



**SMITHFIELD TOWN COUNCIL
MEETING
SMITHFIELD TOWN HALL
TOWN COUNCIL CHAMBERS
64 FARNUM PIKE
TUESDAY, MAY 21, 2013
6:15 P.M.**

CLOSED SESSION

6:15 p.m.: Motion to convene in closed session pursuant to RI General Laws, Sec. 42-46-5(a)(1), Personnel, to interview Candace McCall for possible appointment to a Town Board or Commission; and Sec. 42-46-5(a)(2), Collective Bargaining: status of union negotiations.

AGENDA

- I. Regular meeting called to order at 7:00 p.m.
- II. Prayer
- III. Salute to the Flag
- IV. Emergency evacuation and health notification
- V. Presentations:
 - Rhode Island State Trooper Roupem Bastajian
 - Cystic Fibrosis Foundation MA-RI Chapter
 - Whatmough Family
 - Smithfield EDC – Town clustering/branding strategy
- VI. Minutes:
 - A. Move that the minutes of the April 30, 2013 Work Session and the May 7, 2013 Town Council Meeting open and closed sessions be approved, as recorded.
- VII. Consider, discuss and act upon the following possible appointment:
 1. Smithfield Planning Board with a term expiring May 2016:
 - Catherine Lynn (reappointment)
- VIII. Public Hearings:
 - A. Consider scheduling a Public Hearing on June 18, 2013, to amend Zoning Ordinance Article 4 – Use Regulations -- Section 4.4E – Outdoor Recreation Uses, Item E-4 Outdoor Movie Theater, Commercial Amusement Park or Race-track and Section 4.6 Uses Prohibited in All Districts, Item D. Outdoor Movie, Amusement Park, Racetrack (as delineated in §4.4E-4).

- B. Conduct a Public Hearing to consider approving a new Victualling License for JMK Enterprises, Inc. d/b/a “Smithfield Mobil”, 364 Putnam Pike, with the extension of hours to be Monday to Sunday 24 hours, subject to compliance with all State regulations, local ordinances, and final approval from the Rhode Island Department of Health.
- C. Consider scheduling a public hearing on proposed amendments to the Zoning Ordinance and Zoning Map for property located at 355 Putnam Pike and Esmond Street more particularly described as Assessor’s Plat 29/Lot 66A, Assessor’s Plat 30/Lots 20, 29, 30, 30A, 31, 31A, Assessor’s Plat 35/Lots 13, 21, 22. Proposed map amendment would include changing the designation of Assessor’s Plat 29/Lot 66A; Assessor’s Plat 30/Lots 20 and Assessor’s Plat 35/Lots 13, 21, 22 from Commercial (C) to Planned Development (PD). Amendments to the Planned Development district are proposed for the subject property only and involve adding additional permitted uses to the district, amending dimensional and density standards, parking, landscaping, signage, circulation, building area, etc.

IX. Licenses and Permits:

- A. Consider approving the annual renewal of five (5) Peddler’s Licenses, as listed, as applied, subject to compliance with all State regulations and local ordinances:
 - 1. A & W of Rhode Island, Inc. d/b/a “A & W”, to sell only plants, flowers, and Christmas trees, 460 Putnam Pike
 - 2. CALM Enterprises, Inc. d/b/a “Del’s of Smithfield”, to sell only frozen desserts from a truck with RI Reg. numbers 25833, 126485, and 51697 only, 115 Pleasant View Avenue
 - 3. CALM Enterprises, Inc. d/b/a “Del’s of Smithfield”, to sell only frozen lemonade from a pushcart with RI Reg. #55218 only, 115 Pleasant View Avenue
 - 4. Marshall Gorden d/b/a “Wolfe Novelties”, to sell only balloons and souvenirs, 140 Vancouver, Warwick, RI
 - 5. Palagis 2000, Inc. d/b/a “Palagis Ice Cream”, to sell only frozen desserts from a truck with RI Reg. #974 , 55 Bacon Street, Pawtucket, RI
- B. Consider scheduling a Show Cause Hearing on June 18, 2013 to consider the possible suspension, revocation, or other sanction regarding the listed Holiday Licenses due to non-renewal or non-compliance with the conditions of renewal:
 - 1. Estate Liquidation Sevices, LTD d/b/a “Stillwater Antique Center”, 711 Putnam Pike
 - 2. Joseph Penrose d/b/a “Anytime Fitness”, 446 Putnam Pike

3. Kohl's Department Stores, Inc. d/b/a "Kohl's #547", 371 Putnam Pike
4. Lerner New York, Inc. d/b/a "New York & Co, #725", 371 Putnam Pike
5. The Home Depot USA, Inc. d/b/a "The Home Depot #4262", 371 Putnam Pike

X. Old Business: none

XI. New Business:

- A. Consider authorizing an RFP on behalf of the School Department for boiler cleaning.
- B. Consider authorizing an RFP on behalf of the School Department for #2 heating fuel.
- C. Consider, discuss and act upon a one-year extension to the existing contract for Road Rehabilitation.
- D. Consider, discuss and act upon a one-year extension to the existing contract for line striping.
- E. Consider, discuss and act upon a one-year extension to the existing contract for road sand.
- F. Consider, discuss and act upon a petition filed by the Zoning Official pursuant to Zoning Ordinance Article 4 §4.1(2) for a determination of the classification of a use not specifically listed in the District Use Regulations. Said petition is made relative to a property at 2 Esmond Street for Rhode Island Caregivers Inc.
- G. Consider, discuss and act upon a petition filed by the Zoning Official pursuant to Zoning Ordinance Article 4 §4.1(2) for a determination of the classification of a use not specifically listed in the District Use Regulations. Said petition is made relative to a property at 615 Putnam Pike for Big Brothers Big Sisters of the Ocean State.
- H. Consider, discuss and act upon a donation not to exceed \$3,000 for the Deerfield Park Cross Country Trail.
- I. Consider, discuss and act upon a donation of \$250 for the Coyne Family Fire Fund.
- J. Consider authorizing a Resolution concerning legislation for schools.
- K. Consider, discuss and act upon appointment of the Town Moderator for the Financial Town Meeting.

XII. Public Comment

- XIII. Announce any closed session votes required to be disclosed pursuant to RI General Laws, Sec. 42-46-4.
- XIV. Adjournment.

AGENDA POSTED: FRIDAY, MAY 17, 2013

The public is welcome to any meeting of the Town Council or its sub-committees. If communication assistance (readers/interpreters/captions) or any other accommodation to ensure equal participation is needed, please contact the Smithfield Town Manager's office at 401-233-1010 at least forty-eight (48) hours prior to the meeting.