CITY OF WARWICK
Mayor Joseph J. Solomon

THOMAS P. MCGOVERN
Chairman

TARAH B. PROVENCAL, JD
Vice-Chairwoman

JAMES H. 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

POLICE DEPARTMENT
BOARD OF PUBLIC SAFETY ROOM
WARWICK POLICE HEADQUARTERS

Tuesday, September 24, 2019
7:00 p.m.

MINUTES

At 7:20 p.m., the Board of Public Safety opened its Regular Session for Tuesday, September 24, 2019. Present were Colonel Rick Rathbun, Chairman Thomas McGovern, Vice Chairwoman Tarah Provencal, Clerk James Paolucci, Attorney Tom O’Brien, and Recording Secretary Lisa Ferolito.

1. The minutes of the Board of Public Safety meeting held on Tuesday, September 10, 2019 were submitted for approval.

   ACTION: Chairman McGovern made a motion to approve. Vice Chairwoman Provencal seconded the motion. Chairman McGovern, Vice Chairwoman Provencal, and Paolucci voted in favor of the motion. Motion approved.

2. Colonel Rick J. Rathbun to recommend promotions, transfers and reassignments.

   The following transfer took effect at 0700 hours, Monday, September 16, 2019, with the provisional approval from the Board of Public Safety:

   Officer Gerard DiTomasso from the Third Platoon, Uniform Patrol Division – Field Training Officer Program to the Third Platoon, Uniform Patrol Division.

   The following transfers took effect at 0700 hours, Monday, September 23, 2019, with the provisional approval from the Board of Public Safety:

   Officer Zachary J. Black from the Third Platoon, Uniform Patrol Division – Field Training Officer Program to the Third Platoon, Uniform Patrol Division.
Officer Stephanie R. Pabis from the Third Platoon, Uniform Patrol Division – Field Training Officer Program to the Third Platoon, Uniform Patrol Division.

Officer Kevin P. Warren from the Third Platoon, Uniform Patrol Division to the Second Platoon, Uniform Patrol Division.

Officer Frank J. Montanaro, Jr. from the Third Platoon, Uniform Patrol Division to the Second Platoon, Uniform Patrol Division.

Officer Brian J. Holleran from the Second Platoon, Uniform Patrol Division to the First Platoon, Uniform Patrol Division.

Officer Matthew T. Caradimos from the Second Platoon, Uniform Patrol Division to the First Platoon, Uniform Patrol Division.

**ACTION:** Chairman McGovern made a motion to approve with a provisional issued. Vice Chairwoman Provencal seconded the motion. Chairman McGovern, Vice Chairwoman Provencal, and Clerk Paolucci voted in favor of the motion. Motion approved.

3. Colonel Rick J. Rathbun to recommend retirements and resignations.

**ACTION:** There were no retirements or resignations to report this evening.

**LICENSES AND PERMITS**

At 7:33 p.m., the Board entered Executive Session.

At 7:36 p.m., the Board re-entered Regular Session.

4. Request for Weapons Carry Permit (RENEWAL – EXECUTIVE SESSION)

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

At 7:38 p.m., the Board entered Executive Session.

At 7:40 p.m., the Board re-entered Regular Session.

5. Request for Weapons Carry Permit (RENEWAL – EXECUTIVE SESSION)

**ACTION:** Chairman McGovern made a motion to approve. Vice Chairwoman Provencal seconded the motion. Chairman McGovern, Vice Chairman Provencal, and Clerk Paolucci voted in favor of the motion. Motion approved.
At 7:41 p.m., the Board entered Executive Session.  
At 7:49 p.m., the Board re-entered Regular Session.

6. Request for Weapons Carry Permit (NEW – EXECUTIVE SESSION)

**ACTION:** Chairman McGovern made a motion to table the item pending additional training. Applicant will apply for training and let the Licensing Division know when he is ready to reappear. Vice Chairman Provencal seconded the motion. Chairman McGovern, Vice Chairwoman Provencal, and Clerk Paolucci voted in favor of the motion. Motion approved.

7. Liquor License (Class F)

Valerie Talmage  
Preserve Rhode Island  
To be held at the Aldrich Mansion  
October 6, 2019  
4:00 p.m. – 8:30 p.m.

**ACTION:** Colonel Rathbun recommended approval. Chairman McGovern made a motion to approve. Vice Chairwoman Provencal seconded the motion. Chairman McGovern, Vice Chairwoman Provencal, and Clerk Paolucci voted in favor of the motion. Motion approved.

8. Liquor License (Class F)

Gina Dooley  
Gaspee Days Committee  
To be held at Aspray Boathouse  
October 12, 2019  
12:00 p.m. – 5:00 p.m.

**ACTION:** Colonel Rathbun recommended approval. Chairman McGovern voted in favor of the motion. Vice Chairwoman Provencal seconded the motion. Chairman McGovern, Vice Chairwoman Provencal, and Clerk Paolucci voted in favor of the motion. Motion approved.

9. Second Class Victualer (New – Midnight Close)

H. Thomas Patrick  
Patrick Seafood, Inc.  
d/b/a Tommy’s to Go  
2275 Warwick Avenue

Chairman McGovern: Chief, can we do number nine please?

Colonel Rathbun reads the above information into the record.

Colonel Rathbun: It should be noted that it’s listed as 2275 Warwick Avenue on the application, but there was a potential address error on this, and there’s some other issues. Because of that error, we couldn’t verify zoning requirements. Recommended action would be hold pending the accurate address
information be provided from the applicant, and we confirm the information, based upon that address, with zoning.

Chairman McGovern: Um. Okay. Is hold the same as table?

Colonel Rathbun: Yes.

Chairman McGovern: I would like to make a motion to table number nine pending the correction of the address and a few other things. I’ll leave it at that.

Chairwoman Provencal seconded the motion.

Chairman McGovern, Vice Chairwoman Provencal, and Clerk Paolucci voted in favor of the motion. Motion approved.

Chairman McGovern: Joe, I should have asked you ahead of time, do you know the hours of operation?

Attorney Shekarchi: Uh, it would be very minimal. They close at like 7:00, 6:00; a few days a week. It’s a to go service and really after 5:00 there really is no, but I will certainly understand what the Board’s action is. I’m certain zoning is general business because this is where the Domino’s is on Warwick Avenue. It’s a very small two-unit building, and Domino’s has one tiny corner, and this one has one tiny corner. I have to problem holding it to verify the zoning, but I believe it will come back general business.

Vice Chairwoman Provencal: And just clarify the hours too.

Attorney Shekarchi: Sure.

Vice Chairwoman Provencal: That would be great, thank you.

Attorney Shekarchi: Um, I thought he supplied that with the application. I only got brought in after the client filed the application, so I’m at a loss as to really what that address is, but I will verify that.

Chairman McGovern: I got his application. It’s, it’s, it’s written, crossed out, whatnot, so.

Attorney Shekarchi: We’ll correct it for the next hearing. Will we be on the next meeting?

Chairman McGovern: I would think we could get you in for the next meeting.

Attorney Shekarchi: Yeah, because it does not have to be advertised. They’re not serving alcohol either, you know that. Thank you very much.

**ACTION:** Colonel Rathbun recommended tabling this item until the zoning issues are corrected. Chairman McGovern made a motion to table this item until all zoning issues, including the address of the business is corrected. Vice Chairwoman Provencal seconded the motion. Chairman McGovern, Vice Chairwoman Provencal, and Clerk Paolucci voted in favor of the motion. Motion approved.
d/b/a Sprint
400 Bald Hill Road

**ACTION:** Colonel Rathbun recommended approval pending building, fire, city and state taxes. Chairman McGovern made a motion to approve pending building, fire, city and state taxes. Vice Chairwoman Provencal seconded the motion. Chairman McGovern, Vice Chairwoman Provencal, and Clerk Paolucci voted in favor of the motion. Motion approved.

11. Holiday Sales (New) David Giardino
Address Change*
Canine Collaborative Corporation
d/b/a Dogtopia
30 Jefferson Boulevard

**ACTION:** Colonel Rathbun recommended approval pending building, fire, city and state taxes. Chairman McGovern made a motion to approve pending building, fire, city and state taxes. Vice Chairwoman seconded the motion. Chairman McGovern, Vice Chairwoman Provencal, and Clerk Paolucci voted in favor of the motion. Motion approved.

Address Change*
d/b/a Job Lot #126
1109 Warwick Avenue
Moved from 1290 Warwick Avenue

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

13. Live Entertainment (Outside/Tent) Forge Road Caterers, Inc.
d/b/a The Trap
195 Old Forge Road
October 5, 2019
6:00 a.m.

**ACTION:** Colonel Rathbun recommended approval pending fire. Chairman McGovern made a motion to approve pending fire. Vice Chairwoman Provencal seconded the motion. Chairman McGovern, Vice Chairwoman Provencal and Clerk Paolucci voted in favor of the motion. Motion approved.
14. Live Entertainment (Outside)  
Mohegan Warwick (AR)  
d/b/a Arooga’s Grill House & Bar  
615 Greenwich Avenue  
October 12, 2019  
12:00 p.m. – 6:00 p.m.  
Rain Date: October 19, 2019

Chairman McGovern: While the live entertainment is playing outside are the guests going to be allowed to consume alcohol outside?

Mr. Brian Lathe: Just on the patio area that is already part of - -

Chairman McGovern [interposing]: Within the fenced in area?

Mr. Lathe: Within the fenced in area.

Chairman McGovern: Where’s the entertainment going to be set up? Within the fenced in area as well?

Mr. Lathe: No, it’s going to be set up in the parking lot.

Chairman McGovern: It is? Okay. And you’re going to have people out there to make sure that cocktails are not making their way out of the fenced in area?

Mr. Lathe: Oh yes, certainly.

Chairman McGovern: Because that would be a concern.

Mr. Lathe: Oh yeah.

Chairman McGovern: Obviously I know your fenced in area and your menu.

[Laughter]

ACTION: Colonel Rathbun recommended approval pending building, fire, and permission from the property owner. Chairman McGovern made a motion to approve pending building, fire, and permission from the property owner. Vice Chairwoman Provencal seconded the motion. Chairman McGovern, Vice Chairwoman Provencal, and Clerk Paolucci voted in favor of the motion. Motion approved.

15. Live Entertainment (Outside)  
Michael Jarvis  
Friends of Salter Grove  
To be held at Salter Grove Park  
October 26, 2019  
2:00 p.m. – 4:00 p.m.  
Rain Date: November 2, 2019
ACTION: Colonel Rathbun recommended approval pending building, fire, and parks and recreation. Chairman McGovern made a motion to approve pending building, fire, and parks and recreation. Vice Chairwoman Provencal seconded the motion. Chairman McGovern, Vice Chairwoman Provencal, and Clerk Paolucci voted in favor of the motion. Motion approved.

16. Game of Chance/Raffle

Joseph Pearson
Friends of the Warwick Public Library
To be held at the Library
600 Sandy Lane
September 20-22, 2019

ACTION: Colonel Rathbun recommended approval. Chairman McGovern made a motion to approve. Vice Chairwoman seconded the motion. Chairman McGovern, Vice Chairwoman Provencal, and Clerk Paolucci voted in favor of the motion. Motion approved.

17. Game of Chance/Raffle

John Luipoud
Brown University
To be held at Valley Country Club
241 New London Avenue
September 30, 2019

ACTION: Colonel Rathbun recommended approval pending Rhode Island State Police approval. Chairman McGovern made a motion to approve pending Rhode Island State Police approval. Vice Chairwoman Provencal seconded the motion. Chairman McGovern, Vice Chairwoman Provencal, and Clerk Paolucci voted in favor of the motion. Motion approved.

18. Game of Chance/Raffle

John Bradshaw
Karen Bradshaw Memorial Golf Tournament
To be held at Potowomet Golf Club
439 Ives Road
September 30, 2019

ACTION: Colonel Rathbun recommended approval pending Rhode Island State Police approval. Chairman McGovern made a motion to approve pending Rhode Island State Police approval. Vice Chairwoman Provencal seconded the motion. Chairman McGovern, Vice Chairwoman Provencal, and Clerk Paolucci voted in favor of the motion. Motion approved.

19. Game of Chance/Raffle

Mandy Booth
NE Council on Crime and Delinquency
To be held at Crowne Plaza
801 Greenwich Avenue
October 20-23, 2019
ACTION: Colonel Rathbun recommended approval pending Rhode Island State Police approval. Chairman McGovern made a motion to approve pending Rhode Island State Police approval. Vice Chairwoman Provencal seconded the motion. Chairman McGovern, Vice Chairwoman Provencal, and Clerk Paolucci voted in favor of the motion. Motion approved.

20. Game of Chance/Raffle

Anna-Marie Corvin
Warwick Animal Shelter
To be held at the Knights of Columbus
475 Sandy Lane
October 26, 2019

ACTION: Colonel Rathbun recommended approval pending Rhode Island State Police approval. Chairman McGovern made a motion to approve pending Rhode Island State Police approval. Vice Chairwoman Provencal seconded the motion. Chairman McGovern, Vice Chairwoman Provencal, and Clerk Paolucci voted in favor of the motion. Motion approved.

21. Game of Chance/Raffle

Shannon Brawley
Rhode Island Nursery & Landscape Assoc.
To be held at Crowne Plaza
801 Greenwich Avenue
November 9, 2019

ACTION: Colonel Rathbun recommended approval pending Rhode Island State Police approval. Chairman McGovern made a motion to approve pending Rhode Island State Police approval. Vice Chairwoman Provencal seconded the motion. Chairman McGovern, Vice Chairwoman Provencal, and Clerk Paolucci voted in favor of the motion. Motion approved.

22. Arts & Crafts

Sandi Strauss, St. Mark’s Church
To be held at the Church, 111 West Shore Road
October 19, 2019
3:00 p.m. – 9:00 p.m.
Rain Date: October 26, 2019

ACTION: Colonel Rathbun recommended approval. Chairman McGovern made a motion to approve. Chairwoman Provencal seconded the motion. Chairman McGovern, Vice Chairwoman Provencal, and Clerk Paolucci voted in favor of the motion. Motion approved.

23. Kennel (New)
*Address Change*

David Giardino
Canine Collaborative Corp.
d/b/a Dogtopia
30 Jefferson Boulevard
ACTION: Colonel Rathbun recommended approval pending building, fire, city and state taxes. Chairman McGovern made a motion to approve pending building, fire, city and state taxes. Vice Chairwoman Provencial seconded the motion. Chairman McGovern, Vice Chairwoman Provencial, and Clerk Paolucci voted in favor of the motion. Motion approved.

24. Block Party

Gina Dooley
Gaspee Days Committee
To be held at Aspray Boathouse
October 12, 2019
12:00 p.m. – 5:00 p.m.

ACTION: Colonel Rathbun recommended approval pending traffic. Chairman McGovern made a motion to approve pending traffic. Vice Chairwoman Provencial seconded the motion. Chairman McGovern, Vice Chairwoman Provencial, and Clerk Paolucci voted in favor of the motion. Motion approved.

25. Parade

Corine Devine
Ollie’s Pub
941 West Shore Road
To be held October 27, 2019
2:00 p.m. – 6:00 p.m.
Starting in Parking Lot across Winter Avenue
Ending in Parking Lot at Ollie’s

ACTION: Colonel Rathbun recommended approval pending traffic and fire. Chairman McGovern made a motion to approve pending traffic and fire. Vice Chairwoman Provencial seconded the motion. Chairman McGovern, Vice Chairwoman Provencial, and Clerk Paolucci voted in favor of the motion. Motion approved.

26. Parade

Stacy Capone
Greenwood Halloween Parade
To be held October 31, 2019
3:30 p.m.
Starting & Ending at 126 Chapmans Avenue

ACTION: Colonel Rathbun recommended approval pending traffic. Chairman McGovern made a motion to approve pending traffic. Vice Chairwoman Provencial seconded the motion. Chairman McGovern, Vice Chairwoman Provencial, and Clerk Paolucci voted in favor of the motion. Motion approved.
27. Parade (5k)  
   Thomas Sanford  
   Rotary Club of Warwick  
   Thanksgiving Day 5k Turkey Trot  
   To be held November 28, 2019  
   5:30 a.m. – 10:00 a.m.  
   Starting & Ending in City Park

**ACTION:** Colonel Rathbun recommended approval pending traffic and parks and recreation. Chairman McGovern made a motion to approve pending traffic and parks and recreation. Vice Chairwoman Provenchal seconded the motion. Chairman McGovern, Vice Chairwoman Provenchal, and Clerk Paolucci voted in favor of the motion. Motion approved.

28. Festival  
   Pao Yang  
   Hmong United Association of RI  
   Event to be held at Mickey Stevens  
   October 12&13, 2019

**Food Vendors:**  
   Julliana Her  
   Khampong Imathavong  
   Star Yang  
   Mai Lee V. Khang

**Arts & Crafts:**  
   Xe Xiong  
   Yeng Yang  
   Quoua Khang  
   Cha Yang  
   Mai Neng Vang  
   Angel Xiong  
   Pa Yang  
   Vue Yang

**ACTION:** Colonel Rathbun recommended approval pending building, fire, parks and recreation, and bci checks. Chairman McGovern made a motion to approve pending building, fire, parks and recreation, and bci checks. Vice Chairwoman Provenchal seconded the motion. Chairman McGovern, Vice Chairwoman Provenchal, and Clerk McGovern voted in favor of the motion. Motion approved.

29. Peddler Badge  
   Scott Hojlo  
   Power Home Remodeling  
   201 Jones Road  
   Waltham, MA

**ACTION:** Colonel Rathbun recommended approval. Chairman McGovern made a motion to approve. Vice Chairwoman Provenchal seconded the motion. Chairman McGovern, Vice Chairwoman Provenchal, and Clerk Paolucci voted in favor of the motion. Motion approved.
30. Peddler Badge

Jared Sharkey
Power Home Remodeling
201 Jones Road
Waltham, MA

ACTION: Colonel Rathbun recommended approval. Chairman McGovern made a motion to approve. Vice Chairwoman Provencal seconded the motion. Chairman McGovern, Vice Chairwoman Provencal, and Clerk Paolucci voted in favor of the motion. Motion approved.

31. Letter of information from Susan Hay of Woodbury Union Church regarding their annual Conimicut Pumpkin Spooktacular. This event will be held on October 26, 2019 from 10:00 a.m. to 8:00 p.m. in Donovan Park and the Friend’s Way parking lot at 765 West Shore Road.

ACTION: Colonel Rathbun recommended approval pending traffic, building, and fire. Chairman McGovern made a motion to approve pending traffic, building, and fire. Vice Chairwoman Provencal seconded the motion. Chairman McGovern, Vice Chairwoman Provencal, and Clerk Paolucci voted in favor of the motion. Motion approved.

32. Expansion of premises request for Iron Works Tavern, Inc. to include both 697 Jefferson Boulevard and 1 Thurber Street.

Chairman McGovern: Colonel, can we do number 32 please?

Colonel Rathbun: This is an item in reference to a previous appearance before the Board. This is a request of an expansion of premises for Iron Works Tavern. It would include both 697 Jefferson Boulevard and 1 Thurber Street.

Chairman McGovern: Okay, Joe what do you have from the information that we have from last time. Did you look into that or was Lou looking into that or were you both looking into that?
Attorney K. Joseph Shekarchi: We both looked into it. I know Mr. DeSimone is not here today, but you can verify with him. As everyone knows, this is the Hilton Garden Inn and the Iron Works. They were both owned, although separate corporations, by one individual, Mr. Piscopio. For many years, and part of the Hilton franchise agreement, they were able, meaning they, the Hilton; they were able to order liquor service and food service. Iron Works, the restaurant, supplied that into room service. There’s never been a problem. I spoke to Mr. Piscopio myself since he owned the property. When it was sold, they were sold separately. My client bought Iron Works, but the Hilton Garden Inn still maintained their franchise over, would be able to serve alcohol. It’s room service, its food. Most of the time it is food, it’s a sandwich, it’s something. Occasionally, to be honest with you, very rarely, but some events at the hotel may put out usually soda or coffee; and depending on what type of event, whether it’s a Christmas event or an employee appreciation event, there may be beer and wine in the function rooms. Those would come from the Iron Works Tavern. So, when I talked to Mr. DeSimone, if you listed both addresses, the reality is so you know, it’s two addresses but this is one building. It’s connected. You can be in your room, you can go down the elevator or the stairs, walk through the lobby and walk into the restaurant. You don’t go outside. The restaurant is connected internally to the hotel. So guest from
the hotel go there, guests from there will access the hotel, back and forth. So what we're asking for is that it be returned back to the status quo where both are separate addresses, but the same physical location, share the utilization of the food service and beverage service of the Iron Works. That's the short version of it.

Chairman McGovern: Tom, I don't know if Lou shared anything with you. I know we had a potential issue with DBR. That's our recollection of the issue that he --

Attorney Shekarchi [interposing]: I think that was the other case that I had.

Recording Secretary Ferolito: That was the other case.

Attorney Shekarchi: That was the Hook, the Hook and Reel.

Colonel Rathbun: This was the concern that a license is supposed to have one address, and Lou had to research; because, even though they're joined, and I don't [inaudible] to Mr. Shekarchi in any way say you're not providing accurate information; based on Attorney DeSimone's experience, it was the fact that there were two physical addresses and you can't potentially have two licenses on a license. It had to be either two licenses was the question at matter.

Attorney Tom O'Brien: I have the minutes from last time. Attorney Shekarchi; it's nearly verbatim from what was said last time. It appears that what Attorney DeSimone was suggesting was that this expansion was what he would suggest. The expansion on, I would assume Iron Works has the license?

Attorney Shekarchi: Yes, correct.

Attorney O'Brien: So, that's consistent. I didn't see any other, I think it's a question for Lou to answer, because anything I've read here indicates that this was 100 percent what was expected for purposes of tonight. If the Board was in agreement that the expansion of the license of Iron Works to allow for it in the manner that it's been done for the last ten years.

Attorney Shekarchi [interposing]: It's been over ten years, almost fifteen years. Chairman McGovern: It's not the manner that it's been done. They've had two licenses in the past, now they're going to have one. So, that's different. I'm not saying I have a problem with it, you know, my concern is that if one has a violation, it's going to affect both. That's the only concern, but if you manage that, and that's your prerogative to do it that way; I'm not going to tell you how to run a hotel or restaurant business, so with that said. Do you have any questions?

Chairwoman Provencal: No.

Chairman McGovern: Do you have any questions?

Clerk Paolucci: No.
ACTION: Chairman McGovern made a motion to approve to combine the two licenses for Iron Works and Hilton Garden Inn. Vice Chairwoman Provencal seconded the motion. Chairman McGovern, Vice Chairwoman Provencal, and Clerk Paolucci voted in favor of the motion. Motion approved.

33. Review of the request made at the meeting of the Board on Tuesday, March 26, 2019 by Ms. Bridget Henry of 80 Hawksley Avenue to be granted an exception to City Ordinance O-11-5, Sec. 4-11, which allows three dogs per residence at any given time.

ACTION: Chairman McGovern made a motion to grant exception to City Ordinance O-11-5, Sec. 4-11, which allows three dogs per residence at any given time, with a maximum of the five dogs that she currently houses. If there is an incident, she will be required to report to the Board. Vice Chairwoman Provencal seconded the motion. Chairman McGovern, Vice Chairwoman Provencal, and Clerk Paolucci voted in favor of the motion. Motion approved.

At 8:30 p.m. this meeting was adjourned.

James H. Paolucci, Clerk