

SPECIAL MEETING NORTH SMITHFIELD TOWN COUNCIL

SEPTEMBER 2, 2014

KENDALL-DEAN SCHOOL AUDITORIUM

7:00 P.M.

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

EXECUTIVE SESSION

MOTION by Mr. Zwolenski and Ms. Alves, seconded by Mr. Yazbak, and voted 4 to 0 on a roll call vote to enter into executive session at 7:03 P.M. pursuant to RIGL 42-46-5(A)(1) to discuss an extension of contract for Police Chief Reynolds.

MOTION by Mr. Zwolenski, seconded by Mr. Yazbak, and voted 4 to 0 on a roll call vote to come out of executive session at 7:15 P.M. and to seal the minutes. No motions were made and no votes were taken.

NICHOLSON REVIEW OF 2013 TAX ROLL ABATEMENTS AND TAX ASSESSOR'S OFFICE

Mr. Yazbak has not heard anything to date from Mr. Nicholson but he will be happy to contact him on the status of an update for the September 15th meeting.

This was continued to September 15, 2014.

ABATEMENTS

Mr. Yazbak recused from this discussion as he has clients on the list.

Finance Director Brenda MacDonald noted there was a correction to the account of Alberta Nield. The correct amount should be \$708.20.

MOTION by Mr. Flaherty and seconded by Mr. Zwolenski that the list provided to the Council for future abatements will be for those accounts in excess of \$1,500.00.

Mr. Zwolenski would still like to see the name of the company/person and the account number on the list.

The MOTION was approved 3 to 0 on a roll call vote.

MOTION by Mr. Zwolenski, seconded by Ms. Alves, and voted 3 to 0 on a roll call vote to accept the report as amended by the Finance Director.

ZONING VIOLATIONS

In a memo to the Council members, Town Planner Robert Ericson referred to Sec. 6.8 of the zoning ordinance that states a permitted accessory building may cover up to 25 percent of a side or rear yard but may not be placed within ten (10) feet of a lot line. No accessory

buildings or structures shall be located nearer than ten (10) feet to a principal building unless such accessory building or structures are attached to the principal building. Mr. Ericson noted this has been discussed at a Planning Board meeting and those members do not feel the need to make a change to the ordinance. They felt there should be dialogue between neighbors and if that doesn't work, then perhaps mediation might work.

It concerned Mr. Zwolenski that the zoning ordinance does not address accessory buildings in a front yard.

Mr. Ericson agreed to look at zoning ordinances from other cities/towns and to bring a couple back to the Council.

September 2, 2014

OUTDOOR SOUND SYSTEM PERMIT

The Frehill Council Knights of Columbus is requesting an outdoor sound system permit for a car show to be held at the North Smithfield Middle School on October 5, 2014 from 10:00 a.m. to 2:00 p.m. to raise money for their scholarship fund.

MOTION by Mr. Yazbak, seconded by Mr. Zwolenski, and voted 4 to 0 on an aye vote to approve the permit.

1ST READING SALARIES AND WAGE ORDINANCE

MOTION by Mr. Yazbak, seconded by Mr. Zwolenski, and voted 4 to 0 on a roll call vote to accept the ordinance for a first reading.

Mr. Yazbak suggested that the Council may want to wait for the second reading until after the Council 94 contract is ratified.

1ST READING ORDINANCE RE: STABILIZATION OF TAXES FOR SOLAR- AND WIND-POWERED SYSTEMS

This ordinance would allow city or town councils to exempt from taxation any renewable energy system located in the city or town.

Mr. Yazbak was fine with a local company or residence installing solar panels to generate their own electricity; however, he was not interested with having a company come to town, set up a farm and then sell to National Grid. He doesn't feel that would be fair.

Mr. Ericson understood and thought it may be an advantage if companies use it for internal purposes.

Mr. Flaherty felt the ordinance could be amended by adding wording such as, the energy needs "of the property at which it is located" for a period of 20 years from date of installation.

MOTION by Mr. Flaherty, seconded by Mr. Zwolenski, and voted 3 to 1

on a roll call vote (Mr. Yazbak voted no) to consider this the first reading.

MOTION by Mr. Zwolenski, seconded by Mr. Yazbak, and voted 4 to 0 on a roll call vote to add discussion of the resolution pertaining to options for uses of the ATP building to the end of the agenda.

AWARD OF BID FOR TWO (2) POLICE VEHICLES

MOTION by Mr. Yazbak, seconded by Mr. Zwolenski, and voted 4 to 0 on a roll call vote to award the bid for two police vehicles (Ford Focus) to Imperial Municipal Partners for the amount of \$38,480.25 based upon the recommendations of the Finance Director and the Town Administrator with funding to come from the police department detail account.

RESOLUTION RE: PURSUING USE OF THE ATP MANUFACTURING FACILITY

The resolution had been adopted at the prior Council meeting but needed to be put in proper form.

Mr. Zwolenski had concerns with the fourth paragraph in that it was not specific as to what kind of redevelopment might occur in the building. He would like to see the building used more for commercial purposes and he asked that further discussion of the resolution be placed on the meeting of September 15th.

EXECUTIVE SESSION

MOTION by Mr. Yazbak, seconded by Ms. Alves, and voted 4 to 0 on a roll call vote to enter into executive session at 7:55 P.M. pursuant to RIGL 42-46-5(A)(2) Sessions pertaining to collective bargaining or litigation or work sessions pertaining to collective bargaining or litigation to discuss the Town of North Smithfield v. Desper in Municipal Court and pending pension litigation.

MOTION by Mr. Zwolenski, seconded by Ms. Alves, and voted 4 to 0 on a roll call vote to come out of executive session at 8:29 P.M. and to seal the minutes. No motions were made and no votes were taken.

MOTION by Mr. Yazbak, seconded by Ms. Alves, and voted unanimously on an aye vote to adjourn at 8:30 P.M.