

Posted – August 16, 2007

REGULAR MEETING AUGUST 20, 2007

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, August 20, 2007 at 7:00 P.M. (EXECUTIVE SESSION AT 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 RIGL, Sections 42-46-2, 42-46-4. and 42-46-5. (a) (1) personnel (Town Clerk, Deputy Police Chief) (2) potential litigation (sewer)

ACTING AS A BOARD OF LICENSE COMMISSION

1. Public Hearing (Advertised; Abutters notified)

Application of Island Hotel Group, LLC, dba Residence Inn by Marriott, 325 West Main Road, Middletown, for a Retailer's Class BT Alcoholic Beverage License for the 2006-2007 licensing year.

CONSENT CALENDAR

1. Approval of Minutes – Regular Meeting, June 18, 2007.

2. Approval of Minutes – Special Meeting, June 19, 2007

3. Approval of Minutes – Special Meeting, June 25, 2007

4. Approval of Minutes – Special Meeting, June 28, 2007

5. Approval of Minutes – Regular Meeting, July 16, 2007

6. Memorandum of Town Administrator, with enclosures, re: Contract award – water reel.

7. Memorandum of Finance Director, with enclosure, re: Financial Statements for quarter ending June 30, 2007.

8. Notices (2) of public hearing received from Zoning Board of Review, re: Applications for 1) special use permit for expansion of non-conforming single family residence in Zone 1 of Watershed Protection District and 2) variance to construct second floor living area and rear porch with less than required side yard and rear yard setbacks, both on real estate located at 383 Paradise Avenue, Lot 7, TAP 121.

9. Communication of W. Joseph Casey, Office of Water Resources, Freshwater Wetlands Program, RI Dept. of Environmental Management, re: Freshwater wetlands preliminary determination for site along a portion of Green End Avenue, east and west of Valley Road, Utility Pole Nos. 107 through 114.

10. Communication of Robert Rocchio, P.E., Secretary, State Traffic Commission, re: Approval of crosswalk on Aquidneck Avenue.

11. Communications (2) of Saverio De Ruggiero, 181 Newport Avenue, Middletown, re: Trash collection issues.

12. Application of Meglan, LLC, dba County Liquor Mart, 43 Aquidneck Avenue, for RENEWAL of Sunday Selling License for the 2007-2008 licensing year.

13. Application of Middletown Columbus Club, Inc., 7 Valley Road, for RENEWAL of Bingo License for the 2007-2008 licensing year.

TOWN COUNCIL

- 1. Memorandum of Police Chief, re: Swearing in ceremony.**
- 2. Application of Island Hotel Group, LLC, dba Residence Inn by Marriott, 325 West Main Road, for Victualling House License for the 2006-2007 licensing year. (NEW)**
- 3. Applications (3) for Special Events Permits received from the following named persons, firms or corporations: 1) Norman Bird Sanctuary, 583 Third Beach Road, Bird Ball Gala, 2) Newport Laser Fleet 413, Laser New England Masters Championship, Third Beach, and 3) Newport County YMCA, 5K & ½ Marathon Road Race, Valley Road, Aquidneck Avenue and beach area.**
- 4. Communication of Jennifer McCann, URI Coastal Resources Center/Rhode Island Sea Grant, re: CRMC presentation on the Aquidneck Island Special Area Management Plan (SAMP).**
- 5. Memorandum of Asst. Town Planner, re: 2007 Planning Challenge Grant.**
- 6. Memorandum of Chairman, Middletown Planning Board, with enclosure, re: Proposed Comprehensive Plan amendment, Future**

Land Use Plan, TAP 102, Lot 2 - Landings (former Anchorage Navy Housing) and TAP 101, Lot 22 – Coddington Cove Navy Housing. (Requires Advertising for Public Hearing and Notice to Abutters)

7. Memorandum of Chairman, Middletown Planning Board, with enclosure, re: Proposed amendment to the Zoning Code of the Town of Middletown, changing the classification of Lot 2, TAP 102 – Landings (former Anchorage Navy Housing). (Requires Advertising for Public Hearing and Notice to Abutters)

8. Memorandum of Finance Director, with enclosures, re: FY2007 Budget and designation adjustments.

9. Resolution of the Council, re: Approval of FY2007 General Fund adjustments.

10. Memorandum of Finance Director, with enclosures, re: Summary of bids – GIS storm outfall and sewer system mapping.

11. Resolution of the Council, re: Award of contract for GIS storm outfall and sewer system mapping.

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

An ordinance in amendment to the Town Code of the Town of Middletown, Chapter 50, Garbage and Refuse.

13. Memorandum of Terry W. Hazel, Major, Middletown Police Department, with enclosure, re: Proposed amendment to the Town Code relative to recreational vehicles.

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

An ordinance in amendment to the Town Code of the Town of Middletown, Title VII, Traffic Code, Chapter 70, General Provisions, Sections 70.01, 70.04 and 70.99.

15. Memorandum of Police Lt. Robert S. Nutt, Middletown Police, with enclosures, re: Speed limit on Island Drive.

16. Ordinance of the Town of Middletown (First Reading)

An ordinance in amendment to the Town Code of the Town of Middletown, Title VII, Traffic Code. (Speed Limit – Island Drive)

17. Memorandum of Councillor Louis P. DiPalma, with enclosures, re: Public access of unimproved municipal rights of way.

18. Memorandum of Town Clerk, re: Recommendations concerning certain licensing fees.

19. Communication of Megan Daughan, Safety Town Program, re: Request for support.

20. Communication of John Tucker, Middletown, re: Resignation

from Planning Board.

21. Memorandum of Town Administrator, with enclosures, re: Summary of bids for catch basin repairs.

22. Resolution of the Council, re: Award of contract for catch basin repairs.

23. Memorandum of Town Administrator, with enclosures, re: Summary of bids for Paradise Park improvements.

24. Resolution of the Council, re: Award of contract for Paradise Park improvements.

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.

Barbara L. Nash

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 this meeting.

ADDENDUM TO TOWN COUNCIL AGENDA

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POSTED – AUGUST 16, 2007

25. Memorandum of Finance Director, with enclosures, re: Summary of bids – Substance abuse SPF SIG grant evaluator.

26. Resolution of the Council, re: Award of contract for substance abuse SPF Sig Grant evaluator project.

Barbara L. Nash

Town Clerk