

**Posted - April 14, 2005**

**REGULAR MEETING APRIL 18, 2005**

**TOWN COUNCIL OF THE TOWN OF MIDDLETOWN, RHODE ISLAND**

**The following items of business, having been filed with the Town Clerk under the Rules of the Council, will come before the Council at a regular meeting to be held on Monday, April 18, 2005 at 7:00 P.M. (EXECUTIVE SESSION - 6:00 P.M.) at the Middletown Town Hall, 350 East Main Road, Middletown, Rhode Island.**

**Any person not a member of the Council, desiring to address the Council concerning a matter on the docket of the Council, not the subject of a Public Hearing, shall submit a written request to the Town Clerk stating the matter upon which he desires to speak. Persons are permitted to address the Council for a period not to exceed five (5) minutes.**

**EXECUTIVE SESSION**

**Pursuant to the provisions of Sections 42-46-2., 42-46-4. and 42-46-5.(a) (1), (2), (5), (6), RIGL, personnel (Town Administrator), potential litigation, land, business (Navy Privatization) and collective bargaining (Police Captains Contract).**

**CONSENT CALENDAR**

- 1. Approval of Minutes - Regular Meeting, March 7, 2005.**
- 2. Approval of Minutes - Special Meeting, March 14, 2005.**

- 3. Approval of Minutes - Special Meeting, March 21, 2005.**
- 4. Approval of Minutes - Special Meeting, March 24, 2005.**
- 5. Approval of Minutes - Special Meeting, March 29, 2005.**
- 6. Notice of Public Hearing received from Zoning Board of Review, re: Application of Pam and Ben Heroux to enclose existing roof deck on real estate located at 600 Green End Avenue, Lot 11, TAP 120.**
- 7. Communications (2) from RI Dept. of Environmental Management, Freshwater Wetlands Program, re: Freshwater wetlands determination for properties located at Naval Station Newport and Aquidneck Avenue.**
- 8. Communication of Ben Gworek, Statewide Housing Action Coalition, re: Support for pending legislation relative to funding available to municipalities for the development of affordable housing.**
- 9. Communication of Town Clerk, Town of Cumberland, with enclosure, re: Support for resolution to increase Real Estate Conveyance Tax.**

**10. Communications (2) of East Providence City Clerk and South Kingstown Town Clerk, with enclosures, re: Support for resolutions urging enactment of pension benefit reform.**

**11. Communication of Town Clerk, Town of Foster, with enclosure, re: Support for resolution regarding access and affordability of health care.**

**12. Memorandum of Town Clerk, Town of Jamestown, with enclosure, re: Support for pending legislation relative to volunteer firefighting.**

**13. Resolution of the City Council of the City of Providence, re: Utility company funding of infrastructure relocations within municipal rights of way.**

**14. Petition of Robert J. and Emily A. Ferris for perpetual care of Burial Lots 187, 188, Section 52-E, Middletown Cemetery.**

**15. Applications received from the following named persons, firms or corporations for RENEWAL of Sunday Selling Licenses for the 2005-2006 licensing year. (See Attached list.)**

**16. Applications received from the following named persons, firms or corporations for RENEWAL of Mechanical Amusement Device Licenses for the 2005-2006 licensing year. (See Attached list.)**

## **TOWN COUNCIL**

- 1. Swearing in of Firefighter Thomas C. Karpovitz as Town Fire Marshall.**
- 2. Communication of Deanne Forgue Reilly, 4th Grade Teacher, Forest Avenue School, re: Request for support for attendance at 2005 National Educational Computing Conference.**
- 3. Communication of Rachel Correia, Middletown High School Senior, re: Request for support for attendance at 2005 National High School All Star Gymnastics Championship.**
- 4. Application of Bonnie Sullivan, dba Dog Gone People, 800 Aquidneck Avenue, for Sunday Selling License for the 2005-2006 licensing year. (NEW)**
- 5. Application of Laura McNulty, dba The Primitive Heart, 510 East Main Road, for Sunday Selling License for the 2005-2006 licensing year. (NEW)**
- 6. Communication of Carol Cummings, 730 Indian Avenue, with enclosure, re: Request to address the Council concerning Abe Meyer Lane.**

- 7. Memorandum of Councillor Edward J. Silveira, Jr., with enclosure, re: Proposed policy for change of street names.**
- 8. Communication of Antone C. Viveiros, 110 Indian Hill Road, re: Request to address the Council concerning the public's ability to address Consent Calendar items.**
- 9. Communication of the Honorable Patrick C. Lynch, Attorney General, State of Rhode Island, with enclosure, re: LNG legal strategy.**
- 10. Approval of Wyatt Road Soccer Fields Master Plan.**
- 11. Resolution of the Council, re: Open Space Bond Funds.**
- 12. Communication of Bruce J. Long, State Representative, District 74, re: Request that East Main Road roadwork be conducted at night.**
- 13. Communication of Amy G. Rice, State Representative, District 72, with enclosure, re: Traffic signal at J.F.Kennedy School; East Main Road roadwork.**
- 14. Memorandum of Public Works Director and Town Engineer, re: Birchwood drainage project.**

**15. Resolution of the Council, re: Award of contract for Birchwood Manor infratructure improvements - drainage and paving.**

**16. Communication of Robert M. Silva, Esquire, with enclosures, re: Petition to rezone Lots 9 & 10, TAP 111 from Traffic Sensitive Medium Density Residential (R-20A) to Traffic Sensitive Light Industrial (LIA). (Requires advertising for Public Hearing, Notice to Abutters and Planning Board recommendation.)**

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

**An ordinance in amendment to the Town Code of the Town of Middletown, Title III ADMINISTRATION, Chapter 33 Finance, Section 33.18, Fund Balance Policy.**

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

**An ordinance in amendment to the Town Code of the Town of Middletown, Chapter VII, Traffic Code . (Stop Signs on Hoover Road, Tuckerman Avenue, South Crest Street)**

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

**An ordinance in amendment to the Town Code of the Town of Middletown, Chapter VII, Traffic Code. (Handicapped Parking Space)**

## **PUBLIC FORUM SESSION**

**Pursuant to Rule 23 of the Rules of the Council, Citizens may address the Town Council 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.**

**Barbara L. Nash, CMC**

**Town Clerk**

**This meeting location is accessible to the handicapped. Individuals requiring interpreter services for the hearing impaired should notify the Town Clerk's Office not less than 48 hours before the meeting.**