

REGULAR MEETING NORTH SMITHFIELD TOWN COUNCIL

DECEMBER 16, 2013

KENDALL-DEAN SCHOOL AUDITORIUM

6:45 P.M.

OPEN FORUM

Old Great Road Traffic

Mr. Antonio Laranjo of Old Great Road spoke to the Council regarding the amount of traffic, speeding and how the road is being used as a cut-through to Millville by commercial trucks. Mr. Laranjo would like to see no through trucking signs posted.

Town Administrator Hamilton commented that there were signs posted for weight limits but not for no through trucking. She agreed to speak with Chief Reynolds about getting signs posted and to ask for more patrols in the area.

(Mr. Yazbak arrived at 6:54 P.M.)

Snow Removal

Mr. Zwolenski commended Public Works Director Pendergast on the memo he had sent out regarding snow removal and also on the job his crew has done on keeping the streets cleared.

(Mr. McGee arrived at 7:01 P.M.)

REGULAR MEETING

The meeting began at 7:01 P.M. with the prayer and the pledge to the flag. Council members present were Mr. McGee, Mr. Yazbak, Mr. Zwolenski and Mr. Flaherty. Ms. Alves was unable to attend due to illness. Town Administrator Hamilton and Town Solicitor Lombardi were also in attendance.

AWARD OF BID RE: DRAINAGE IMPROVEMENTS ON POMONA ST

This relates to construction of a development project several years ago. A neighbor had asked for culverts to be installed beneath the road. This adversely affected another neighbor who ultimately brought suit against the town. The case has been settled and the town must remediate the site.

It was noted that a couple of the bidders did not comply with the requirements in the bid document.

In response to a question from Mr. Zwolenski, it was confirmed that there were signed easements in place to allow discharge onto private property.

MOTION by Mr. Zwolenski, seconded by Mr. Yazbak, and voted 4 to 0 on a roll call vote that, after hearing from Mr. Pendergast and Mr. Lombardi and because of a court order, the engineering bid be awarded to the third lowest bidder, American Site Corporation, for the amount of \$82,390.00 because of problems with the bid process.

TOWNWIDE SEWER FEASIBILITY STUDY

Joe Casali Engineering Inc. was hired to study alternatives to the Amended and Restated Interjurisdictional Agreement between the City of Woonsocket and the Towns of North Smithfield, Bellingham and Blackstone.

One alternative investigated was to convey wastewater to the Town of Burrillville's Wastewater Treatment Plant. It was determined that Burrillville does not have the capacity to accept the average daily flow from the Town of North Smithfield. It would put them at full capacity and force them to not only upgrade the wastewater treatment plant to handle the additional capacity but also to renew their discharge permit.

Another alternative was to build a new wastewater treatment plant for the Town of North Smithfield. At a recent meeting with Angelo Liberti of RIDEM, Administrator Hamilton, Sewer Superintendent Russell Carpenter and Mr. Casali, it was estimated that the cost of new construction could be upwards of \$30 million with an approval process, if allowed, of up to five to eight years. It was unsure if RIDEM would allow discharge from a new wastewater treatment plant to either Cherry Brook or the Blackstone River.

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Connecting with either Lincoln or Smithfield was dismissed because the distance would be too long.

Therefore, it was Mr. Casali's professional opinion that the best option for the Town of North Smithfield at this time would be to execute the agreement with the City of Woonsocket.

EXECUTIVE SESSION

MOTION by Mr. Yazbak, seconded by Mr. Zwolenski, and voted 4 to 0 on a roll call vote to enter into executive session at 7:19 P.M. to discuss 1.) Narragansett Improvement Company, et als vs Jill Gemma et als, C.A. PC08-7468; 2.) Narragansett Improvement Company, et als vs Vincent Marcantonio, et als, C.A. No. PC08-6504; 3.) Town of North Smithfield vs Narragansett Improvement Company, et als, PC 08-3674; and 4.) Kaczorowski vs Town of North Smithfield.

MOTION by Mr. Yazbak, seconded by Mr. McGee, and voted 4 to 0 on a roll call vote to come out of executive session at 8:14 P.M. and to seal the minutes. No motions were made and no votes were taken.

CHARTER REVIEW

Mr. Flaherty reviewed the proposed amendments to the Charter that he had suggested and that he had received.

In addition Ms. Hamilton suggested changing the makeup of the School Committee to three elected and two appointed -- one by the

Town Administrator and one by the Town Council.

Mr. Pendergast had also submitted three proposed amendments.

The recommendations were divided among the Council members to put into proper language of the Charter to be further discussed at the January 6, 2014 meeting.

STONE ARCH BRIDGE

Ms. Hamilton has heard that the Department of Transportation is still on target to go out to bid in the spring and to be completed in one construction season.

Because there were some differing opinions as to the construction schedule, Ms. Hamilton agreed to contact the State to get a more definitive answer.

2ND READING SALARIES AND WAGE ORDINANCE

MOTION by Mr. McGee, seconded by Mr. Zwolenski, and voted 3 to 1 on a roll call vote (Mr. Yazbak voted no) to adopt the following salary and wage ordinance as presented.

**“It is ordained by the Town Council of North Smithfield, RI as follows:
Chapter 13 of the Town Ordinance is amended to read: The following Table of Salaries and Wages to Pay Grades are approved for the fiscal year July 1, 2013 to June 30, 2014. This list includes elected,**

appointed, classified (non-contractual), classified (contractual) and non-classified.

_____ DEPARTMENT _____ FY 12/13 FY
13/14__

1. General Government

Town Administrator	71,289	71,289
Grant Writer	0	4,000
Audio Videographer	0	2,500
Town Council (each)	2,000	2,000
Probate Court Judge	3,914	3,914
Board of Canvassers, Chairman	500	500
Board of Canvassers (each)	400	400
Town Clerk	54,013	55,633
Deputy Town Clerk	31,431	32,374
Finance Director	71,235	72,500
Asst. Finance Director	46,350	45,000
Personnel/Administrative Service Director		
Solicitor	58,789	58,789
Assistant Solicitor	21,855	27,800
Town Planner	58,394	59,554
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Tax Assessor	54,106	54,106
Admin Ass't to Administrator	16.89/hr	17.23/hr

Asst Tax Collector	20.34/hr	20.99/hr
Fiscal Clerk II	15.35/hr	16.00/hr
Planning Board Secretary	17.44/hr	16.94/hr
Finance Clerk I	17.08/hr	17.73/hr
Recording Clerk	15.35/hr	16.00/hr
Inspection Division Clerk	14.95/hr	15.60/hr
Tax Assessor's Clerk	15.35/hr	16.00/hr
Asst. Planner/GIS Analyst	17.13/hr	21.43/hr
Municipal Court Clerk	11,960	11,960
Municipal Court Judge	6,000	7,000
Municipal Administrator	4,300	4,300
Municipal Prosecutor	0	0

___2. Public Safety

A. Building Inspector/Zoning Official	49,142	50,614
Electrical Inspector (Pt)	6,000	7,000
Plumbing Inspector (Pt)	3,000	3,200
Mechanical Inspector (Pt)	3,000	3,200
Building/Zoning Inspector (Pt)	2,100	10,000
Assistant Electrical Inspector	3,000	2,600
Sealer of Weights and Measures	1	1
Police Chief	72,806	74,626
Administrative Asst to Police Chief	22,308	22,977
EMS Director	5,000	5,500
Zoning Secretary	16.94/hr	16.94/hr

Juvenile Hearing Coordinator	15.00/hr	15.00/hr
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___3. Police Department

Captain	1,056.91/wk	1,099.61/wk
Lieutenant	1,031.33/wk	1,073.00/wk
Sergeant	1,005.74/wk	1,046.37/wk
Detective	980.19/wk	1,019.79/wk
Patrolman (over 1 year)***	941.79/wk	979.84/wk
Probationary (6 mos/1 yr)	808.35/845.39/wk	841.01/879.55/wk

___4. North Smithfield Local 937 Contract

(2) Foreman	21.06/hr	21.77/hr
Animal Control Officer	19.31/hr	19.96/hr
Police Dispatcher (1st shift)	17.49/hr	0
Police Dispatcher (2nd shift)**	17.86/hr	0
Police Dispatcher (3rd shift)**	18.02/hr	0
Police Clerk/Dispatcher (part time)	15.80/hr	0
Mechanic	19.37/hr	20.02/hr
Mechanic/Driver	17.75/hr	18.93/hr
Equipment Operator	17.83/hr	18.48/hr
Truck Driver	17.06/hr	17.71/hr
Laborer P & R	15.29/hr	15.94/hr
Clerk (Highway)	0	0

5. Public Works

DPW Director	61,112	62,949
Water & Sewer Superintendent	48,410	49,864
Water & Sewer Assistant	31,377	32,318
Water & Sewer Cord.	41,096	42,328
Sewer Commission Secretary	20.83/ph	20.83/ph
Custodian (pt)	14,247	14,247
Recycle Cord. (pt)	25.15/ph	25.15/ph
Seasonal Personnel	5,200	5,200
Tree Warden	1,730	1,730
Gate Keeper	0	15,000

Longevity Municipal Personnel

Completion of Five (5) years	3.50%	3.50%
Completion of Ten (10) years	5.50%	5.50%
Completion of fifteen (15) years	6.00%	6.50%
Completion of Twenty (20) years & over	6.50%	6.50%

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Longevity Police Personnel

Completion of Five (5) to Ten (10) years	5.00%	5.00%
Completion of Ten (10) to Fifteen (15) yrs	7.00%	7.00%
Completion of Fifteen (15) years	9.00%	9.00%

Chief of Police

10.00%

11.00%

****Above rates for Police Department include a 2% increase on July 1, 2013 along with a 2% increase on January 2014.**

*****All officers working second shift will receive 1% differential of their hourly rate. All officers working third shift will receive 2% differential of their hourly rate.**

The designation of a yearly salary is a designation of rate of pay only, and shall not be construed to create an employment relationship other than at will.

Benefits, for non-contractual personnel, including but not limited to vacation, personal leave and sick time, shall be governed by Chapter 13 of the Code of Ordinances and any other charter provisions, resolution of May 1, 2006 (relating to retirees) or ordinances relating thereto.

All non-contractual personnel who have elected health insurance coverage benefits shall contribute the greater of \$40 per pay period (\$1,040 per year) toward the premium for a family plan and \$16 per pay period (\$416 per year) for individual plan or the Local 937 current contract amount.

Amendments to Chapter 13 Salaries and Wages - Fiscal Year 2013/14

This ordinance shall become effective upon passage and all

Ordinances or part of Ordinances inconsistent herewith, are repealed.”

OPEN SPACE LAND PURCHASE AT DOWLING VILLAGE

The town has received several extensions by DEM for the grant money and Mr. Zwolenski wanted to be sure there were no snafus with the title search.

Mr. Lombardi is unaware of any problems with the title or bond financing. It is going before the State Property Commission tomorrow. It is possible the Commission could have additional questions.

Mr. McGee once again noted that he is totally against this land purchase.

APPOINTMENT TO ASSESSOR’S BOARD OF REVIEW

There was no appointment.

APPOINTMENT TO BUDGET COMMITTEE

MOTION by Mr. Flaherty, seconded by Mr. Zwolenski, and voted 4 to 0 on a roll call vote to appoint John Winkleman. This is a three-year term that will expire on December 1, 2016.

APPOINTMENT TO CONSERVATION COMMISSION

There was no appointment.

APPOINTMENT TO PERSONNEL BOARD

There was no appointment.

APPOINTMENT OF PLANNING BOARD 2ND ALTERNATE

There was no appointment.

APPOINTMENT OF ZONING BOARD 2ND ALTERNATE

There was no appointment.

ASSISTANT SOLICITOR'S ROLE IN ADVISING THE ZONING BOARD OF REVIEW

The Zoning Board is requesting that the Assistant Solicitor provide written decisions. In the past it has been done by the clerk or the chairman. Ms. Hamilton has spoken with Assistant Solicitor Archambault and he is amenable with an additional fee.

Council members Zwolenski, Yazbak and Flaherty talked about reviewing job descriptions and salaries for both the Town Solicitor and the

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Assistant Town Solicitor in the future. Mr. Yazbak felt the job descriptions for the judges should be included as well.

MOTION by Mr. Zwolenski, seconded by Mr. McGee, and voted 4 to 0

on a roll call vote to approve an additional expenditure for the Assistant Town Solicitor to draft zoning board decisions on a per case basis not to exceed fifteen hours per year.

Mr. Flaherty asked Ms. Hamilton to contact the Personnel Board so they may review.

RESIGNATION FROM ECONOMIC DEVELOPMENT COMMISSION - M. DOWLING

MOTION by Mr. Yazbak, seconded by Mr. McGee and Mr. Zwolenski, and voted 4 to 0 on an aye vote to accept the resignation of Michael Dowling and to send him a letter of appreciation.

PURCHASE OF CAR FOR TOWN ADMINISTRATOR

Ms. Hamilton apprised the Council members that her town car is falling apart. She will try to keep it going but wanted to make them aware that she will need and would like to purchase a new vehicle in the future.

Mr. Flaherty would be in favor of using a private vehicle and reimbursing mileage until such time as another vehicle can be obtained.

CONSENT AGENDA

Mr. Yazbak asked to remove the minutes of November 18, 2013 and the payment of bills.

MOTION by Mr. Yazbak, seconded by Mr. McGee, and voted 4 to 0 on an aye vote to approve the following: 1.) Council minutes of December 2, 2013; 2.) Planning Board minutes of November 21, 2013; 3.) Animal Control Monthly Report for November 2013; 4.) NSF&RS Inc. Monthly Incident Report for November 2013; 5.) NSPD Monthly Activity Report for November 2013; 6.) NS Municipal Court Activity Report for November 2013; 7.) Resolution Re: Newport Pell Bridge Safety from the Town of Jamestown.

Council Minutes of November 18, 2013

Mr. Yazbak asked to include in the minutes that he had a work commitment that evening and actually did arrive at the meeting by 8:30 P.M. but the meeting had adjourned at 8:15 P.M.

MOTION by Mr. Zwolenski, seconded by Mr. McGee, and voted 4 to 0 on an aye vote to amend the minutes of November 18th as requested by Mr. Yazbak.

Payment of Bills

Mr. Yazbak recused as he has clients on the vendor list.

MOTION by Mr. Zwolenski, seconded by Mr. McGee, and voted 3 to 0 on an aye vote to approve payment of the following bills as presented and as recommended by the Finance Director: General Fund - \$499,493.53; Sewer - \$4,546.71; Water - \$1,274.81; School Department

- \$1,498,072.00; and Fire Department - \$195,147.00 for a total of \$2,198,534.05.

MOTION by Mr. Yazbak, seconded by Mr. Zwolenski, and voted 4 to 0 on an aye vote to adjourn at 9:18 P.M.

Respectfully submitted,

Debra A. Todd, Town Clerk