

## **April 18, 2011 - 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, April 18, 2011 at 6:05 P.M.**

**Council President Arthur S. Weber, Jr., Presiding**

**Vice President Bruce J. Long**

**Councillor Richard Cambra, arrives at 6:10 pm**

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

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

**Councillor Christopher T. Semonelli, Absent**

**Councillor Antone C. Viveiros**

## **PLEDGE OF ALLEGIANCE TO THE FLAG**

## **RECONSIDERATION**

**The Middletown Town Council follows the codification of present-day general parliamentary law as articulated in Robert's Rules of Order Newly Revised 10th edition (2000), together with whatever rules of order the Council has adopted for its own governance. The motion to reconsider is one of the motions that can bring a question again before an assembly, and is designed to bring back for further consideration a motion which has already been voted on:**

**If, in the same session that a motion has been voted on, but no later than the same day or the next day on which a business meeting is held, new information or a changed situation makes it appear that a different result might reflect the true will of the assembly, a member who voted with the prevailing side can, by moving to Reconsider [RONR (10th ed.), p. 304-321] the vote, propose that the question shall come before the assembly again as if it had not previously been considered. (From Robert's Rules of Order Newly Revised In Brief, Robert, Evans et al., De Capo Press, 2004)**

**There were no reconsiderations.**

## **BUDGET REVIEW 6:00 PM**

**Review of FY 2011-2012 Proposed Department Budget –  
Non-Department Specific and Civic Appropriations.**

**Present also were Finance Director Lynne Dible, Deputy Finance  
Director Marc Tanguay and Accounting Manager Deborah Barrett.**

**On motion of Councillor Silveira, duly seconded, it was voted  
unanimously to begin reviewing the Non-Department Specific and  
Civic Appropriation portion of the proposed budget.**

## **Civic Appropriations**

**Town Administrator Shawn Brown explained that Civic Appropriations are grants/appropriations from the Town to local non-profit agencies.**

**Vice President Long requested a list of non-cash benefits received by Civic Appropriation applicants.**

**Discussion centered around level funding the Civic Appropriations, capping the appropriations at the level of FY2010-FY2011 budget and whether to fund new requests.**

**It was the consensus of the Council to cap the Civic Appropriations funding at last year's level.**

## **Non-Department Specific**

**Finance Director Lynne Dible reviewed line by line proposed Non-Dept. Specific Expenses; Accounting Manager Deborah Barrett reviewed line items 54400 Utility Services and 56223 Street Lighting within the following page entered here:**

**Discussion centered around OPEB contributions, investigating the use of LED lighting for street lights and electricity rate changing.**

**Vice President Long questioned the Town Special Revenue funds.**

**Finance Director Lynne Dible, responding to Vice President Long, directed him to tab 10, page 4 concerning the Town Special Revenue funds entered here:**

**On motion of Vice President Long, duly seconded, it was voted unanimously to recess this meeting at 6:50 pm.**

**On motion of Councillor Cambra, duly seconded, it was voted unanimously to reconvene this meeting at 7:00 pm.**

## **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.**

**Paul Mankofsky, 20 Pequot Lane, addressed the Council noting his concern that the structural deficit of the Town has not been addressed. Mr. Mankofsky urged the Council to review the proposed budget line by line.**

## **PRESENTATIONS**

**1. Presentation by LTC, CA Commanding John C. Anderson, SFC William W. Kepler, NCOIC, S2, and CSM Marissa Lopes, 443rd Civil Affairs Battalion, Department of the Army, re: Memorializing an Army Reserve Center in the name of Sergeant Michael Paranzino.**

**Council President Weber explained that an Army Reserve Center is being constructed on the Naval Base and it is the wish of the Army for the Town to support the center to be named after Sergeant Michael Paranzino.**

**On motion of Vice President Long, duly seconded, it was voted unanimously to begin the presentation.**

**LTC, CA Commanding John C. Anderson and SFC William W. Kepler**

**presented the following power point presentation entered here:**

**CSM Marissa Lopes addressed the Council noting that Sergeant Michael Paranzino deserves his name on the facility.**

**2. Resolution of the Council, re: Supporting the approval to memorialize an Army Reserve Center in the name of Sergeant Michael F. Paranzino.**

**On motion of Councillor Cambra, duly seconded, it was voted unanimously to pass said resolution.**

**Councillor Silveira recused himself from acting on the following item of business, #3, due to a possible conflict of interest, business related.**

## **ACTING AS A BOARD OF LICENSE COMMISSION**

**3. Application of K. Wang, Inc. dba Sakura Steak House, holder of a Class BV Alcoholic Beverage License to TRANSFER said License to Mizuyama Japanese Restaurant Corp. dba Mizu Steak House, for use at the same premises. (Requires Advertising for Public Hearing)**

**On motion of Vice President Long, duly seconded, it was voted unanimously to notify said abutters and advertise said application for public hearing to be heard on May 16, 2011.**

**Vice President Long recused himself from acting on items #9 and #10, due to a possible conflict of interest.**

## **CONSENT**

**4. Resolution of the Council, re: Proclaiming April 29, 2011 Arbor Day in the Town.**

**On motion of Councillor Cambra, duly seconded, it was voted unanimously to pass said resolution.**

**5. Resolutions from Rhode Island Cities and Town, re: Requesting support for proposed legislation In Opposition to Binding Arbitration, Acts Relating to Elections and School Housing Project Costs. (See Attached List)**

**On motion of Councillor Cambra, duly seconded, it was voted unanimously to receive said resolutions.**

**6. Memorandum of Town Administrator, with enclosure, re: Surplus Property – 1999 Jeep Cherokee Laredo (police vehicle).**

**On motion of Councillor Cambra, duly seconded, it was voted**

**unanimously to receive said memorandum.**

**7. Applications four (4) from the following named persons, firms and corporations for a Special Event Permit. (See Attached List)**

**On motion of Councillor Cambra, duly seconded, it was voted unanimously to grant said Special Events Permits.**

**8. Applications received from the following named persons, firms or corporations for RENEWAL of Holiday Sales Licenses for the 2011-2012 licensing year. (See Attached List)**

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

**Vice President Long recused himself from acting on the following two**

**items of business #9 and #10 due to a possible conflict of interest.**

**9. Applications received from the following named persons, firms or corporations for RENEWAL of Hawkers Licenses for the 2011-2012 licensing year. (See Attached List)**

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

**10. Applications received from the following named persons, firms or corporations for RENEWAL of Peddlers Licenses for the 2011-2012 licensing year. (See Attached List)**

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

**11. Applications received from the following named persons, firms or corporations for RENEWAL of Amusement Licenses for the 2011-2012 licensing year. (See Attached List)**

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

## **LICENSES & PERMITS**

**12. Application for Special Event Permit from St. George's School for the Camp Ramleh Benefit Yard Sale to be held in the St. George's Hockey Rink on Saturday, June 18, 2011 from 8:00 am until Noon. (Attached is a request for permit fee to be waived)**

**On motion of Vice President Long, duly seconded, it was voted unanimously to grant said Special Event Permit and waive said fee.**

**13. Application of Live to Grow, LLC dba Live to Grow, 936 Aquidneck Avenue for a Holiday License for the 2011-2012 licensing year. (NEW)**

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

## **TOWN COUNCIL COMMUNICATIONS**

**14. Communication of Councillor Cambra, with enclosure, re: Middletown Committee for the Arts.**

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

**Linda Phelan, Chair Middletown Committee for the Arts, addressed the Council noting that the event will be at Paradise Park. Ms. Phelan reviewed the following:**

**It was noted that the estimated cost for the event will be \$1,870. and estimated revenue is \$2,700.**

**Town Administrator Shawn Brown noted that the funding may come from the Parks and Recreation fund. Mr. Brown explained that the committee has done a tremendous amount of work and the event is a great opportunity for the Town.**

**On motion of Councillor Cambra, duly seconded, it was voted unanimously to approve the Middletown Committee for the Arts “Arts Event”.**

## **TOWN ADMINISTRATOR COMMUNICATIONS**

**15. Memorandum of Town Administrator, with enclosures, re: Award of Contract – 2011 Catch Basin Retrofit, Easton’s Point, Esplanade 1 –**

## **Esplanade 2 Catchment Areas.**

**Town Administrator Shawn Brown explained that the contract is for Phase II to retrofit catch basins which will be addressing Easton's Bay closing issues.**

**Town Engineer Warren Hall noted the bid covers 65 individual structures to be replaced or modified within the stormwater system. The improvements reduce accessibility of waste into the system.**

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

**16. Resolution of the Council, re: Award of Contract – 2011 Catch Basin Retrofit, Easton's Point, Esplanade 1 – Esplanade 2 Catchment Areas.**

**On motion of Vice President Long, duly seconded, it was voted unanimously to pass said resolution.**

## **APPOINTMENTS TO BOARDS AND COMMITTEES**

**17. Appointment of two (2) members to the Pension Trust Fund Investment Committee, one term expiring February 2013 and one term expiring February 2014.**

**On motion of Vice President Long, duly seconded, it was voted unanimously to continue this item and request the Town Clerk to advertise for additional applicants on the Town website.**

**18. Memorandum of Councillor Cambra, re: Resignation from the East Bay Community Action Program.**

**On motion of Vice President Long, duly seconded, it was voted unanimously to receive said memorandum and accept resignation.**

**Executive session was cancelled.**

## **EXECUTIVE SESSION**

**Pursuant to provisions of RIGL, Sections 42-46-2., 42-46-4., and 42-46-5. (a) (2) Collective Bargaining (Police, Public Works and Town Hall Unions) and (5) lease – (JFK School) .**

**On motion of Vice President Long, duly seconded, it was voted unanimously to adjourn said meeting at 7:45 P.M.**

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

**Council Clerk**

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