

**At a Regular Meeting of the Town Council of the Town of Middletown,
RI held at the Middletown Town Hall on Monday, July 6, 2015 at 6:00
P.M.**

Council President Robert J. Sylvia, Presiding

Vice President Robert Kempenaar, II

Councillor Henry F. Lombardi, Jr.

Councillor Paul M. Rodrigues

Councillor M. Theresa Santos

Councillor Antone C. Viveiros

Councillor Barbara A. VonVillas, Members Present

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) 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.

EXECUTIVE SESSION

1. Executive Session - Pursuant to provisions of RIGL, Sections 42-46-2, 42-46-4 and 42-46-5 (a) (1) personnel (Non-Classified Municipal Positions) and (2) Potential Litigation.

On motion of Vice President Kempenaar, duly seconded, it was voted unanimously to recess open session and reconvene in executive session at 6:02 p.m.

On motion of Vice President Kempenaar, duly seconded, it was voted

unanimously to recess executive session and reconvene in open session at 7:00 p.m.

Councillor Rodrigues recused himself from Executive Session, Non-Classified Municipal Employees, due to a possible conflict of interest, leaving the session at 6:26 p.m.

Councillor Rodrigues recused himself from the following motion, due to a possible conflict of interest.

On motion of Vice President Kempenaar, duly seconded, it was voted unanimously to approve recommendation of Town Administrator for Non-Classified Municipal Personnel.

On motion of Vice President Kempenaar, duly seconded, it was voted unanimously to seal the executive session minutes pursuant to Section 42-46-7. RIGL.

The Police Color Guard entered the Chambers, presenting the colors in honor of recently deceased retired Police Chief Donald Homen.

Council President Sylvia noted that retired Police Chief Homen was laid to rest today; Chief Homen was sworn in to his position in 1953 and retired in 1978.

PUBLIC FORUM

2. 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. All items discussed during this session will not be voted upon.

Dennis Turano, 195 Tuckerman Avenue, addressed the Council noting concern with the Easton's Point water pollution issues, beach closures, water runoff after construction of new homes in the Easton's Point area and National Grid construction not grading the roads in the area properly.

PRESENTATIONS

3. Citation of Council, re: Jody Sullivan.

On motion of Vice President Kempenaar, duly seconded, it was voted unanimously to present said citation.

Council President Sylvia and Councillor Viveiros presented Jody Sullivan from the Chamber of Commerce a citation and Town Tile in recognition of her retirement.

4. Memorandum of Town Administrator, with enclosure, re: Presentation on K-9 Unit for Middletown Police.

On motion of Vice President Kempennar, duly seconded, it was voted unanimously to receive said memorandum and begin presentation.

Town Administrator Shawn Brown noted that Officer David Guerriero would be presenting a power point presentation to establish a K9 Unit for the Middletown Police Department.

Officer David Guerriero presented the powerpoint presentation to establish a K9 Unit for the Middletown Police Department, which is on file in the Office of the Town Clerk.

Council President Sylvia noted that the Middletown Police Department has a long history with K9's. Mr. Sylvia explained that he

is happy to see the return of K9's to the Department.

Councillor Lombardi noted his support for a K9 unit in the Department.

Councillor Rodrigues noted officer safety is a priority and inquired where the funding would be allocated from.

Town Administrator Shawn Brown noted that the Police Chief will re-prioritize his budget to fund the establishment of a K9 unit in the department.

Councillor Santos inquired what happens when the K9 handler takes a vacation.

Officer David Guerriero, responding to Councillor Santos, noted that

the K9 would also be on vacation.

Vice President Kempenaar noted his support for a K9 unit for the Middletown Police Department.

On motion of Council President Sylvia, duly seconded, it was voted unanimously to support the K9 Unit program.

On motion of Council President Sylvia, duly seconded, it was voted unanimously to recess this meeting at 7:48 pm.

On motion of Council President Sylvia, duly seconded, it was voted unanimously to reconvene this meeting at 7:55 pm.

On motion of Vice President Kempenaar, duly seconded, it was voted unanimously to act as a Board of License Commission.

Vice President Kempenaar recused himself from acting on item #6 of business, due to a possible conflict of interest.

BOARD OF LICENSE COMMISSION

5. Petition of Thomas Ney, President and Donna Marley, Bar Manager, of All-Vets Club, 985 Aquidneck Avenue, re: Request for expansion of Class D Alcoholic Beverage License to provide outdoor service on Saturday, August 29, 2015 for the All-Vets Club Annual Clam Boil.

On motion of Vice President Kempenaar, duly seconded, it was voted unanimously to grant said request.

6. Application of WM Hotel Group, LLC dba Hampton Inn & Suites,

317 West Main Road for a Class BT Alcoholic Beverage License, for use at the same premises. (New; Requires Advertising for Public Hearing and Notification to abutters)

On motion of Councillor Rodrigues, duly seconded, it was voted unanimously to receive said application, advertise for public hearing and notify abutters to be heard on August 17, 2015.

On motion of Council President Sylvia, duly seconded, it was voted unanimously to reconvene as a Town Council.

Vice President Kempenaar noted that items #10 and #13 will be heard under the regular portion of the docket.

CONSENT

7. Approval of Minutes, re: Special Meeting, May 27, 2015.

On motion of Vice President Kempenaar, duly seconded, it was voted unanimously to approve said minutes.

8. Approval of Minutes, re: Regular Meeting, June 1, 2015.

On motion of Vice President Kempenaar, duly seconded, it was voted unanimously to approve said minutes.

9. Approval of Minutes, re: Regular Meeting, June 15, 2015.

On motion of Vice President Kempenaar, duly seconded, it was voted unanimously to approve said minutes.

10. (Continued from April 6, 2015 and May 4, 2015 Regular Meetings)

Memorandum of Town Administrator, with enclosure, re: Draft Report: Impact Fee Study for Sanitary Sewer. (Request of Town Administration to continued this item to September 8, 2015.)

Councillor Viveiros questioned the Sanitary Sewer connection fees.

Town Administrator Shawn Brown explained that residential properties are \$1,000 and a calculation for commercial properties.

On motion of Vice President Kempenaar, duly seconded, it was voted unanimously to receive said memorandum and continue to the September 8, 2015, Regular Meeting of the Council.

11.

Communication of Tax Assessor, re: Cancellation of Taxes for certain Middletown taxpayers.

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

12. Resolution of the Council, re: Cancellation of Taxes for certain Middletown taxpayers.

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

13. Communication of Charlene Rose-Cirillo, Chair Middletown Planning Board, re: Comprehensive Plan implementation priorities – Zoning.

Councillor Viveiros requested that wording be placed in the Comprehensive Community plan prohibiting big box stores.

Discussion centered around prohibiting big box stores, preserving the quality of life in the Town, senior housing within the Comprehensive Community Plan, supporting the Planning Boards recommendation of mix use and the Comprehensive Community Plan is a working document.

Councillor Viveiros requests the Council to consider his proposal to prohibit big box stores in the Town.

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

14. Memorandum of Town Engineer, thru Town Administrator, re: Lower Aquidneck Avenue, RIDOT meeting held on June 18, 2015.

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

15. Memorandum of Finance Director, thru Town Administrator, re: 2013 and 2014 Homeland Security Grant Program (SHSP).

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

16. Memorandum of Finance Director, thru Town Administrator, re: Street Lighting Inventory/Billing Update – National Grid.

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

17. Memorandum of Council President Sylvia, re: Support of eliminating the National Grid standard offer billing adjustment. (Letter also supported by Vice President Kempenaar, Councillor Lombardi, Councillor Santos and Councillor Rodrigues)

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

18. Communication of Robert M. Silva, Esquire, on behalf of Samuel's Realty Company, Inc., Petition to rezone property on Aquidneck Avenue, designated as Lots 108 and 109 on Tax Assessor's Plat 114. (Requires Advertising for Public Hearing and Notification to the abutters; Planning Board Recommendation attached)

On motion of Vice President Kempenaar, duly seconded, it was voted unanimously to receive said petition, advertise for public hearing and notify abutters to be heard on September 8, 2015.

19. Communication of Jo Glenning, Fundraising, MHS, re: Appreciation for support to the MHS Symphonic Bank Spring Concert Silent Auction.

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

20. Communication of Pamela T. Nolan, Town Manger, Town of Narragansett, to RI Senators, re: In Opposition of Senate Bill 961 & House Bill 6278.

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

21. Communication of Pamela T. Nolan, Town Manger, Town of Narragansett, to RI Representatives, re: In Opposition of Senate Bill 961 & House Bill 6278.

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

22. Resolution of Town of East Greenwich, re: School Calendar.

On motion of Vice President Kempenaar, duly seconded, it was voted unanimously to receive said resolution.

23. Resolution of Town of Exeter, re: In Opposition to House Bill 2015-H6100, House Bill 2015-H6100 Substitute A, and any Subsequent Amendments of an Act Relating to Agriculture and Forestry – Right To Farm.

On motion of Vice President Kempenaar, duly seconded, it was voted unanimously to receive said resolution.

24. Application for a Special Event Permit from Manuka Sports Event Management for Race the State to be held on August 9, 2015 from 7:45 am – 10:00 am, event location 3rd Beach/Sachuest Point Road & Purgatory Road.

On motion of Vice President Kempenaar, duly seconded, it was voted unanimously to grant said Special Event Permit.

25. Applications eleven (11) for Special Event Permits from the following named persons for events to be held at Sweet Berry Farm, 915 Mitchell's Lane: 1) Bryce/Capoblanco Wedding on Saturday, July 11, 2015 (5:00 pm to 10:00 pm), 2) Lewis/Fair Wedding on Saturday, July 18, 2015 (4:30 pm to 9:30 pm), 3) Melberg/Hogan Rehearsal Dinner on Friday, August 21, 2015 (5:00 pm to 10:00 pm), 4) Hogan/Paradis Wedding on Saturday, August 22, 2015 (5:00 pm to 10:00 pm), 5) Arruda/Snyder Wedding on Saturday, August 29, 2015 (4:30 pm to 9:30 pm), 6) Aucoin/Anderson Wedding on Sunday, September 6, 2015 (5:00 pm to 10:00 pm), 7) Curci/Pilkington Wedding on Saturday, September 12, 2015 (5:00 pm to 10:00 pm), 8)

DaCruz/Kneynsberg Wedding on Saturday, September 26, 2015 (5:00 pm to 10:00 pm), 9) Petrucci/Bell Wedding on Saturday, October 3, 2015 (5:00 pm to 10:00 pm), 10) Tellier/Laskey Wedding on Friday, October 16, 2015 (5:00 pm to 10:00 pm) and 11) Grailich/Seymour Wedding, Saturday, October 17, 2015 (5:00 pm to 10:00 pm).

On motion of Vice President Kempenaar, duly seconded, it was voted unanimously to grant said Special Event Permits.

Councillor Lombardi recused himself from acting on the following item of business #26, due to a possible conflict of interest.

26. Applications two (2) for Special Event Permits from Newport Film
1) Outdoor film screening to be held at St. George's, 372 Purgatory Road, on Thursday, July 9, 2015 from 6:00 pm to 10:00 pm and 2) Outdoor film screening to be held at Norman Bird Sanctuary, 583 Third Beach Road, on Thursday, September 3, 2015 from 6:00 pm to 10:00 pm.

On motion of Vice President Kempenaar, duly seconded, it was voted unanimously to grant said Special Event Permits.

LICENSES

27. Application of Russell Carlone, Middletown, for a Private Detective License for the 2015-2016 licensing year. (NEW)

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

28. Application for a Special Event Permit from the Aquidneck Land Trust for Fiesta Verde, Annual Gala to be held at Sweet Berry Farm, 915 Mitchell's Lane on Saturday, July 25, 2015 from 6:00 pm to 11:00 pm. (Attached is a request to waive permit fee)

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

ORDINANCES

29.

Communication of Councillor Viveiros, re: To discuss statements in the resolution to ban smoking that may not be accurate and lead to unintended consequences.

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

Councillor Viveiros read the memorandum above into the record. Mr. Viveiros inquired if the ordinance includes the Middletown Campground.

Town Administrator Shawn Brown, responding to Councillor Viveiros explained that the Campground is not included at this time.

On motion of Councillor Viveiros to change wording in the ordinance to ban smoking because it's a nuisance and does not set a good example to the children. (There was not second to this motion, therefore no vote)

30. An Ordinance of the Town of Middletown (Second Reading)

An Ordinance in Amendment to the Town Code of the Town of Middletown, Title XIII General Offenses, Section 130.40 Smoking Prohibited On Public Beaches, Recreational Areas and Parks.

Discussion centered around that the Campground is not included in the ordinance as presented and self enforcement of the ordinance.

On motion of Vice President Kempenaar, duly seconded, it was voted to adopt said ordinance on its second reading; Councillor Viveiros voted NO to said motion.

31. Memorandum of Fire Chief and Finance Director, thru Town Administrator, with enclosures, re: Ambulance Billing Rates and Structure for FY 2016/§36 (46) Fee Schedule – Ambulance Billing Rates.

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

Finance Director Lynne Dible reviewed the memorandum above.

Discussion centered around that there will be no increase in Medicare, due to the change in billing rates and a review of the

Rescue Wagon Fund once the billing goes into effect.

32. An Ordinance of the Town of Middletown (First Reading)

An ordinance in Amendment to the Town Code of the Town of Middletown, Title III Administration, Chapter 36, Fee Schedule, Section (46), Ambulance Billing Rates.

On motion of Vice President Kempenaar, duly seconded, it was voted unanimously to receive said ordinance on its first reading.

OTHER COMMUNICATIONS

33. Communication of Evelyn E. Spiratos, Spiratos Family Limited Partnership, re: Right of Way, Y-1.

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

Discussion centered around ownership of surrounding properties abutting Town Rights of Ways, liability to the Town for persons and vehicles using the rights of ways, sewer easements on rights of ways, placing barriers at the ends of rights of ways, public safety being a priority, the Town Administrator, Town Solicitor, Town Engineer meeting with CRMC and visiting Town Rights of Ways to complete an assessment of the areas and make recommendation to the Council to address issues on Town Rights of Ways.

On motion of Vice President Kempenaar, duly seconded, it was voted unanimously to forward said communication to the Town Administrator for review.

34.

Memorandum of Finance Director, thru Town Administrator, with enclosures, re: School Department –FY2015 and FY2016 restricted

appropriation from the Capital Improvement Program Special Revenue Fund (CIPSRF).

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

Finance Director Lynne Dible reviewed the memorandum above.

Discussion centered around monies for the 2016 CIP project being reallocated from 2015 and monies will be reimbursed to the CIP.

35. Resolution of the Council, re: FY2015 School Department budget adjustments.

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

36. Resolution of the Council, re: FY2016 School Department budget adjustments.

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

37. Communication of Rosemarie K. Kraeger, with enclosure, re: Request funding for professional services pertaining to Facilities Condition Assessment (5 Year Facility Plan) and the Rhode Island Department of Education – Necessity of Construction documentation.

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

Town Administrator Shawn Brown reviewed the memorandum above.

Discussion centered around the CIP savings from the prior docket item, utilizing the savings realized from the prior docket item for this project and the need for an updated facility plan to receive housing aid.

38. Resolution of the Council, re: Approving FY 2016 School Department budget adjustments for the School 5-Year Facility Plan.

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

TOWN ADMINISTRATOR

39.

Memorandum of Town Administrator, with enclosures, re: Letters of USF&W regarding improvements to Sachuest Point area.

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

Town Administrator Shawn Brown reviewed the memorandum above and item #40 and #41.

40. Resolution of the Council, re: Authorizing the Town Administrator to execute construction easement with US Fish & Wildlife Service to use the Third Beach parking areas for the purpose of supporting the Sachuest Bay and Maidford Saltmarsh Resiliency Projects for the period of September 30, 2015 through May 8, 2016.

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

41. Resolution of the Council, re: Authorizing the Town Administrator to execute construction easement with US Fish & Wildlife Service to use the Second Beach parking area for the purpose of supporting the Undergrounding Project for the period of September 30, 2015 through May 8, 2016 and that the Town desires to utilize the communication conduit being constructed to install its own cabling to support Town operations along Sachuest Point Road.

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

42. Memorandum of Town Engineer, with enclosure, re: Aquidneck Avenue Intersection at Green End Avenue, RIDOT request.

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

Town Engineer Warren Hall reviewed the memorandum above.

On motion of Vice President Kempenaar, duly seconded, it was voted unanimously to approve RIDOT 30% plans as presented at the public informational meeting regarding the Aquidneck Avenue Intersection at Green End Avenue and request the Town Administrator notify RIDOT in writing of said approval.

43. Memorandum of Finance Director, thru Town Administrator, with enclosures, re: Contract Award: MIDD-015-011 Second Beach Dune Restoration and Walkover Structures-Design and Permit.

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

Town Administrator Shawn Brown reviewed the memorandum above.

Town Engineer Warren Hall noted that the structures will be over the dunes. The structure at the main concession stand will be ADA compliant. Mr. Hall explained that the height of the structure will allow the dune to absorb any possible water impact.

Discussion centered around the monies are from the Hurricane Sandy Resilience Grant, contract is for design and permitting, the design will be presented to the Council and the design of the structures.

44. Resolution of the Council, re: Award of contract for MIDD-015-011 Second Beach Dune Restoration and Walkover Structures-Design and Permit.

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

45. Memorandum of Finance Director, thru Town Administrator, with enclosures, re: Contract Award: MIDD-015-008 Rescue Wagon Services Billing Administrator.

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

Finance Director Lynne Dible reviewed the memorandum above.

46. Resolution of the Council, re: Award of Contract for Rescue Wagon Services Billing Administrator.

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

47. Memorandum of Fire Chief, thru Town Administrator, with

enclosures, re: Command Staff Vehicle Purchase.

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

Town Administrator Shawn Brown noted that the request for a Command Staff Vehicle Purchase was approved in the budget.

Council President Sylvia explained that the following resolutions are not additional purchases; all have been approved in the budget.

Discussion centered around that the vehicle is replacing a Ford Explorer which will not pass inspection, the vehicle will be a response vehicle and equipment in the vehicles.

48. Resolution of the Council, re: Approving purchase of Command

Staff Vehicle.

On motion of Vice President Kempenaar, duly seconded, it was voted to pass said resolution; Councillor Rodrigues, Councillor Santos and Councillor Viveiros voted NO to said motion.

49. Memorandum of Police Chief, thru Town Administrator, with enclosures, re: FY2016 CIP Budget Request – Patrol Vehicle Replacement Program – Taser Replacement Plan and Portable Radio Replacement Plan.

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

Town Administrator Shawn Brown reviewed the memorandum above.

50. Resolution of the Council, re: Approving purchase of Police vehicles and equipment, tasers and portable radios.

Discussion centered around old vehicles are surplus if they are safe to sell, tasers are traded in, radios are reprogrammed and used in other Town operations and what the new vehicles will be used for.

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

51. Memorandum of Public Works Director, thru Town Administrator, with enclosures, re: FY16 Capital Improvement Program (CIP), Project #883-2016-001 Vehicle Pool, 2015 John Deere HPX Gator.

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

Town Administrator Shawn Brown reviewed the memorandum above.

52. Resolution of the Council, re: Approving purchase of 2015 John Deere HPX Gator Utility Vehicle.

On motion of Vice President Kempenaar, duly seconded, it was voted to pass said resolution; Councillor Rodrigues voted NO.

53. Memorandum of Town Engineer, thru Town Administrator, with enclosures, re: Newport Avenue Realignment Able Engineering, Inc. and VHB Engineering Proposal No. 81864.15.

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

Town Administrator Shawn Brown reviewed the memorandum above.

54. Resolution of the Council, re: Award of contracts for Engineering Services – Newport Avenue Realignment.

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

55. Memorandum of Finance Director, thru Town Administrator, with enclosures, re: Contract Award: MIDD-015-014 Interceptor Inspection.

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

Town Administrator Shawn Brown reviewed the memorandum above.

Town Engineer Warren Hall noted that the interceptor work is includes 23,990 feet, which includes a complete report and inspection.

56. Resolution of the Council, re: Award of contract for Interceptor Inspection.

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

57. Memorandum of Town Engineer, thru Town Administrator, with enclosures, re: Maidford River Watershed Assessment and BMP Design, Summary of June 16, 2015.

On motion of Vice President Kempenaar, duly seconded, it was voted

unanimously to receive said memorandum.

Town Engineer Warren Hall reviewed the memorandum above. Mr. Hall noted that a presentation of the BMP will be provided to the Council in September.

58. Memorandum of Finance Director, thru Town Administrator, with enclosures, re: Contract Amendment: MIDD-015-003 Maidford River Watershed Assessment & BMP Design.

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

Town Administrator Shawn Brown reviewed the memorandum above.

59. Resolution of the Council, re: Award of contract for Maidford

River Watershed Assessment & BMP Design.

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

60. Memorandum of Finance Director, thru Town Administrator, with enclosures, re: Contract Amendment: MIDD-015-002 Easton's Point Sanitary Sewer Spot Repairs.

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

Town Administrator Shawn Brown reviewed the memorandum above.

61. Resolution of the Council, re: Award of contract for Easton's Point Sanitary Sewer Spot Repairs.

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

62. Memorandum of Finance Director, thru Town Administrator, with enclosures, re: Contract Award: MIDD-015-015 JH Dwyer Drive – Road Reconstruction and Utility Repairs.

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

Town Administrator Shawn Brown reviewed the memorandum above.

63. Resolution of the Council, re: Award of contract for JH Dwyer Drive – Road Reconstruction and Utility Repairs.

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

64. Memorandum of Finance Director, with enclosures, re: State Pension Reform Settlement Agreement – Amortization Schedule.

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

Finance Director Lynne Dible reviewed the memorandum above.

65. Resolution of the Council, re: Authorizing the Finance Director to notify the Employees Retirement System of the re-amortization on behalf of the Town of Middletown.

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

Councillor Rodrigues recused himself from acting on the following items #66 and #67 of business, due to a possible conflict of interest.

66. Memorandum of Finance Director, with enclosures, re: Contract Award: MIDD-015-010 Materials, Equipment & Installation – Generator – Middletown Senior Center.

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

Town Administrator Shawn Brown reviewed the memorandum above.

67. Resolution of the Council, re: Approving purchase of Equipment & Installation – Generator – Middletown Senior Center.

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

On motion of Vice President Kempenaar, duly seconded, it was voted unanimously to adjourn said meeting at 9:55 P.M.

Wendy J.W. Marshall, CMC

Council Clerk

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