

Posted – November 12, 2009

REGULAR MEETING NOVEMBER 16, 2009

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, November 16, 2009 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 provisions of RIGL, Sections 42-46-2., 42-46-4. and 42-46-5. (a) (2) litigation (Environment Rhode Island vs. Town of Middletown) (RIDEM – Wave Avenue Force Main NOV), litigation (RIDEM vs. Town of Middletown), litigation (East Main Road – Plat 118, Lot 31) and (5) lease (East Main Road – Plat 118, Lot 31).

ACTING AS A BOARD OF LICENSE COMMISSION

1. Application of Robert Sanches dba The Briarwood, 93 Aquidneck Avenue holder of a Class C Alcoholic Beverage License to TRANSFER said license to The Briarwood, LLC dba The Briarwood Lounge for use at the same premises. (Requires Advertising for Public Hearing)

CONSENT CALENDAR

1. Approval of Minutes – Special Meeting, October 26, 2009.

2. Approval of Minutes – Regular Meeting, November 2, 2009.

3. Resolution of the Council, re: Proclaiming November as National American Indian Heritage Month.

4. Resolution of the Town of North Providence, re: In opposition to Binding Arbitration Legislation for Teachers' Contracts.

5. Resolution of the North Smithfield School Committee, re: In opposition to Binding Arbitration Legislation for Teachers' Contracts.

6. Memorandum of Glocester Town Clerk, with enclosure, re: Resolution in opposition to House Bill 5931 and Senate Bill 606.

7. Communication of Joseph A. Keough, Jr., Esquire, re: Proposed

Rate Change – City of Newport – Utilities Department-Water Division.

8. Communication of Town Administrator, with enclosures, re: Tax Collector's Report for period ending October 31, 2009.

9. Memorandum of Acting Tax Assessor, with enclosures, re: Cancellation of taxes for certain Middletown taxpayers.

10. Resolution of the Council, re: Cancellation of taxes for certain Middletown taxpayers.

11. Memorandum of Town Administrator, with enclosures, re: Budget Transfers as of June 30, 2009.

12. Resolution of the Council, re: Approval of budget transfer – General Fund.

13. Resolution of the Council, re: Approval of budget transfer – Parks & Recreation Fund.

14. Resolution of the Council, re: Approval of budget transfer – Sewer Fund.

15. Application for Special Event Permit from Embrace Home Loans, 110 Enterprise Center for a Christmas Party to be held on Saturday, December 5, 2009 from 11:00 am until 5:00 pm.

16. Application of Thomas Medeiros dba Java Jungle (Tim Hortons), 159 East Main Road for RENEWAL a Victualling House License for the 2009-2010 licensing year.

TOWN COUNCIL

- 1. Memorandum of Town Administrator, with enclosures, re: St. George's School Zone Speed Limit Flashing Signs.**
- 2. Resolution of the Council, re: Authorizing the Town Administrator to execute agreements with the State of RI and St. George's School – Speed Limit Flashing Signs.**
- 3. Memorandum of Town Administrator, with enclosures, re: Ordinance Prohibiting the Feeding of Coyotes.**
- 4. Memorandum of Town Administrator, with enclosures, re: Request for Dead End Street Sign – Dudley Avenue.**
- 5. Memorandum of Town Administrator, with enclosures, re: Traffic Issues on Chases Lane.**
- 6. Memorandum of Town Administrator, re: Holiday Donation.**

- 7. Resolution of the Council, re: Approving request of Holiday Donation.**
- 8. Memorandum of Councillor VonVillas, re: Regionalization.**
- 9. Memorandum of Town Clerk, re: Budget Sub-Committee.**
- 10. Appointment of one (1) member to the Open Space and Fields Committee for a term expiring November 2012.**

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.

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

Town

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.