Tower; and Shardlow v Town of Coventry at 6:25 p.m.

Roll call vote: Gregory Laboissonniere - Aye
Robert Thibeault – Aye
Frank Hyde - Aye
Thaddeus Jendzejec – Aye

Motion passes.

Motion made by Gregory Laboissonniere seconded by Robert Thibeault to come out of executive session. All voted Aye. So voted.

Motion made by Gregory Laboissonniere seconded by Robert Thibeault to seal minutes of executive session. All voted Aye. So voted.

Motion made by Frank Hyde seconded by Robert Thibeault to adjourn council meeting. All voted Aye. So voted.

Town Clerk

