

Posted – March 11, 2010

REGULAR MEETING MARCH 15, 2010

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, March 15, 2010 at 7:00 P.M. (EXECUTIVE SESSION AT 6:00 PM) 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) (5) land acquisition. (Wave Avenue), (2) Collective Bargaining (Police, Fire, Public Works and Town Hall Unions) and (2) Litigation (Kempen vs. Town of Middletown).

CONSENT CALENDAR

- 1. Approval of Minutes – Special Meeting, March 1, 2010.**
- 2. Approval of Minutes – Regular Meeting, March 1, 2010.**
- 3. Communication of Attorney Robert T. Karns on behalf of Karen E. Biastre, re: Notice of claim against the Town.**
- 4. Communication of Lesley Muir, Development Associate, Norman Bird Sanctuary, re: Appreciation for waiving Special Events Permits fees.**
- 5. Communication of City Clerk, City of Newport, with enclosure, re: Requesting support in the endeavor to bring “the Cup” back home to Rhode Island.**
- 6. Communication of Town Clerk, Town of Bristol, with enclosure, re: Support of a plan to increase bridge safety Rhode Island.**
- 7. Email communication from Town Clerk, Town of Burrillville, re: Proposed Amendments to the Madeline Walker Act - Vote and discussion of House Bill 2010 – H7276 – An Act Relating to Taxation – Tax Sales.**
- 8. Email communication Town of Westerly, with enclosure, re:**

Resolution opposing mandatory binding arbitration.

9. Resolution of the Town of Foster, re: In opposition of House Bill 5931 and Senate Bill 606.

10. Resolution of the City of Cranston, re: Urging members of the General Assembly to enact legislation for bicyclist safety.

11. Memorandum of Ferenc Karoly, President, IBPO local 534, re: Pay Raise Negotiation.

12. Memorandum of Town Administrator, with enclosure, re: Establishment of the Library Print Special Revenue Fund and the Library Donation Special Revenue Fund.

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

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

15. Applications received from the following named persons, firms and corporations for RENEWAL of Holiday Licenses for the 2010-2011 licensing year. (See Attached List)

16. Application of Frank S. Santos dba Sandy's Liquors, 717

Aquidneck Avenue, for RENEWAL of Sunday Selling License for the 2010-2011 licensing year.

17. Application of Mello Construction, 87 Beacon Street, for RENEWAL of Drain Layer's License for the 2010-2011 licensing year.

18. Application of Chris Fonseca, Bristol, RI for RENEWAL of Drain Layer's License for the 2010-2011 licensing year.

TOWN COUNCIL

1. Application for Special Event Permit from Beach 5 Sand Soccer for Beach 5 Sand Soccer Tournament to be held at Second Beach on Saturday, June 12th and Sunday, June 13th, 2010, beginning at 9:00 am until 7:00 pm.

2. Application of Beach Party Swimwear, LLC dba Beach Party Swimwear, 707 West Main Road, for a HOLIDAY LICENSE for the 2010-2011 licensing year. (NEW)

3. Memorandum of Town Planner, with enclosures, re: FY2010 Small Cities Community Development Block Grant Application (CDBG) – Project priorities.

4. Public Hearing (Advertised)

Town of Middletown application for Small Cities Community Development Block Grant (CDBG) for certain projects, in an amount not to exceed \$400,000.

5. Resolution of the Council, re: FY2010 Small Cities Community Development Block Grant – Project priorities.

6. Public Hearing (Advertised)

An Ordinance of the Town of Middletown (First Reading)

An Ordinance in amendment to the Town Code of the Town of Middletown, Chapter 152 Zoning Code, Article 10 – Flood Hazard Areas.

(Planning Board recommendation attached)

7. 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. (Speed Limit on Fenner Avenue)

8. Discussion, re: State School Funding Formula. (Documentation to be provided)

9. Memorandum of Town Administrator, with enclosures, re: School District Facilities Plan.

10. Resolution of the Council, re: Adopting the revised 2010 Master

Facility Plan, “Middletown Educational Future – A Strategy for Change” and Authorizing Town Administrator to execute said letter of intent.

11. Memorandum of Town Administrator, re: Authorization to Submit Application for Drug Free Communities Grant.

12. Information from Town Administrator, re: “Take 10” and Help the Town of Middletown Get What it Needs for the Next 10 Years.

13. Resolution of the Council, re: Supporting House Bill 7449 – AN ACT RELATING TO HIGHWAYS-CONSTRUCTION AND MAINTENANCE OF STATE ROADS.

14. Communication of Vice Chairman Cambra, re: Proposal to Establish the Middletown Committee for the Arts.

15. Communication of Eric Godin, Athletic Director, Middletown High School, re: Request for support by placing an ad in the 2010 Spring Sports Program.

16. Memorandum of Vice Chairman Cambra, re: Request for support by sponsoring a table for the Annual Military Appreciation Night (Navy League) at the Atlantic Beach Club.

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.