

NORTH SMITHFIELD CODE OF ORDINANCES
SECTION 2-221

Town Administrator - Authority to settle property damage claims.

(a) In the event that the Town of North Smithfield, its employees, vehicles, equipment or the like negligently cause property damage within the town, and said damage can be repaired utilizing town equipment and resources, said damage may be corrected by the town.

(b) Notwithstanding the provisions of G.L. (1956) 45-15-5, Said claims may be addressed as follows:

(1) Upon written notice, the town administrator shall determine the town's responsibility for the alleged damage, and shall obtain from the director of public works his estimate of cost to the town for repair.

(2) a. If the director of public works certifies that the cost of repair to the town is less than \$1,000.00, the town administrator may, in his/her discretion, direct that the corrective work be performed, utilizing town employees, equipment, and resources.

b. The town administrator shall notify the town council, at its next regularly scheduled meeting, of the claim, the certification of work, and the town administrator's authorization for repair.

c. If the director of public works certifies that the cost of repairs to the town exceeds \$1,000.00, then the claim shall be forwarded to the town council, with all supporting documentation, for consideration at its next regularly scheduled meeting.

d. In the event that the town administrator or the town council, as the case may be, finds that the town is not responsible and denies the claim, then in such event the provisions of G.L. (1956) § 45-15-5 shall prevail.