

CITY OF WARWICK  
FRANK J. PICOZZI, MAYOR

CHARLES BENSON  
Chairman

MICHAEL GILBERT  
Vice Chairman

JAMES PAOLUCCI  
Clerk



POLICE DEPARTMENT  
99 Veterans Memorial Drive  
401-468-4200

FIRE DEPARTMENT  
111 Veterans Memorial Drive  
401-468-4000

BOARD OF PUBLIC SAFETY  
Warwick, Rhode Island 02886

**BOARD OF PUBLIC SAFETY**  
**October 10, 2023**  
**6:00 p.m.**  
**BOARD OF PUBLIC SAFETY ROOM**  
**SECOND FLOOR, POLICE HEADQUARTERS**

**MINUTES**

At 6:02 p.m. the meeting of the Board of Public Safety, Police Session, was called to order. Present were Colonel Brad Connor, Chairman Charlie Benson, Vice Chairman Mike Gilbert, Clerk James Paolucci, Assistant Solicitor Wyatt Brochu, and Recording Secretary Lisa Ferolito.

1. Call to Order – Board Chairperson
2. Roll Call – Board Clerk

**POLICE DEPARTMENT**  
**REGULAR SESSION**

Board Business Police Department - Review, Discussion and/or Potential Action  
and/or Vote:

1. The police session minutes of the Board of Public Safety meeting held on Tuesday, September 26, 2023 to be submitted for approval.

**ACTION:** Chairman Benson made a motion to approve. Clerk Paolucci seconded the motion. Chairman Benson and Clerk Paolucci voted in favor of the motion. Motion approved.

2. Colonel Bradford Connor to recommend appointments, promotions, transfers and reassignments; names to be submitted and discussed at the meeting.

**ACTION:** There were none to report this evening.

3. Colonel Bradford Connor to recommend retirements and resignations; names to be submitted and discussed at the meeting.

**ACTION:** There were none to report this evening.

### **LICENSES AND PERMITS**

All licenses are subject to receipt of all required paperwork, all State and Local permits, and compliance with all stipulations, rules and regulations as required by the Board of Public Safety.

1. Liquor License (Class F1)

Diane Rich  
Rocky Hill Country Day School  
530 Ives Road  
October 12, 2023  
3:00 p.m. – 8:00 p.m.  
\*Rescheduled from September 30, 2023\*

**ACTION:** Colonel Connor recommended approval. Chairman Benson made a motion to approve. Vice Chairman Gilbert seconded the motion. Chairman Benson, Vice Chairman Gilbert, and Clerk Paolucci voted in favor of the motion. Motion approved.

2. Holiday Sales (New)

Unlimited Antiques Vintage Collectibles & More  
d/b/a Unlimited Antiques  
2908 Warwick Avenue

**ACTION:** Colonel Connor recommended approval pending building and fire. Chairman Benson made a motion to approve pending building and fire. Vice Chairman Gilbert seconded the motion. Chairman Benson, Vice Chairman Gilbert, and Clerk Paolucci voted in favor of the motion. Motion approved.

3. Second Hand Dealer (New)

Unlimited Antiques Vintage Collectibles & More  
d/b/a Unlimited Antiques  
2908 Warwick Avenue

**ACTION:** Colonel Connor recommended approval pending building and fire. Chairman Benson made a motion to approve pending building and fire. Vice Chairman Gilbert seconded the motion. Chairman Benson, Vice Chairman Gilbert, and Clerk Paolucci voted in favor of the motion. Motion approved.

4. Game of Chance/Raffle

Mark Eaton  
Tri-City Elks Lodge #14  
1915 West Shore Road  
Weekly Drawing  
September 2023 – September 2024

**ACTION:** Colonel Connor recommended approval. Chairman Benson made a motion to approve. Vice Chairman Gilbert seconded the motion. Chairman Benson, Vice Chairman Gilbert, and Clerk Paolucci voted in favor of the motion. Motion approved.

5. Game of Chance/Raffle

Robert Carlow  
Greenwood Volunteer Fire & Museum  
Held September 30, 2023

**ACTION:** Colonel Connor recommended approval. Chairman Benson made a motion to approve. Vice Chairman Gilbert seconded the motion. Chairman Benson, Vice Chairman Gilbert, and Clerk Paolucci voted in favor of the motion. Motion approved.

6. Game of Chance/Raffle

Maureen Jarvis  
St. Francis Xavier Academy Alumni Assoc.  
Crowne Plaza  
October 22, 2023

**ACTION:** Colonel Connor recommended approval. Chairman Benson made a motion to approve. Vice Chairman Gilbert seconded the motion. Chairman Benson, Vice Chairman Gilbert, and Clerk Paolucci voted in favor of the motion. Motion approved.

7. Private Detective (Renewal)

George Muriel  
Muriel Investigations

**ACTION:** Colonel Connor recommended approval. Chairman Benson made a motion to approve. Vice Chairman Gilbert seconded the motion. Chairman Benson, Vice Chairman Gilbert, and Clerk Paolucci voted in favor of the motion. Motion approved.

8. Private Detective (New)

Micah Smith  
Ethos Risk Services, LLC

**ACTION:** Colonel Connor recommended approval. Chairman Benson made a motion to approve. Vice Chairman Gilbert seconded the motion. Chairman Benson, Vice Chairman Gilbert, and Clerk Paolucci voted in favor of the motion. Motion approved.

9. Block Party

Susan Hay  
Woodbury Union Church  
Conimicut Pumpkin Spooktacular  
Donovan Park, 765 Wes Shore Road  
October 21, 2023  
10:00 a.m. – 9:00 p.m.

**ACTION:** Colonel Connor recommended approval pending traffic. Chairman Benson made a motion to approve pending traffic. Vice Chairman Gilbert seconded the motion. Chairman Benson, Vice Chairman Gilbert, and Clerk Paolucci voted in favor of the motion. Motion approved.

10. Discussion with Leibnitz Albarran of 74 Fairway Lane to allow him to keep more than three dogs as governed by City Ordinance O-11-5, Sec. 4-11. Possible action may be taken.

Chairman Benson: Could you sign in please? Who are the people with you?

Mr. Albarran: This is my fiancé and her parents.

Chairman Benson: Okay. Before we get started with some questioning, we did have an individual drop off a letter to us today, which I want to read into the record:

“To the Board of Public Safety,

I am writing to you on behalf of several Warwick families, all of them long-time residents of this city, whose children were raised here and whose grandchildren now visit. Myself, along with my neighbors, wish to express our unequivocal and undivided opposition to the over the limit request of keeping more than 3 dogs at the premises which is being heard at this meeting.

All of us agree that this is a quality-of-life issue that negatively impacts not only the homes closest to 74 Fairway Ln, but many others in the surround area of which there are many. Also, we very strongly feel this poor quality of life extends to not only human residents but to the many dogs housed inside the home at 74 Fairway Ln and have been for a period of several years. Let there be no doubt, our concerns are equal parts due to the noise nuisance as well as for the welfare of the dogs on the property. I don't know what is more worrisome, the constant barking or the yelping and silence.

Thank you for your attention and consideration of this matter. It is our hope that the over the limit request will not be granted.”

The letter is not signed.

Do you want to start, Mike?

Vice Chairman Gilbert: I'd like to hear from the gentleman that owns the home. My understanding is, from reading the police report, you explain that it is a temporary housing situation, where your fiancé's in-laws moved in with you temporarily and brought their four dogs with them.

Mr. Albarran: Correct.

Vice Chairman Gilbert: Were you aware of the ordinance about three dogs or three cats as a maximum.

Mr. Albarran: I was not. So, I first heard about the ordinance when the police officer, there was a police officer that came before hand, um, honestly I'm not sure what date it was. That's when I figured out the ordinance. When they had to move in, they were stuck between a rock and a hard place, and I wasn't going to turn them away because of their dogs. I told them it could be temporary until they find housing, and here we are.

Vice Chairman Gilbert: So did you learn about the three dog maximum before they moved in?

Mr. Albarran: Correct.

Vice Chairman Gilbert: Did you think at that time to reach out or contact animal control or the Warwick Animal Shelter to find out if there was a variance or permission for a short term?

Mr. Albarran: I honestly didn't think I had to. This is my first home. I honestly didn't think I had to.

Vice Chairman Gilbert: You just testified that you knew that the maximum was three dogs and you allowed people to move into your home and bring four additional dogs.

Mr. Albarran: I didn't think I had to let someone know, or if there was special circumstances where I can ask them for permission. I thought I could just say come in, get your stuff together, and then when you find somewhere to go, then go.

Vice Chairman Gilbert: What's the status of your property search? How long do you intend on staying at the residence there?

Mother in Law: We're moving out next weekend. This weekend. On Saturday.

Vice Chairman Gilbert: So you found a place that would take the four dogs?

Mother in Law: Yeah. Well, I only have three. I have one that is my other daughter's. She's going to take it away. So, I only have one big dog and two little poodles.

Vice Chairman Gilbert: And they're going to go with you when you move out?

Mother in Law: Yeah.

Chairman Benson: But you're moving out Saturday?

Mother in Law: Yes.

Chairman Benson: Have you signed a lease?

Mother in Law: No, because we're going to go live with another family member. They don't have any dogs. In Pawtucket. I have to start the process to move my daughter to the other school. I had to move

her from Central Falls to here this year, and now I have to move her back to Pawtucket, because we didn't know about the dogs, and we don't want to make any problems for anybody. I understand that they make noises, but we had a bad situation in my house. The ceiling fell off and everything.

Chairman Benson: Yeah. I know, it's a tough situation. That makes our job a lot easier. So, if you're moving out Saturday, there's really no reason to go forward with anything more. We're not going to fine you or anything. If you're moving out. Since you're telling us that you're moving out Saturday for sure, our next meeting is in two weeks. So, we will send the dog officer out in a couple of, maybe the day before the next meeting to double check. But, as long as you're moving out Saturday, we're really done.

Mr. Albarran: I did have a question. I'm not sure if it was an officer I was in contact with via email. I had to pay for letters to get mailed out. So, I do have a situation where I'm sending my father money because he's going through some health issues. I just wanted to see if I can pay that on Thursday and get that squared away.

Chairman Benson: It's supposed to be paid before tonight. You can pay it Thursday?

Mr. Albarran: Absolutely.

Chairman Benson: Yeah, I don't see a problem with that. That's not a problem at all. We try to work with people. You have three dogs?

Mr. Albarran: Yes.

Chairman Benson: You fixed the fence?

Mr. Albarran: Yeah, everything is good to go now. I fixed the fence in the back.

Clerk Paolucci: What about the puppies on the property?

Mr. Albarran: Those are all gone.

**ACTION:** Chairman Benson made a motion to continue this item to the October 24, 2023 meeting. If everything is all set, they do not need to appear. Vice Chairman Gilbert seconded the motion. Chairman Benson, Vice Chairman Gilbert, and Clerk Paolucci voted in favor of the motion. Motion approved.

## **11. Public Comment – None this evening**

At 6:13 p.m. the Board entered into Executive Session.

At 6:35 p.m. the Board came out of Executive Session, sealed the minutes, and read the votes.

### **POLICE EXECUTIVE SESSION**

1. Board Business - Review, Discussion and/or Potential Action and/or Vote; Possible Motion(s) to convene into Closed/Executive Session; The Board of Public Safety may convene into Closed /

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Executive Session to discuss, take possible action, and/or vote pursuant to the relevant requirements of R.I. General Laws § 42-46-5(a) Subsection (3) regarding matters of security – Applications pursuant to R.I. General Laws § 11-47-11 and City of Warwick Ordinance Article IV, Division 1, Sec. 6-72: Concealed Carry Weapon Permit. Discussion and/or Potential Action and/or Vote from Executive Session concerning the following Applications:

- a. Applicant 1 – Request for Weapons Carry Permit (RENEWAL - EXECUTIVE)

**ACTION:** Chairman Benson made a motion to approve. Vice Chairman Gilbert seconded the motion. Chairman Benson, Vice Chairman Gilbert, and Clerk Paolucci voted in favor of the motion. Motion approved.

- b. Applicant 2 – Request for Weapons Carry Permit (RENEWAL - EXECUTIVE)

**ACTION:** Chairman Benson made a motion to approve. Vice Chairman Gilbert seconded the motion. Chairman Benson, Vice Chairman Gilbert, and Clerk Paolucci voted in favor of the motion. Motion approved.

- c. Applicant 3 – Request for Weapons Carry Permit (NEW - EXECUTIVE)

**ACTION:** Chairman Benson made a motion to approve. Vice Chairman Gilbert seconded the motion. Chairman Benson, Vice Chairman Gilbert, and Clerk Paolucci voted in favor of the motion. Motion approved.

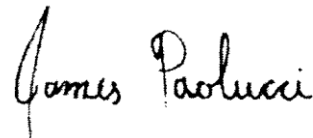
- d. Applicant 4 – Request for Weapons Carry Permit (NEW - EXECUTIVE)

**ACTION:** Chairman Benson made a motion to approve. Vice Chairman Gilbert seconded the motion. Chairman Benson, Vice Chairman Gilbert, and Clerk Paolucci voted in favor of the motion. Motion approved.

- e. Applicant 5 – Request for Weapons Carry Permit (NEW - EXECUTIVE)

**ACTION:** Chairman Benson made a motion to approve. Vice Chairman Gilbert seconded the motion. Chairman Benson, Vice Chairman Gilbert, and Clerk Paolucci voted in favor of the motion. Motion approved.

At 6:36 p.m. this meeting was adjourned.



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James Paolucci, Clerk