



**SMITHFIELD TOWN COUNCIL
MEETING
SMITHFIELD TOWN HALL
TOWN COUNCIL CHAMBERS
64 FARNUM PIKE
TUESDAY, APRIL 1, 2014
6:30 P.M.**



**6:30 – 7:00 p.m. Citizens Collation
(Coffee, Pastry and Refreshments)**

CLOSED SESSION

Motion to convene in closed session to review, consider, discuss and act upon the following matter pursuant to RI General Laws, Sec. 42-46-5(a)(5), Real Estate: Possible Land Trust acquisition.

AGENDA

- I. Regular meeting called to order at 7:00 p.m.
- II. Prayer
- III. Salute to the Flag
- IV. Emergency evacuation and health notification
- V. Presentation:
 - Veolia Water Award
- VI. Minutes:
 - A. Move that the minutes of the March 18, 2014 Town Council meeting be approved, as recorded.
- VII. Consider, discuss and act upon the following possible appointments: none
- VIII. Public Hearings:
 - A. Consider scheduling a Show Cause Hearing on April 15, 2014, to consider the possible suspension, revocation, or other sanction regarding violation of the listed Liquor License in accordance with Section 118-10 of the Smithfield Code of Ordinances:
 1. A & L Liquors LLC d/b/a “B & C Liquors,” 253 Putnam Pike

- B. Conduct a Public Hearing to consider approving the annual renewal of a Class BV-Beverage License for Nassios Holding, Inc. d/b/a “European Café & Restaurant”, 645 Douglas Pike, subject to compliance with all State regulations and local Ordinances, and the filing of a Certificate of Good Standing from the RI Division of Taxation.
- C. Consider approving a new Victualling License for Yamato Steakhouse Smithfield, Inc. d/b/a “Yamato Steakhouse of Japan”, 375 Putnam Pike, Unit 30, as listed, as applied, with the hours of operation to be Monday through Sunday, 6:00 a.m. to 1:00 a.m., subject to compliance with all State regulations, local ordinances, and a Permit to Make Sales at Retail from the Rhode Island Division of Taxation.
- D. Conduct a Public Hearing to consider approving the transfer of a Class BV-Beverage License from Yamato Steakhouse, Inc. d/b/a “Yamato Steakhouse of Japan” to Yamato Steakhouse Smithfield, Inc. d/b/a “Yamato Steakhouse of Japan”, 375 Putnam Pike, Unit 30, as listed, as applied, with the hours of operation to be Monday through Sunday, 6:00 a.m. to 1:00 a.m., subject to compliance with all State regulations, local ordinances, a Permit to Make Sales at Retail, and a Certificate of Good Standing both issued from the Rhode Island Division of Taxation.

IX. Licenses and Permits:

- A. Consider approving the annual renewal of sixty-nine (68) Holiday Sales Licenses as listed, as applied, subject to compliance with all State regulations and local ordinances:
 - 1. 7-Eleven Store #32614A d/b/a “7-Eleven Store #32614A”, 970 Douglas Pike
 - 2. AE Outfitters Retail Co. d/b/a “American Eagle Outfitters #670”, 371 Putnam Pike, Suite 450
 - 3. Amrah H. Siddiqui d/b/a “Shop n Go”, 115 Pleasant View Avenue, Unit #9
 - 4. Andrew J. Matteo d/b/a “Jameson Properties”, 445 Putnam Pike
 - 5. Anthony Polseno, Jr. d/b/a “Pleasant View Orchards”, 141 Pleasant View Avenue
 - 6. Barnes & Noble Booksellers, Inc. d/b/a “Barnes & Noble #2082”, 371 Putnam Pike, Suite 330
 - 7. Bath & Body Works, LLC d/b/a “Bath & Body Works #4713”, 371 Putnam Pike
 - 8. Benny’s, Inc. d/b/a “Benny’s”, 340 Waterman Avenue

9. Broadway Appliance, Inc. d/b/a "J's Broadway Appliance & TV", 47 Cedar Swamp Road #18
10. Brown Group Retail, Inc. d/b/a "Famous Footwear #2027", 371 Putnam Pike
11. CALM Enterprises, Inc. d/b/a "Del's of Smithfield", 115 Pleasant View Avenue
12. Cellco Partnership d/b/a "Verizon Wireless #161132", 371 Putnam Pike
13. Chico's FAS, Inc. d/b/a "Chico's #391", 371 Putnam Pike
14. Claire's Boutique, Inc. d/b/a "Claire's #5041", 371 Putnam Pike
15. Colbea Enterprises, LLC d/b/a "Shell", 368 Putnam Pike
16. Cox Com, LLC d/b/a "Cox Solution Store", 371 Putnam Pike
17. Cumberland Farms, Inc. d/b/a "Cumberland Farms #1251", 353 Waterman Avenue
18. Dave's Fruitland, Inc. d/b/a "Dave's Marketplace of Smithfield", 4 Cedar Swamp Road
19. Dave's Marketplace of Smithfield, Inc. d/b/a "Dave's Marketplace", 371 Putnam Pike, Suite 590
20. Depault & Sons Hardware, Inc. d/b/a "Greenville Hardware", 633 Putnam Pike
21. Dick's Sporting Goods d/b/a "Dick's Sporting Goods", 371 Putnam Pike, Suite 300
22. Dollar Tree Stores, Inc. d/b/a "Dollar Tree #4432", 446 Putnam Pike
23. Estate Liquidation Services, LTD d/b/a "Stillwater Antique Center", 711 Putnam Pike
24. Flaunt Boutique, Inc. d/b/a "Flaunt Boutique", 19 Sanderson Road
25. Garnet Partners II, LLC d/b/a "The Little Gym of Smithfield", 445 Putnam Pike
26. Global Montello Group Corp. d/b/a "Fast Freddie's of Smithfield", 471 Putnam Pike
27. Hai Thanh Le d/b/a "Queen Nails & Spa", 371 Putnam Pike
28. Hess Corporation d/b/a "Hess #39206", 261 Putnam Pike
29. Hill Top Garden LLC d/b/a "Hill Top Garden", 363 Putnam Pike
30. Home Depot USA, Inc. d/b/a "The Home Depot #4282", 371 Putnam Pike
31. Ionian, Inc. d/b/a "Dunkin' Donuts", 263 Putnam Pike
32. James Moscatelli d/b/a "Smithfield Smoke Shop", 20B Cedar Swamp Road
33. Kiwi Burst, LLC d/b/a "Kiwi Burst", 375 Putnam Pike, Unit 21
34. Kohl's Department Stores, Inc. d/b/a "Kohl's Department Store #547", 371 Putnam Pike
35. Lane Bryant, Inc. d/b/a "Lane Bryant", 371 Putnam Pike, Suite 430
36. Laurito's Liquor, Inc. d/b/a "Damon's Wine & Spirits", 637 Putnam Pike, Unit 8
37. Mac's Liquor Mart, Inc. d/b/a "Mac's Liquor Mart", 200 Pleasant View Avenue
38. Marylou's News, Inc. d/b/a "Marylou's Coffee", 368 Putnam Pike
39. Maxi Drug South LP d/b/a "Rite Aid #10259", 452 Putnam Pike
40. New Cingular Wireless PCS, LLC d/b/a "AT & T Mobility B167", 371 Putnam Pike, Unit 193
41. Old Navy, LLC d/b/a "Old Navy #6156", 371 Putnam Pike

42. Palagis 2000, Inc. d/b/a "Palagis Ice Cream", 55 Bacon Street, Pawtucket, RI
43. Parker's Vinyl Creations, Ltd. d/b/a "Scoops", 265 Putnam Pike
44. Phantom Group, Inc. d/b/a "Tavern at 743", 743 Putnam Pike
45. Pleasant View Market Place, LLC d/b/a "DB Mart", 200 Pleasant View Avenue
46. PNP Greenville, Inc. d/b/a "Pick n Pay Food Mart/Smoke Shop", 619 Putnam Pike
47. Princes & Sons Pizza, Inc. d/b/a "Depetrillo's Pizza & Bakery", 105 Pleasant View Avenue
48. Quicket's, Inc. d/b/a "Quicket's", 285 George Washington Highway
49. Radio Shack Corporation d/b/a "Radio Shack", 445 Putnam Pike
50. RDB Enterprises, LLC d/b/a "CardSmart of Smithfield", 445 Putnam Pike
51. Rhode Island CVS Pharmacy, LLC d/b/a "CVS Pharmacy #330", 445 Putnam Pike
52. Riptide Fitness, LLC d/b/a "Planet Fitness", 445 Putnam Pike
53. RPC, Inc. d/b/a "Rumford Pet Express", 445 Putnam Pike
54. Sleepy's, LLC d/b/a "Sleepy's", 445 Putnam Pike
55. Staple's Office Superstore East, Inc. d/b/a "Staple's #1255", 371 Putnam Pike
56. Sterling, Inc. d/b/a "Kay Jewelers #2608", 371 Putnam Pike #325
57. The Gap, Inc. d/b/a "Gap #2277", 371 Putnam Pike
58. The Smithfield Coffee Company, LLC d/b/a "The Smithfield Coffee Company", 115 Pleasant View Avenue
59. The Stop & Shop Supermarket Co. d/b/a "Stop & Shop Supermarket #705", 446 Putnam Pike
60. The TJX Companies, Inc. d/b/a "TJ Maxx #190", 441 Putnam Pike
61. Tire Pros of Rhode Island, Inc. d/b/a "Tire Pros of RI", 390 George Washington Highway
62. Tween Brands, Inc. d/b/a "Justice #1188", 371 Putnam Pike, Suite 440
63. Twin River Nursery, Inc. d/b/a "Twin River Nursery", 31 Douglas Pike
64. Ulta Salon Cosmetics & Fragrance, Inc. d/b/a "Ulta Beauty", 371 Putnam Pike
65. Victus Group, Inc. d/b/a "Delizioso Deli", 1201 Douglas Pike
66. Warren A. Hill d/b/a "Hill Orchards", 25 Sanderson Road
67. Yankee Candle Company, Inc. d/b/a "Yankee Candle Company", 371 Putnam Pike, Unit 550
68. Yi Fang Chen d/b/a "Froyo Island", 445 Putnam Pike, Unit 7

B. Consider approving the annual renewal of five (5) Bingo Licenses as listed, as applied, subject to compliance with all State regulations and local ordinances:

1. Anna McCabe School PTO, 100 Pleasant View Avenue (fee waived)
2. Esmond Village Tenants Association, 7 Village Drive (fee waived)
3. Georgiaville Tenants Association, 20 Higgins Street (fee waived)
4. Smithfield Senior Center, 1 William J. Hawkins Jr. Trail (fee waived)
5. St. Philip Church, 622 Putnam Pike (fee waived)

- C. Consider approving the annual renewal of an Entertainment License for Nassios Holding, Inc. d/b/a “European Café & Restaurant”, 645 Douglas Pike.
- D. Consider approving a new Victualling License for DTNT, LLC d/b/a “Edible Arrangements”, 375 Putnam Pike, Unit 24, with the hours of operation to be Monday through Sunday, 6:00 a.m. to 2:00 a.m., as listed, as applied, subject to compliance with State regulations and local ordinances, and final approval from the Rhode Island Department of Health.
- E. Consider approving a One-Day Beer & Wine License for Bryant University for an Honorary Degree dinner to be held on Friday, May 16, 2014, from 6:00 p.m. to 9:00 p.m., which will take place in the Walter Stepan Grand Hall of the George E. Bello Center for Information and Technology, as listed, as applied, subject to compliance with all State regulations and local ordinances.

X. Old Business: none

XI. New Business:

- A. Consider, discuss, and act upon submission of a Resolution to the Rhode Island General Assembly in support of House Bill H-7479 entitled “An Act Relating to Alcoholic Beverages – Retail Licenses.”
- B. Consider, discuss, and act upon submission of a Resolution to the Rhode Island General Assembly in support of House Bill 7128 entitled “An Act Relating to Motor and Other Vehicles – Truck Weight Limits.”
- C. Consider, discuss, and act upon authorizing a Resolution in opposition to an act entitled “An Act Relating to Taxation – Levy and Assessment of Local Taxes,” House Bill H-7631 and Senate Bill S-2677.
- D. Consider, discuss, and act upon a curatorship report from the Land Trust and Preserve Rhode Island on the Mary Mowry property.
- E. Consider, discuss, and act upon natural gas pricing options.
- F. Consider, discuss, and act upon authorizing a bid award for field fertilization for the Parks Department.
- G. Consider, discuss, and act upon Georgiaville Pond Dam Improvements.

- H. Consider, discuss, and act upon a bid award for consultant services for sewer plan review, construction, inspection and on-call engineering services.
 - I. Consider, discuss, and act upon authorizing a Resolution in support of legislation which would restore funding for State Aid to Libraries to the full 25% provided for by RI General Laws Section 29-6-2(a).
 - J. Consider, discuss, and act upon authorizing an RFP on behalf of the School Department for a Feasibility Study and Associated RIDE Stage II Application Requirements.
 - K. Consider, discuss, and act upon a bid award on behalf of the School Department for compact UHF Portable Radios.
 - L. Consider, discuss, and act upon a request for reimbursement by the School Department for capital expenditures as mandated by the Financial Town Meeting.
 - M. Consider, discuss, and act upon a Resolution to apply Pension Municipal Incentive Aid Funds from the State of RI to the Police Pension Fund.
 - N. Consider, discuss, and act upon a one year contract renewal for audit services for the Town and School Department for fiscal year ending June 30, 2014.
- XII. Public Comment
- XIII. Announce any closed session votes required to be disclosed pursuant to RI General Laws, Sec. 42-46-4.
- XIV. Adjournment.

AGENDA POSTED: FRIDAY, MARCH 28, 2014

The public is welcome to any meeting of the Town Council or its sub-committees. If communication assistance (readers/interpreters/captions) or any other accommodation to ensure equal participation is needed, please contact the Smithfield Town Manager's office at 401-233-1010 at least forty-eight (48) hours prior to the meeting.