

**Due to Governor's Executive Order, public will not be allowed to attend except through the following options:

Participation does not require a computer. You may use a phone to participate by calling the number listed:
Call in #: (301) 715-8592
Meeting ID: 944 5764 7452

For those with a computer:

Please join the meeting from your computer, tablet or smartphone by clicking on this link:

<https://zoom.us/j/94457647452>

Documents related to the meeting will be posted on the Town Council's page of the Town's website on Monday, November 16, 2020 at 4:00 p.m., see link here:

<https://clerkshq.com/NorthSmithfield-ri>

Helpful links for those unfamiliar with Zoom:

- This link provides a test meeting scenario: <https://zoom.us/test>
- Instructions for joining a meeting are available at: <https://support.zoom.us/hc/en-us/articles/201362193-How-Do-I-Join-A-Meeting->
- Which web browser should I use? <https://support.zoom.us/hc/en-us/articles/201362593-LaunchingZoom-from-a-web-browser>

I. OPEN MEETING – PRAYER – PLEDGE

II. ROLL CALL

III. OPEN FORUM PURSUANT TO 42-46-6 (d) (Maximum 15 minutes)

IV. EXECUTIVE SESSION (Closed Session)

- A. Discussion by Council Vote or Other Action on RIGL 42-46-5(A)(2) Sessions pertaining to collective bargaining or litigation or work sessions pertaining to collective bargaining or litigation:
1. PRIME Healthcare Services-Landmark, LLC and PRIME Healthcare Services-Landmark MOB, LLC v. Sarah Frew, in her capacity as Tax Assessor of the Town of North Smithfield, Rhode Island, C.A. No. PC-2018-5702;
 2. PRIME Healthcare Services-Landmark, LLC and PRIME Healthcare Services-Landmark MOB, LLC v. Michelle Mariani, in her capacity as Tax Assessor of the Town of North Smithfield, Rhode Island, C.A. No. PC-2019-10662;
 3. PRIME Healthcare Services-Landmark, LLC and PRIME Healthcare Services-Landmark MOB, LLC v. Michelle Mariani, in her capacity as Tax Assessor of the Town of North Smithfield, Rhode Island, C.A. No. PC-2020-00895;
 4. PRIME Healthcare Services-Landmark, LLC and PRIME Healthcare Services-Landmark MOB, LLC v. Michelle Mariani, in her capacity as Tax Assessor of the Town of North Smithfield, Rhode Island, C.A. No. PC-2020-06428

V. NORTH SMITHFIELD TOWN COUNCIL SITTING AS THE BOARD OF LICENSE COMMISSIONERS

- A. Discussion by Council, Vote or Other Action on new Mobile Food Truck License for RP Winkelton Inc. d/b/a Sunnyside on the Street
1. Discussion by Council, Vote or Other Action on Annual License
 2. Discussion by Council, Vote or Other Action on the following locations:
 - a. Private Function on Bourget Court – 11/28/2020
 - b. Proulx's Sunoco at 1047 Eddie Dowling Highway, 1 morning per week – 9 a.m. to noon
 - c. Green Development Solar Farm on Iron Mine Hill Road, 1-2 mornings per week – 9 a.m. to 1 p.m.
- B. Discussion by Council, Vote or Other Action on Renewal of Yearly Licenses
1. LIQUOR LICENSES (All licenses are subject to certificate of good standing, payment of town taxes, approval from DOH, insurance certificate, fire inspection, and TIPS certification)
V-H, Inc. d/b/a Village Haven located at 90 School Street (Class BV)
Blazin Wings Inc. d/b/a Buffalo Wild Wings #558 located at 55 Dowling Village (Class BV) (Coin Ops/Pool Tables/Juke Box License)
TDM Enterprises d/b/a Gators Pub located at 1402 Victory Highway (Class BV) (Entertainment License)

Lindy's Taven located at 98 School Street (Class BV) (**Entertainment License**)
Kash Corporation d/b/a Lotus Fine Thai Cuisine located at 175 Eddie Dowling Highway (Class BV)
Lucky Dog Tavern, Inc. d/b/a Lucky Dog Tavern located at 82 School Street (Class BV) (**Entertainment License**)
North Smithfield Fly Fishing d/b/a The Island located at 1600 Victory Highway (Class D) (**Entertainment License**)
J & M Management Services, LLC d/b/a Tavern 6 Two 1 located at 621 Pound Hill Road (Class BV) (**Entertainment License**)
North Smithfield Wine & Spirits Inc. d/b/a North Smithfield Beverages & More located at 900 Victory Highway (Class A)
Park Square Wine & Spirits LLC d/b/a Park Square Wine & Spirits located at 60 Eddie Dowling Highway (Class A)
ATM Development LLC d/b/a Wide World of Indoor Sports located at 621 Pound Hill Road (Class BVL)
Yuma Fuji Inc d/b/a Yama Fuji located at 900 Victory Highway (Class BV)
Texas Roadhouse Holdings, LLC d/b/a Texas Roadhouse located at 39 Dowling Village Boulevard (Class BV) (**Juke Box License**)
The Frassati Residence d/b/a The Villa at Saint Antoine located at 400 Mendon Road (Class D) (**Entertainment License**)
Sayles Hill Rod & Gun Club Inc. located at 71 Sayles Hill Road (Class D)
Jonathan Branchaud Inc. d/b/a Coffee & Cream Restaurant located at 900 Victory Highway (Class BVL)
Turoyo Inc. d/b/a Lower Level Bar & Grille located 175 Eddie Dowling Highway

2. VICTUALLING LICENSES (All licenses are subject to payment of town taxes, approval from DOH, and fire inspection)

The Budding Violet and Red White & Brew located at 601 Great Road
JSC Management Group LLC d/b/a Burger King located at 66 Eddie Dowling Highway
Cagney Food Service located at 1186 Eddie Dowling Highway
Cagney Food Service located at 621 Pound Hill Road
***Colbea Enterprises LLC d/b/a Seasons Corner Market** located at 780 Great Road (**Extended Hours License**)
***CT Gas** located at 503 Smithfield Road (**Extended Hours License**)
Cumberland Farms Inc. d/b/a Cumberland Farms #1274 located at 901 Victory Highway
***Dan's Management – Dowling Donuts d/b/a Dunkin' Donuts** located at 120 Eddie Dowling Highway (**Extended Hours License**)
***Dan's Management – Slate Donuts d/b/a Dunkin' Donuts** located at 941 Victory Highway (**Extended Hours License**)
Firehouse Pizza Shop II located at 639 Great Road
Hercules & Family Inc. d/b/a Hercules Beef Wings & Pizza located at 7 Main Street
Quik Stop Deli located at 11 Main Street
***Rustic Acquisition LLC d/b/a Rustic Tri-View Drive In** located at 1195 Eddie Dowling Highway (**Theater License**)
The Stop & Shop Supermarket Co LLC d/b/a Stop & Shop Supermarket #721 located at 595 Smithfield Road
Subway located at 99 Eddie Dowling Highway
GM Foods Inc d/b/a Subway located at 900 Victory Highway
***L/M Taco RI Inc. – DV III LLC d/b/a Taco Bell** located at 2 Dowling Village Boulevard (**Extended Hours**)
Wal-Mart Stores East LP d/b/a Walmart #2225 located at 120 Eddie Dowling Highway
Wendy's Properties LLC – The Wendy's Company d/b/a Wendy's located at 77 Eddie Dowling Highway
Wright's Dairy Farm Inc d/b/a Wright's Dairy Farm & Bakery located at 200 Woonsocket Hill Road
***C & L NS LLC d/b/a Denny's #8781** located at 44 Dowling Village Boulevard (**Extended Hours License**)
Diene Group LLC d/b/a Domino's located at 900 Victory Highway
Rise Up Nutrition RI located at 900 Victory Highway
***Trinity Management Co LLC d/b/a McDonald's** located at 12 Eddie Dowling Highway (**Extended Hours License**)
3. HOLIDAY LICENSES (All licenses are subject to payment of town taxes and fire inspection approval)

Augusto Inc. d/b/a Brigido's Fresh Market located at 900 Victory Highway

Aldi located at 11 Dowling Village Boulevard
Branch Village Pool & Spa Needs located at 643 Great Road
Rhode Island CVS Pharmacy LLC d/b/a CVS/Pharmacy #326 located at 120 Eddie Dowling Highway
I Case Depot LLC d/b/a Cellairis located at 7 Dowling Village Boulevard
General Nutrition Corp d/b/a GNC #3607 located at 23C Dowling Village Boulevard
KV Nails located at 645 Great Road
Kohl's Dept Stores d/b/a Kohl's #1549 located at 35 Dowling Village Boulevard
Leeway Inc. d/b/a Leeway Ace Hardware located at 790 Great Road
Great Road General Inc. d/b/a Li'l General Store located at 659 Great Road
Lowe's Home Centers LLC d/b/a Lowe's Home Centers #2723 located at 19 Dowling Village Boulevard
Mattress Firm Inc. d/b/a Mattress Firm #170010 located at 23 Dowling Village Boulevard
Minnesota Regis Corp d/b/a Smartstyle #3972 located at 7 Dowling Village Boulevard
Pearl's Candy & Nuts located at 4 Eddie Dowling Highway
DV VII LLC d/b/a PetSmart #2359 located at 15 Dowling Village Boulevard
Phantom Fireworks Eastern Region LLC d/b/a Phantom Fireworks located at 886 Eddie Dowling Highway
Redbox Automated Retail LLC d/b/a Redbox located at 7 Eddie Dowling Highway, 120 Eddie Dowling Highway, 595 Smithfield Road
Show Nails & Spa located at 23D Dowling Village Boulevard
The Ski Shop Plus located at 859 Eddie Dowling Highway
The Stop & Shop Supermarket Co LLC d/b/a Stop & Shop Fuel Facility #721 located at 35 Eddie Dowling Highway
U-Haul Company of Rhode Island d/b/a U-Haul Center of North Smithfield located at 408 Eddie Dowling Highway
Classic Village Jewelers & Gifts Inc located at 638A Great Road
Haris Brothers Inc d/b/a Sam's Food Store located at 948 Eddie Dowling Highway
Walgreen Eastern Co, Inc. d/b/a Walgreens #19165 located at 900 Victory Highway

4. MISCELLANEOUS LICENSES (All licenses are subject to payment of town taxes and fire inspection approval)

Bernard's Auto Parts Inc. located at 1115 Iron Mine Hill Road (**Junk Yard License**)
Northern Flea Market located at 1260 Eddie Dowling Highway (**Flea Market License**)
Cozy Quarters Pet Inn Inc. located at 89 Old Sayles Hill Road (**Board Cats & Dogs**)
Traveler's Motor Lodge located at 1210 Eddie Dowling Highway (**Hotel/Motel License**)
Hi-on-a-Hill Boarding Kennel located at 836 Old Smithfield Road (**Board Cats & Dogs**)
Jalbram LLC d/b/a Hilltop Inn located at 797 Eddie Dowling Highway (**Hotel/Motel License**)
C & B Scrap d/b/a Leo's Auto Parts located at 955 Iron Mine Hill Road (**Junk Yard License**)
Lulu's Krazy Daisy LLC located at 706 St. Paul Street (**Second Hand License**)
Northeast Auto Recycling Inc. located at 16 Canal Street (**Junk Yard License**)
North Smithfield Auto Recycling located at 1859 Pound Hill Road (**Junk Yard License**)
KMD Hockey LLC d/b/a Rhode Island Sports Center located at 1186 Eddie Dowling Highway (**Skate Rink & Coin Ops License**)
Personal Touch Cleaners located at 475 Eddie Dowling Highway (**Dry Cleaners License**)
TDM Enterprise – Avalon Entertainment LLC d/b/a Gator's Pub located at 1306 Victory Highway (**Coin Ops License**)
PBW located at 197 Rocky Hill Road (**Second Hand License**)

VI. PROPOSAL TO ABANDON PORTION OF STONEY DRIVE

- A. Continuation of Public Hearing
- B. Discussion by Council, Vote or Other Action on proposal to abandon portion of Stoney Drive

VII. DISCUSSION BY COUNCIL, VOTE OR OTHER ACTION ON PAYMENT OF BILLS

VIII. DISCUSSION BY COUNCIL, VOTE OR OTHER ACTION ON CONSENT AGENDA

All items listed in this section are considered in one motion. There will be no separate discussion of these items unless a Councilor so requests, in which event the item will be removed from the consent agenda.

- A. Town Council Minutes of October 19 and November 2, 2020
- B. Communications
 - 1. Animal Control Monthly Report for October 2020
 - 2. NSPD Monthly Report for October 2020

3. NS Municipal Court Monthly Report for October 2020
4. NSFD Monthly Report for September and October 2020
5. Resolution from the Town of Portsmouth Relating to State Assistance During the COVID-19 Emergency
6. Communication (abutter's notice) from The Mensing Group LLC regarding a proposed marijuana cultivation and product management establishment that will be located at 616 Douglas Street, Uxbridge, MA

IX. DISCUSSION BY COUNCIL, VOTE OR OTHER ACTION ON SPECIFIC ITEMS REMOVED FROM CONSENT AGENDA ABOVE

X. OLD BUSINESS

- A. Discussion by Council, Vote or Other Action on Update on Municipal Building Review Task Force – Mr. Vadenais
 1. Saccoccio & Associates Invoice #18017-28
 2. Saccoccio & Associates Invoice #18017-30
- B. Discussion by Council, Vote or Other Action on Town Ordinance Section 6-3.13, Historic Residence – Tax Credit
 1. Continuation of Public Hearing
 2. Discussion by Council, Vote or Other Action on Second Reading (as Amended)

XI. NEW BUSINESS

- A. Discussion by Council, Vote or Other Action on the Council 94, AFSCME, AFL-CIO, Local 937 Contract for a one-year period
 1. Public Hearing
 2. Discussion by Council, Vote or Other Action on ratification of the Council 94, AFSCME, AFL-CIO, Local 937 Contract for a one-year period
- B. Discussion by Council, Vote or Other Action on Request for Abatement/Waiver of Late Payment Charge Penalties Imposed Pursuant to RIGL 44-5-8
 1. Request by Brian Sweetland for abatement/waiver of late payment interest charge penalties imposed pursuant to RIGL 44-5-8 regarding the estate located at 14 Lapre Road (Assessor's Plat 6 Lot 152)
- C. Discussion by Council, Vote or Other Action on Supplemental Bills – Ms. DeJesus
- D. Discussion by Council, Vote or Other Action on School Bonds
 1. STV/DPM Invoice #90018200
 2. STV/DPM Invoice #90018591
 3. Gilbane Building Company Change Order #3
 4. Gilbane Building Company Change Order #6
- E. Discussion by Council, Vote or Other Action on Green Site Services Group Inc Invoice #200046 for the Department of Public Works – Ms. DeJesus
- F. Discussion by Council, Vote or Other Action on the purchase of Road Salt – Ms. DeJesus
- G. Discussion by Council, Vote or Other Action on Trash Collection at High Rocks Condominiums at 1 Tupperware Drive – Mr. Osier
- H. Discussion by Council, Vote or Other Action on Signage related to entering North Smithfield on Major Routes such as Route 5, Route 7, Route 102, Route 146A, and others deemed appropriate for signage – Mr. Osier
- I. Discussion by Council, Vote or Other Action on Action on Planning Board Memo
- J. Discussion by Council, Vote or Other Action on Halliwell comprehensive land use analysis, RFQ/P and cost proposals bid process; selection of firm – Mr. Ezovski
- K. Discussion by Council, Vote or Other Action on Halliwell Property and RFQ Process – Mr. Kravitz
- L. Discussion by Council Vote or Other Action
 1. PRIME Healthcare Services-Landmark, LLC and PRIME Healthcare Services-Landmark MOB, LLC v. Sarah Frew, in her capacity as Tax Assessor of the Town of North Smithfield, Rhode Island, C.A. No. PC-2018-5702;
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- M. Discussion by Council, Vote or Other Action to Award Traffic and Civil Engineering Design Services in accordance with Commerce RI 2020 Site Readiness Grant Program. Services involve civil and traffic engineering analysis of relocation on Northbound ramp to Route 146 at Pound Hill Road, and new access road to the Branch Village Redevelopment District connecting Great Road to Pound Hill Road – Mr. Kravitz
- N. Discussion by Council, Vote or Other Action regarding Escrow Agreement by and among **GDIM 1, LLC; GDIM 2, LLC; GDIM 3, LLC; GDIM 4, LLC; GDIM 5, LLC; GDIM 6, LLC; GDIM 7, LLC; GDIM 8, LLC; and GDIM 9, LLC**, (collectively, the “Tenant”), and the **Town of North Smithfield**, Rhode Island (the “Town” or the “Escrow Agent”) in conjunction with the development and installation of the photovoltaic solar energy systems (collectively, the “System”) on the properties located in North Smithfield, Rhode Island at: (a) 1115 Iron Mine Hill Road, Plat 16, Lot 6; (b) Off N. Smithfield Expressway, Plat 12, Lot 136B; (c) Off N. Smithfield Expressway, Plat 12, Lot 137; (d) 0 Iron Mine Hill Road, Plat 17, Lot 175; and (e) 11 Prince Road, Plat 13, Lot 12 (collectively, the “Property”)
- O. Discussion by Council, Vote or Other Action on authorization to purchase Rescue Engine Fire Truck

XII. ADJOURN

Individuals requesting special assistance should contact the Town Clerk’s Office at 767-2200, ext. 326 seventy-two (72) hours in advance of the meeting date.

Agenda posted November 12, 2020