

**SPECIAL MEETING NORTH SMITHFIELD TOWN COUNCIL**

**JUNE 28, 2010**

**KENDALL-DEAN SCHOOL**

**7:00 P.M.**

The meeting was called to order at 7:03 P.M. and began with the prayer and the pledge to the flag. Council members present were Dr. Benoit, Mr. Biron, Mr. Leclerc, Mr. Zwolenski and Mr. Lovett. Town Administrator Hamilton and Town Solicitor Nadeau were also in attendance.

This meeting was called to adopt a budget for fiscal year 2010/2011.

**REVENUE**

**MOTOR VEHICLE TAXES**

**MOTION** by Mr. Biron, seconded by Mr. Zwolenski, and voted unanimously on a roll call vote to accept Option 1, which is to tax motor vehicles from a \$500 value up, based upon the recommendations of the Town Administrator and the Finance Director.

**PRIOR YEAR TAXES**

**MOTION** by Dr. Benoit, seconded by Mr. Biron, and voted unanimously on a roll call vote to accept the recommended budget amount of \$400,000 as specified.

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**TOWN CLERK OTHER FEES**

**MOTION by Mr. Leclerc, seconded by Mr. Zwolenski, and voted 4 to 1 (Mr. Lovett voted no) to accept the recommended budget of \$262,500.**

**BUILDING INSPECTOR**

**MOTION by Mr. Leclerc, seconded by Dr. Benoit, and voted unanimously on a roll call vote to accept the recommended budget of \$230,000.**

**POLICE DEPARTMENT**

**MOTION by Mr. Biron and seconded by Dr. Benoit to accept a revenue budget of \$105,000. Roll call: Dr. Benoit – yes; Mr. Biron – yes; Mr. Leclerc – no; Mr. Zwolenski – no; and Mr. Lovett – no. The motion failed 3 to 2.**

**MOTION by Mr. Leclerc and seconded by Mr. Zwolenski to accept a revenue budget of \$85,000. Roll call: Dr. Benoit – no; Mr. Biron – no; Mr. Leclerc – yes; Mr. Zwolenski – yes; and Mr. Lovett – yes. The motion carried 3 to 2.**

**MISCELLANEOUS RECEIPTS**

**MOTION by Mr. Leclerc, seconded by Dr. Benoit, and voted unanimously on a roll call vote to accept a revenue budget of \$226,412.**

## **INTEREST ON INVESTMENTS**

**MOTION by Mr. Leclerc, seconded by Dr. Benoit, and voted unanimously on a roll call vote to accept a revenue budget of \$2,600.**

## **RHODE ISLAND STATE AID**

**MOTION by Mr. Leclerc, seconded by Dr. Benoit, and voted unanimously on a roll call vote to accept a revenue budget of \$5,507,138.**

**To this point the revenue budget totals \$33,075,384.**

## **EXPENDITURES**

### **TOWN COUNCIL**

**MOTION by Mr. Biron and seconded by Mr. Zwolenski to cut the Town Council salaries by five percent.**

**The main maker and the second withdrew.**

**MOTION by Dr. Benoit, seconded by Mr. Zwolenski, and voted unanimously on a roll call vote to reduce the salary line item from \$12,750 to \$10,000.**

**MOTION by Mr. Leclerc, seconded by Mr. Zwolenski, and voted unanimously on a roll call vote to reduce the FICA line item to \$765.**

**MOTION by Mr. Leclerc, seconded by Mr. Biron, and voted unanimously on a roll call vote to approve a total Town Council budget of \$11,365.**

**MOTION by Dr. Benoit and seconded by Mr. Leclerc to reconsider the Town Council salary line item of \$10,000. The motion failed 4 to 1 (Mr. Biron voted no) on an aye vote.**

**MOTION by Mr. Leclerc, seconded by Mr. Zwolenski, and voted 3 to 2 on a roll call vote (Mr. Biron and Mr. Lovett voted no) to reduce the salary to \$10,000.**

**MOTION by Mr. Leclerc, seconded by Mr. Lovett and voted 4 to 1 (Mr. Biron voted no) to reconsider changing the salary.**

**MOTION by Mr. Leclerc and seconded by Dr. Benoit to approve the Town Council salary amount of \$10,000. Roll call: Dr. Benoit – no; Mr. Biron – no; Mr. Leclerc – no; Mr. Zwolenski – no; and Mr. Lovett – no. The motion failed 5 to 0.**

**MOTION by Mr. Zwolenski, seconded by Mr. Leclerc, and voted unanimously on a roll call vote that the budgeted amount for Town Council salaries be \$11,375 and that the salary for the incoming Council members will be \$2,000 per year.**

**MOTION by Mr. Biron, seconded by Mr. Zwolenski, and voted**

**unanimously on an aye vote to reconsider the line item for FICA.**

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**MOTION by Mr. Leclerc and seconded by Dr. Benoit to approve a FICA line item of \$765. Roll call: Dr. Benoit – no; Mr. Biron – no; Mr. Leclerc – no; Mr. Zwolenski – no; and Mr. Lovett – no. The motion failed 5 to 0.**

**MOTION by Mr. Zwolenski, seconded by Mr. Biron, and voted unanimously on a roll call vote to approve a FICA line item of \$870.**

**MOTION by Mr. Zwolenski, seconded by Mr. Biron and Mr. Leclerc, and voted unanimously on a roll call vote to approve a Town Council budget of \$12,845.**

#### **PROBATE COURT**

**MOTION by Mr. Leclerc and seconded by Mr. Zwolenski to reduce the advertising cost by \$1,000 to \$3,500. Roll call: Dr. Benoit – no; Mr. Biron – no; Mr. Leclerc – yes; Mr. Zwolenski – yes; Mr. Lovett – no. The motion failed 3 to 2.**

**MOTION by Mr. Biron, seconded by Dr. Benoit, and voted unanimously on a roll call vote to approve a budget of \$8,740.**

#### **TOWN SOLICITOR**

**MOTION by Mr. Biron, seconded by Mr. Lovett, and voted**

**unanimously on a roll call vote to reduce extraordinary litigation from \$100,000 to \$75,000.**

**MOTION by Mr. Leclerc, seconded by Dr. Benoit and Mr. Biron, and voted unanimously on a roll call vote to approve a revised budget of \$190,644.**

#### **ADMINISTRATOR'S OFFICE**

**MOTION by Mr. Biron and seconded by Mr. Zwolenski to reduce the Town Administrator's salary by five percent. Roll call: Dr. Benoit – no; Mr. Biron – yes; Mr. Leclerc – no; Mr. Zwolenski – no; and Mr. Lovett – no. The motion failed 4 to 1.**

**MOTION by Mr. Leclerc, seconded by Mr. Zwolenski, and voted unanimously on a roll call vote to approve a budget of \$154,632.**

#### **MUNICIPAL COURT**

**MOTION by Mr. Leclerc, seconded by Mr. Biron, and voted unanimously on a roll call vote to approve a budget of \$44,988.**

#### **TOWN CLERK**

**MOTION by Mr. Leclerc, seconded by Mr. Zwolenski, and voted unanimously on a roll call vote to approve a budget of \$175,187.**

#### **PLANNING DIVISION**

**MOTION by Mr. Zwolenski, seconded by Mr. Leclerc and Mr. Biron,**

**and voted unanimously on a roll call vote to adjust the Planner's salary to \$56,690.**

**MOTION by Mr. Zwolenski, seconded by Mr. Leclerc, and voted unanimously on a roll call vote to adjust the clerk's salary by \$6.00 to \$25,650.**

**MOTION by Mr. Biron, seconded by Mr. Zwolenski, and voted 3 to 2 (Mr. Leclerc and Mr. Lovett voted no) on a roll call vote to reduce the maintenance line item to \$703.**

**MOTION by Mr. Leclerc, seconded by Dr. Benoit, and voted unanimously on a roll call vote to reduce FICA to \$6,681.**

**MOTION by Mr. Leclerc, seconded by Mr. Zwolenski and Dr. Benoit, and voted unanimously on a roll call vote to reduce the Comprehensive Plan/GIS Update line item to \$2,000.**

**MOTION by Mr. Leclerc, seconded by Dr. Benoit, and voted unanimously on a roll call vote to reduce the Development/Management of GIS line item to \$2,600.**

**MOTION by Mr. Leclerc, seconded by Dr. Benoit, and voted unanimously on a roll call vote to approve a budget of \$129,943.**

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## **BOARD OF CANVASSERS**

**MOTION by Mr. Biron, seconded by Mr. Leclerc, and voted unanimously on a roll call vote to approve a budget of \$15,424.**

## **FINANCE OFFICE**

**MOTION by Mr. Leclerc, seconded by Mr. Biron, and voted unanimously on a roll call vote to approve a budget of \$247,739.**

## **TAX ASSESSOR'S OFFICE**

**MOTION by Mr. Leclerc, seconded by Mr. Biron, and voted unanimously on a roll call vote to approve a budget of \$137,981.**

## **TAX COLLECTOR'S OFFICE**

**MOTION by Mr. Leclerc, seconded by Mr. Zwolenski, and voted unanimously on a roll call vote to adjust the Assistant Tax Collector salary to \$34,890.**

**MOTION by Mr. Leclerc, seconded by Dr. Benoit, and voted unanimously on a roll call vote to adjust the Junior Clerk salary to \$26,340.**

**MOTION by Mr. Biron, seconded by Dr. Benoit, and voted unanimously on an aye vote to reconsider the Assistant Tax Collector salary.**

**MOTION by Mr. Biron and seconded by Mr. Leclerc to adjust the**

**Assistant Tax Collector salary of \$34,890. Roll call: Dr. Benoit – no; Mr. Biron – no; Mr. Leclerc – no; Mr. Zwolenski – no; and Mr. Lovett – no. The motion failed 5 to 0.**

**MOTION by Mr. Biron, seconded by Mr. Leclerc, and voted unanimously on an aye vote to reconsider the Junior Clerk salary.**

**MOTION by Mr. Biron and seconded by Dr. Benoit to adjust the Junior Clerk salary to \$26,340. Roll call: Dr. Benoit – no; Mr. Biron – no; Mr. Leclerc – no; Mr. Zwolenski – no; and Mr. Lovett – no. The motion failed 5 to 0.**

**MOTION by Mr. Leclerc, seconded by Dr. Benoit, and voted unanimously on a roll call vote to approve a budget of \$111,733.**

#### **BOARD OF TAX REVIEW**

**MOTION by Mr. Leclerc, seconded by Mr. Biron, and voted unanimously on a roll call vote to approve a budget of \$1.00.**

#### **AUDITS & COMPUTER SERVICE**

**MOTION by Mr. Biron, seconded by Dr. Benoit, and voted unanimously on a roll call vote to reduce the Web Page line item to \$4,000.**

**MOTION by Mr. Leclerc, seconded by Dr. Benoit, and voted unanimously on a roll call vote to approve a revised budget of**

**\$102,700.**

## **ZONING BOARD**

**MOTION by Mr. Leclerc and seconded by Mr. Biron to approve a budget of \$9,442. Roll call: Dr. Benoit – no; Mr. Biron – no; Mr. Leclerc – no; Mr. Zwolenski – no; and Mr. Lovett – no. The motion failed 5 to 0.**

**MOTION by Mr. Biron, seconded by Dr. Benoit, and voted 3 to 2 (Mr. Leclerc and Mr. Zwolenski voted no) on a roll call vote to reduce the supplies line item to \$150.**

**MOTION by Mr. Biron, seconded by Dr. Benoit, and voted unanimously on a roll call vote to approve a revised budget of \$9,292.**

## **PERSONNEL BOARD**

**MOTION by Mr. Leclerc, seconded by Dr. Benoit, and voted unanimously on a roll call vote to approve a budget of \$1.00.**

## **CONSERVATION COMMISSION**

**MOTION by Mr. Zwolenski, seconded by Mr. Leclerc, and voted unanimously on a roll call vote to approve a budget of \$800.**

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## **HISTORIC DISTRICT COMMISSION**

**MOTION by Mr. Leclerc, seconded by Dr. Benoit, and voted unanimously on a roll call vote to approve a budget of \$1.00.**

## **REGIONAL INDUSTRIAL DEVELOPMENT**

**MOTION by Mr. Leclerc, seconded by Mr. Biron, and voted unanimously on a roll call vote to approve a budget of \$3,000.**

## **HOUSING AUTHORITY**

**MOTION by Mr. Leclerc, seconded by Dr. Benoit, and voted unanimously on a roll call vote to approve a budget of \$1.00.**

## **PUBLIC SAFETY COMMISSION**

**MOTION by Mr. Leclerc, seconded by Dr. Benoit, and voted unanimously on a roll call vote to approve a budget of \$1.00.**

## **BUDGET COMMITTEE EXPENSE**

**MOTION by Mr. Leclerc, seconded by Dr. Benoit, and voted unanimously on a roll call vote to approve a budget of \$1.00.**

## **JUVENILE HEARING BOARD**

**MOTION by Mr. Leclerc, seconded by Dr. Benoit, and voted unanimously on a roll call vote to approve a budget of \$3,443.**

## **TOWN HALL**

**MOTION by Mr. Leclerc, seconded by Mr. Biron and Mr. Zwolenski, and voted unanimously on a roll call vote to approve a budget of \$9,800.**

### **PLANT OPERATIONS**

**MOTION by Mr. Leclerc, seconded by Dr. Benoit, and voted unanimously on a roll call vote to approve a budget of \$36,172.**

### **PRINTING & ADVERTISING**

**MOTION by Mr. Leclerc, seconded by Dr. Benoit, and voted unanimously on a roll call vote to approve a budget of \$18,500.**

### **CONTINGENCY FUND**

**MOTION by Mr. Biron and seconded by Dr. Benoit to reduce the Contingency Fund line item to \$30,000. Roll call: Dr. Benoit – yes; Mr. Biron – yes; Mr. Leclerc – no; Mr. Zwolenski – no; and Mr. Lovett – no. The motion failed 3 to 2.**

**MOTION by Mr. Leclerc, seconded by Mr. Zwolenski, and voted 3 to 2 (Dr. Benoit and Mr. Biron voted no) on a roll call vote to approve a budget of \$206,000.**

### **SCOUTERS HALL**

**MOTION by Mr. Zwolenski, seconded by Mr. Leclerc, and voted unanimously on a roll call vote to add \$400 to the expense/maintenance line item for Scouter's Hall.**

**MOTION by Mr. Leclerc, seconded by Mr. Zwolenski, and voted unanimously on a roll call vote to approve a budget of \$3,890.**

#### **NS PUBLIC LIBRARY**

**MOTION by Mr. Zwolenski, seconded by Mr. Leclerc, and voted unanimously on a roll call vote to approve a budget of \$342,924.**

**MOTION by Mr. Biron, seconded by Mr. Leclerc, and voted unanimously on an aye vote to take a five-minute recess at 9:55 P.M.**

**The meeting reconvened at 10:02 P.M.**

#### **POLICE DEPARTMENT**

**MOTION by Mr. Leclerc, seconded by Mr. Lovett, and voted 4 to 1 (Mr. Biron voted no) on a roll call vote to approve a budget of \$2,337,208.**

#### **ANIMAL CONTROL**

**MOTION by Dr. Benoit, seconded by Mr. Leclerc, and voted unanimously on a roll call vote to approve a budget of \$72,849.**

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#### **CIVIL DEFENSE**

**MOTION by Mr. Biron and seconded by Dr. Benoit to deduct \$5,000 from the Director salary and \$383 from FICA. Roll call: Dr. Benoit – yes; Mr. Biron – yes; Mr. Leclerc – no; Mr. Zwolenski – no; and Mr. Lovett – no. The motion failed 3 to 2.**

**MOTION by Mr. Leclerc, seconded by Mr. Zwolenski, and voted 3 to 2 (Dr. Benoit and Mr. Biron voted no) on a roll call vote to approve a budget of \$11,955.**

#### **FIRE DEPARTMENT**

**MOTION by Mr. Leclerc, seconded by Mr. Zwolenski, and voted 4 to 1 (Mr. Biron voted no) on a roll call vote to approve a budget of \$2,389,760.**

**MOTION by Dr. Benoit, seconded by Mr. Leclerc, and voted unanimously on an aye vote at 10:33 P.M. to extend the meeting to 11:15 P.M.**

#### **HYDRANT RENTAL**

**MOTION by Mr. Leclerc, seconded by Dr. Benoit, and voted 3 to 2 (Mr. Biron and Mr. Zwolenski voted no) on a roll call vote to approve a budget of \$45,000.**

#### **INSPECTION DIVISION**

**MOTION by Dr. Benoit, seconded by Mr. Leclerc, and voted 4 to 1 (Mr. Biron voted no) on a roll call vote to approve a budget of \$150,047.**

## **HIGHWAY DEPARTMENT**

**MOTION by Mr. Leclerc and seconded by Dr. Benoit to approve a budget of \$696,751. Following further discussion, the motion and second were withdrawn.**

**MOTION by Mr. Biron, seconded by Mr. Leclerc, and voted unanimously on a roll call vote to cut the supplies line item by \$3,007.**

**MOTION by Mr. Zwolenski, seconded by Mr. Leclerc, and voted 3 to 2 (Mr. Biron and Mr. Lovett voted no) on a roll call vote to increase the crack seal line item from \$9,000 to \$15,000.**

**MOTION by Mr. Leclerc, seconded by Mr. Zwolenski, and voted 4 to 1 (Mr. Biron voted no) on a roll call vote to approve a budget of \$699,744.**

## **PARKS AND RECREATION**

**MOTION by Dr. Benoit, seconded by Mr. Biron, and voted unanimously on a roll call vote to adjust the Parks & Recreation Director salary from \$40,840 to \$40,480.**

**MOTION by Mr. Biron, seconded by Mr. Leclerc, and voted unanimously on a roll call vote to adjust the FICA line item to \$5,806.**

**MOTION by Mr. Leclerc, seconded by Dr. Benoit, and voted**

**unanimously on a roll call vote to approve a budget of \$120,061.**

#### **TREE WARDEN**

**MOTION by Mr. Leclerc, seconded by Dr. Benoit, and voted unanimously on a roll call vote to approve a budget of \$3,611.**

#### **STREET LIGHTS**

**MOTION by Mr. Leclerc and seconded by Mr. Zwolenski to approve a budget of \$153,000. Roll call: Dr. Benoit – no; Mr. Biron – no; Mr. Leclerc – no; Mr. Zwolenski – no; and Mr. Lovett – yes. The motion failed 4 to 1.**

**There was discussion about shutting off lights, the lack of savings that resulted from that action last year and the increase in National Grid's tariff.**

**MOTION by Mr. Leclerc to approve a budget of \$153,000. There was no second.**

**MOTION by Mr. Leclerc and seconded by Mr. Zwolenski to approve a budget of \$171,100. Roll call: Dr. Benoit – no; Mr. Biron – no; Mr.**

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**Leclerc – yes; Mr. Zwolenski – yes; and Mr. Lovett – yes. The motion carried 3 to 2.**

**MOTION by Dr. Benoit, seconded by Mr. Leclerc, and voted at 11:18 P.M. to extend the meeting to 11:59 P.M.**

#### **RUBBISH DISPOSAL**

**MOTION by Mr. Biron, seconded by Dr. Benoit, and voted unanimously on a roll call vote to add a FICA line item of \$1,300.**

**MOTION by Dr. Benoit, seconded by Mr. Leclerc, and voted unanimously on a roll call vote to reduce the Solid Waste Disposal line item from \$130,000 to \$128,700.**

**MOTION by Dr. Benoit, seconded by Mr. Biron, and voted unanimously on a roll call vote to approve a budget of \$636,800.**

#### **SEALER OF WEIGHTS**

**MOTION by Mr. Leclerc, seconded by Mr. Zwolenski, and voted unanimously on a roll call vote to approve a budget of \$1.00.**

#### **DEBT SERVICE – PRINCIPAL**

**MOTION by Mr. Leclerc, seconded by Mr. Zwolenski, and voted unanimously on a roll call vote to approve a budget of \$1,721,098.**

#### **DEBT SERVICE – INTEREST**

**MOTION by Mr. Biron, seconded by Mr. Leclerc and Dr. Benoit, and voted unanimously on a roll call vote to approve a budget of \$1,568,911.**

## **MEDICAL & RETIREMENT EXPENSES**

**MOTION by Dr. Benoit, seconded by Mr. Leclerc, and voted unanimously on a roll call vote to approve a budget of \$317,255.**

## **INSURANCE**

**MOTION by Dr. Benoit, seconded by Mr. Biron, and voted unanimously on a roll call vote to approve a budget of \$200,000.**

## **SCHOOL DEPARTMENT**

**MOTION by Mr. Leclerc to approve a budget of \$20,759,695. Mr. Leclerc subsequently withdrew his motion.**

**MOTION by Mr. Leclerc and seconded by Mr. Zwolenski to approve a budget of \$20,604,439. Following further discussion, both the main maker and the second withdrew their motions.**

**The Council members elected to move on to Grants and Contributions and then return to the School Department.**

## **GRANTS & CONTRIBUTIONS**

**MOTION by Mr. Biron and seconded by Mr. Leclerc to eliminate all grants and contributions. Roll call: Dr. Benoit – no; Mr. Biron – yes; Mr. Leclerc – no; Mr. Zwolenski – no; and Mr. Lovett – no. The motion failed 4 to 1.**

**MOTION by Mr. Leclerc, seconded by Mr. Zwolenski, and voted unanimously on a roll call vote to reduce the Senior Citizens Mini-Bus from \$30,000 to \$28,000.**

**MOTION by Mr. Leclerc, seconded by Mr. Biron, and voted 4 to 1 (Mr. Lovett voted no) on a roll call vote to eliminate \$1,300 to Deerfield Commons Association.**

**MOTION by Mr. Biron and seconded by Dr. Benoit to eliminate Senior Citizens Bus Trips in the amount of \$4,900. Roll call: Dr. Benoit – yes; Mr. Biron – yes; Mr. Leclerc – no; Mr. Zwolenski – no; and Mr. Lovett – no. The motion failed 3 to 2.**

**MOTION by Mr. Zwolenski, seconded by Mr. Leclerc, and voted 3 to 2 (Mr. Biron and Mr. Lovett voted no) to reduce the Veterans Advisor line item from \$500 to \$450.**

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**MOTION by Mr. Zwolenski, seconded by Mr. Biron, and voted unanimously on a roll call vote to reduce the Land Trust line item from \$800 to \$700.**

**MOTION by Mr. Zwolenski, seconded by Mr. Biron, and voted**

**unanimously on a roll call vote to remove \$150 from the Autumnfest Parade line item.**

**MOTION by Mr. Biron to eliminate the Northern RI Mental Health Center line item request. There was no second.**

**MOTION by Mr. Biron to eliminate the request for \$2,500 for the VFW Holidays. There was no second.**

**MOTION by Mr. Zwolenski, seconded by Mr. Leclerc, and voted 4 to 1 (Mr. Biron voted no) on a roll call vote to approve a revised budget of \$45,550.**

**MOTION by Dr. Benoit, seconded by Mr. Zwolenski, and voted unanimously on an aye vote at 12:01 A.M. to extend the meeting to 12:30 A.M.**

## **SCHOOL DEPARTMENT**

**MOTION by Mr. Leclerc and seconded by Mr. Lovett to modify the town's appropriation for the school department to \$16,567,821. Roll call: Dr. Benoit – no; Mr. Biron – no; Mr. Leclerc – yes; Mr. Zwolenski – yes; and Mr. Lovett – yes. The motion carried 3 to 2.**

**MOTION by Mr. Leclerc and seconded by Mr. Zwolenski to approve a school department budget of \$20,618,255. Roll call: Dr. Benoit – no; Mr. Biron – no; Mr. Leclerc – yes; Mr. Zwolenski – yes; and Mr. Lovett**

– yes. The motion carried 3 to 2.

**MOTION** by Mr. Leclerc and seconded by Mr. Zwolenski to approve a total expenditure budget for fiscal year 2010/2011 of \$33,075,383. Roll call: Dr. Benoit – no; Mr. Biron – no; Mr. Leclerc – yes; Mr. Zwolenski – yes; and Mr. Lovett – yes. The motion carried 3 to 2.

**MOTION** by Mr. Leclerc and seconded by Mr. Zwolenski to approve a total revenue budget for fiscal year 2010/2011 of \$33,075,383. Roll call: Dr. Benoit – yes; Mr. Biron – no; Mr. Leclerc – yes; Mr. Zwolenski – yes; and Mr. Lovett – yes. The motion carried 4 to 1.

**MOTION** by Mr. Leclerc and seconded by Mr. Lovett to exceed the cap of 4.5 percent by 3.25 percent for a total increase of 7.75 percent to support a budget of \$33,075,383.

The main maker of the motion and the second withdrew.

**MOTION** by Mr. Leclerc and seconded by Mr. Biron to exceed the cap of 4.5 percent. Roll call: Dr. Benoit – no; Mr. Biron – yes; Mr. Leclerc – yes; Mr. Zwolenski – yes; and Mr. Lovett – yes. The motion carried 4 to 1.

**MOTION** by Dr. Benoit, seconded by Mr. Biron and Mr. Leclerc, and voted unanimously on an aye vote at 12:32 A.M. to extend the meeting to 12:45 A.M.

## **SEWER DEPARTMENT BUDGET**

**MOTION by Mr. Leclerc, seconded by Dr. Benoit, and voted unanimously on a roll call vote to approve a sewer budget for fiscal year 2010/2011 of \$1,722,012.06.**

**MOTION by Mr. Leclerc, seconded by Mr. Zwolenski, and voted unanimously on a roll call vote to approve a 2010/2011 operational budget of \$1,126,792 with 3,179 users paying a new user fee of \$354.45.**

## **METHOD OF TAX COLLECTION**

**MOTION by Mr. Leclerc, seconded by Dr. Benoit and Mr. Biron to approve the following: "SHALL THIS TOWN COUNCIL VOTE AS FOLLOWS: That the finance director be and is hereby authorized to pay each order when approved by the town council, by the school committee or the director of public aid, as the case may be. That the finance director be and**

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**is hereby authorized to apply receipts for the interest on overdue taxes toward the payment of interest on bonds and notes of the town.**

**That the finance director be and is hereby authorized, within the consent of the town council, to hire such sum or sums of money as may be necessary to carry on the business of the town for the ensuing year. That the finance director be and is hereby authorized**

**to pay the town's debts and interest. IT IS HEREBY RESOLVED: That the North Smithfield Town Council, in a meeting legally assembled on June 28, 2010, hereby orders a levy apportionment and collection of a tax on the ratable real estate, tangible personal property and an excise tax on registered motor vehicles and trailers in a sum of not less than \$27,000,000, nor more than \$27,100,000. Said taxes are for ordinary expenses and charges, for the payment of interest and indebtedness in whole or in part of said town and for the other expenses or purposes authorized by law. The tax assessor shall assess and apportion said tax on the inhabitants and ratable property of said town as of the thirty-first (31st) day of December A.D. 2009, at twelve (12) o'clock midnight Eastern Standard Time or Daylight Savings Time, with exception of new construction, as the case may be according to law and delivered to and deposited the same in the office of the town administrator on or before the thirtieth (30th) day of June, 2010. The town administrator, on receipt of said assessment, shall forthwith make a copy of same and deliver it to the finance director, who shall forthwith issue and affix to said copy a warrant under his/her hand directed to the collector of taxes of the town, commanding him/her to proceed and collect said tax of the person and estate liable therefore, said tax shall be due and payable no later than the fifteenth (15th) day of August, 2010, and all taxes remaining unpaid no later than the fifteenth (15th) day of August, 2010, shall carry until collected a penalty at a rate of twelve (12) percent per annum, unless specifically abated by a vote of the Town Council under Title 44 of the General Laws of RI, 1956, as amended. Said tax**

may be paid in four (4) installments, the first installment of twenty-five (25) percent no later than the fifteenth (15th) day of August, A.D., 2010, and the remaining installments as follows: twenty-five (25) percent on the fifteenth (15th) day of October, A.D., 2010 and twenty-five (25) percent on the fifteenth (15th) day of January A.D., 2011 and the remaining twenty-five (25) percent on the fifteenth (15th) day of April, A.D., 2011. Each installment of taxes, if paid on or before the last day of each installment period successively and in order, shall be free from any charge for penalty. If the first installment or any succeeding installment of taxes is not paid by the last date of the respective installment period or periods as they occur, then the whole tax or remaining unpaid balance of the tax, as the case may be, shall immediately become due and payable and carry until collected a penalty at a rate of twelve (12) percent per annum from the first quarter due date or the last satisfied quarter unless specifically abated by a vote of the town council under Title 44 of the General Laws of RI, 1956, as amended. Quarterly payment option shall not apply to any tax levied in an amount not in excess of one hundred dollars (\$100.00) in which case such tax shall be payable in a single installment.”

**MOTION** by Mr. Leclerc, seconded by Dr. Benoit, and voted unanimously on an aye vote to adjourn at 12:54 A.M.

Respectfully submitted,

**Debra A. Todd, Town Clerk**