

## **August 16, 2010 - Regular Town Council Meeting**

**At a Regular Meeting of the Town Council of the Town of Middletown, RI, held at the Middletown Town Hall on Monday, August 16, 2010 at 7:00 P.M.**

**Council President Christopher T. Semonelli, Presiding**

**Vice Chairman Richard Cambra**

**Councillor M. Theresa Santos**

**Councillor Edward J. Silveira, Jr.**

**Councillor Barbara A. VonVillas, Members Present**

**Councillor Frank A. Bozyan, Absent**

**Councillor Robert J. Sylvia**

**Vice Chairman Cambra requested that item #2 to be heard under the Town Council portion of the docket.**

## **CONSENT CALENDAR**

### **1. Approval of Minutes – Regular Meeting, July 19, 2010.**

**On motion of Vice Chairman Cambra, duly seconded, it was voted unanimously to approve said minutes.**

### **2. Email Communication of Attorney Christine Weglowski Forster, with enclosure, re: East Bay Energy Consortium Progress Report.**

**Council President Semonelli reviewed the East Bay Energy**

**Consortium Progress Report entered here:**

**On motion of Vice Chairman Cambra, duly seconded, it was voted unanimously to receive said email communication and report.**

**3. Communication of Jack Reed, United States Senator, re: Federal Funding submitted by the Town of Middletown.**

**On motion of Vice Chairman Cambra, duly seconded, it was voted unanimously to receive said communication.**

**4. Resolution from the Town of Narragansett, re: Requesting support for the suspension of the current catch share/sector management in the Northeast implemented by the National Oceanic and Atmospheric Administration.**

**On motion of Vice Chairman Cambra, duly seconded, it was voted unanimously to receive said resolution.**

**5. Application for Special Event Permit from Newport Film for the Newport Film Outdoors Free Screening to be held at the Norman Bird Sanctuary on Wednesday, August 25, 2010 from 8pm to 10 pm.**

**On motion of Vice Chairman Cambra, duly seconded, it was voted unanimously to grant said permit.**

**6. Communication of Michael Schnack, President, Jamestown Town Council, re: Invitation to Congress of Councils meeting to be held on Wednesday, September 8, 2010.**

**On motion of Vice Chairman Cambra, duly seconded, it was voted unanimously to receive said communication.**

## **TOWN COUNCIL**

- 1. Communication of Councillor Santos, with enclosures, re: Reconsideration of resolution regarding rent from Head Start.**

**On motion of Vice Chairman Cambra, duly seconded, it was voted unanimously to receive said communication.**

**Councillor Santos explained that after further investigation of rents received by the Town, she discovered that all rents with the exception of Head Start rent are placed in the general fund. Ms. Santos recommends that the Head Start rent be placed in the general fund.**

**Council President Semonelli noted his opposition to placing the Head Start rent into the general fund. Mr. Semonelli explained that this procedure has been followed for at least ten years and suggests not altering the process.**

**Councillor VonVillas noted that the action to place the Head Start rent into the general fund is a budgetary action.**

**Councillor Silveira noted his support in placing the Head Start rent into the general fund.**

**Arleen Kaull, Middletown Senior Center Director, addressed the Council explaining that the designated account for the Head Start rent was established in lieu of rent. Ms. Kaull noted that when a prior Council requested rent from Head Start, the rent was used to maintain the facility and matching grant monies.**

**On motion of Councillor Santos, duly seconded, it was voted to pass said resolution, entered here:**

**Councillors Santos, Silveira and VonVillas voted YES; Council**

**President Semonelli and Vice Chairman Cambra voted NO to said motion.**

**Council President Semonelli noted that item #3 was requested to be continued.**

**2. Application of Spirit Halloween Superstore, LLC, 1315 West Main Road, Suite 6, for a Holiday License for the 2010-2011 licensing year.  
(NEW)**

**On motion of Vice Chairman Cambra, duly seconded, it was voted unanimously to grant said license.**

**3. Public Hearing (Advertised; Abutters Notified)**

**An Ordinance of the Town of Middletown (First Reading)**

**An Ordinance in amendment to the Town Code of the Town of**

**Middletown, Chapter 152, Zoning Code, reclassification of Lots 8, 9, 9A and 10, TAP 111 from Light Industry (LI) to a new zoning district General Business A (GBA). (Planning Board recommendation attached)**

**On motion of Vice Chairman Cambra, duly seconded, it was voted unanimously to postpone said public hearing to the October 18, 2010 Regular Meeting of the Council with re-notification to abutters at the expense of the petitioner.**

**4. An Ordinance of the Town of Middletown (Second Reading)**

**An Ordinance in amendment to the Town Code of the Town of Middletown, Title XI, Business Regulations, Chapter 110, General Provisions, Section 110.01, Issuance and Renewal of Town Licenses and Permits.**

**On motion of Vice Chairman Cambra, duly seconded, it was voted unanimously to adopt said ordinance on its second reading.**

**5. Communication of Councillor Santos, re: Digging by Gas company on Aquidneck Avenue.**

**On motion of Vice Chairman Cambra, duly seconded, it was voted unanimously to receive said communication.**

**Councillor Santos requested explanation concerning digging on Aquidneck Avenue by the National Grid Gas Company.**

**Public Works Director Tom O'Loughlin, responding the Council Santos, explained that the work on Aquidneck Avenue is on service laterals, which are handled by the National Grid maintenance division.**

**National Grid is actively working to upgrade gas lines within the town. Currently, Forest Avenue is in the design process for a full replacement of the line.**

**Manuel Mello, Beacon Terrace North, addressed the Council explaining that Forest Avenue contains the Town's oldest gas lines. Mr. Mello suggests the Town to request the Gas Company to replace old lines in each road being repaired prior to repaving.**

**6. Communication of Citizens Memorial Committee, with enclosures, re: Donation of a picnic table in memory of Jack Mello.**

**On motion of Vice Chairman Cambra, duly seconded, it was voted unanimously to receive said communication and approve said proposal.**

**7. Communication of Amanda Frye Leinhos, Executive Director, Dr. Martin Luther King Jr. Community Center, re: Appreciation for Town donation of nonperishable food items to the Feed a Friend food pantry.**

**Councillor Santos thanked all who contributed to the food drive. Ms.**

**Santos noted her wish that the incoming Council continue promoting the food drive.**

**On motion of Vice Chairman Cambra, duly seconded, it was voted unanimously to receive said communication.**

**8. Memorandum of Vice Chairman Cambra, re: School Supply Drive.**

**Vice Chairman Cambra reviewed his memorandum entered here:**

**On motion of Vice Chairman Cambra, duly seconded, it was voted unanimously to receive said memorandum.**

**Manuel Mello, Beacon Terrace North, noted that he feels the School Department has the funds for student supplies.**

**9. Communication of Emily Daughan, Financial Coordinator, Middletown Safety Town 2010, re: Request for support of the Safety Town program.**

**On motion of Vice Chairman Cambra, duly seconded, it was voted unanimously to receive said communication and authorize \$200. to be appropriated from the Town Council Presidents discretionary fund.**

**10. Communication of Joyce Morgenthaler, re: Resignation from the Middletown Library Board of Trustees.**

**On motion of Vice Chairman Cambra, duly seconded, it was voted unanimously to receive said communication and accept said resignation with regret.**

**11. Appointment of two (2) members to the Newport County Convention and Visitors Bureau for terms expiring September 2013.**

**On motion of Vice Chairman Cambra, duly seconded, it was voted unanimously to reappoint Robert “Rocky” Kempenaar and Leonard C. Panaggio to the Newport County Convention and Visitors Bureau for terms expiring September 2013.**

**12. Appointment of one (1) member to the Substance Abuse Task Force to complete a term expiring August 2011.**

**On motion of Vice Chairman Cambra, duly seconded, it was voted unanimously to appoint Henry “Rick” Lombardi to the Substance Abuse Prevention Task Force to complete a term expiring August 2011.**

**PUBLIC FORUM SESSION**

**Pursuant to Rule 23 of the Rules of the Council, Citizens may address the town on one (1) subject only, said subject of substantive Town business, neither discussed during the regular meeting nor related to personnel or job performance. Citizens may speak for no longer than five (5) minutes and must submit a public participation form to the Council Clerk prior to the start of the meeting.**

**No one addressed the Council at this session.**

**On motion of Vice Chairman Cambra, duly seconded, it was voted unanimously to adjourn this meeting at 7:45 P.M.**

**Wendy J.W. Marshall, CMC**

**Council Clerk**

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