

Posted – June 16, 2010

REGULAR MEETING JUNE 21, 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, June 21, 2010 at 7:00 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.

ACTING AS A BOARD OF LICENSE COMMISSION

1. Application of Royal Plaza, LLC., dba Portofino Bar & Grille at Royal Plaza Hotel, 425 East Main Road, Middletown, for a Retailer's Class BT Alcoholic Beverage License for the 2009-2010 licensing year. (NEW; Requires advertising for public hearing and notice to

abutters)

CONSENT CALENDAR

1. Approval of Minutes – Special Meeting, May 24, 2010.

2. Approval of Minutes – Special Meeting, June 1, 2010.

3. Approval of Minutes – Special Meeting, June 7, 2010.

4. Approval of Minutes – Regular Meeting, June 7, 2010.

5. Resolution of the Town of Richmond, re: Requesting support for asking RI General Assembly to amend Title 2, Chapter 1 of general laws.

6. Resolution of the Town of Richmond, re: Notification of Waiving Recording Fees for Special Loans Assisting March 2010 Flood Victims.

7. Memorandum of Town Administrator, with enclosures, re: Budget Transfers – School Department.

8. Resolution of the Council, re: Approval of budget transfers – School Department – Federal, State and Private Grant Fund accounts.

9. Resolution of the Council, re: Approval of budget transfers – School Department – Restricted accounts and CIP accounts.

10. Application of Richard Breen and Michael Breen dba Rocklobster, 484 East Main Road, for RENEWAL of a Hawkers License for the 2010-2011 year.

TOWN COUNCIL

1. Application for a Special Event Permit from Middletown Education Collaborative for the Duck Race to be held at Third Beach on Thursday, July 8, 2010 from 5:00 pm to 7:00 pm. (Request to waive permit fee on application)

2. Application for a Special Event Permit from Energy Independence Day.org for an Energy Independence Day Expo to be held at SGE, 55 John Clark Road on Sunday, July 11, 2010 from 1:00 pm to 4:00 pm. (Request to waive permit fee attached)

3. Application of Shawn Margolis dba Sig's Place, 1151 Aquidneck Avenue for a Victualling House License for the 2009-2010 licensing

year. (NEW)

4. Memorandum of Betty Jane Northup-Owen, 137 Forest Avenue, re: May 20, 2010 Gas Leak on Forest Avenue, Evacuation of Home, Public Safety Issue.

5. Memorandum of Town Administrator, with enclosures, re: Award of Contract – Aquidneck Corporate Park Improvements.

6. Resolution of the Council, re: Award of Contract – Aquidneck Corporate Park Improvements.

7. Memorandum of Town Administrator, with enclosures, re: Award of Contract – Aquidneck Corporate Park Construction Management Bid Award.

8. Resolution of the Council, re: Award of Contract – Aquidneck Corporate Park Construction Management Bid Award.

9. Memorandum of Council President, re: Regional School District Planning Committee.

**10. 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 49 Hazardous Materials Response Fee.

11. 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 36 Fee Schedule, Sections 2, 3, 4, 15, 24 License Fees.

12. 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 36 Fee Schedule, Section 6, Sunday Selling License Fee.

13. 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 36 Fee Schedule, Section 10 Dog Registration.

14. 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 36 Fee Schedule, Section 28 Town Maps.

15. 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 36 Fee Schedule,

Sections 29 and 30.

16. 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 36 Fee Schedule, Section 31 Security Fingerprinting.

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 36 Fee Schedule, Section 32 Town Code of Laws with Supplements.

18. 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 36 Fee Schedule, Section 33 Beach Fees.

19. 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 36 Fee Schedule, Section 34 Campground Fees.

20. 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 36 Fee Schedule, Section 35.

21. 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 36 Fee Schedule, Sections 38 Construction Permit Fees, 39 Plumbing Permit Fees, 40 Electrical Permit Fees and 42 Mechanical Permit Fees.

22. 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 36 Fee Schedule, Section 46 Ambulance Billing Rates.

23. 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 36 Fee Schedule, Section 52 Approved Reservation of Outdoor Public Places.

24. 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 36 Fee Schedule, Section 54 Burning Permit Fee.

25. 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 36 Fee Schedule, Section 55 Recreation Fees.

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

An Ordinance in amendment to the Town Code of the Town of Middletown, Title IX General Regulations, Chapter 93 Harbor Rules and Regulations, Section 93.30 Registration Fees.

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

An Ordinance in amendment to the Town Code of the Town of Middletown, Title V Public Works, Chapter 50 Garbage and Refuse, Section 50.44 Obligations of Residents.

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

An Ordinance in amendment to the Town Code of the Town of Middletown, Title IX General Regulations, Chapter 90 Animals, Section 90.40 Cat Breeding.

29. Communication of Carol Silvia re: Resignation from the Middletown Substance Abuse Prevention Task Force.

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.

EXECUTIVE SESSION

Pursuant to provisions of RIGL, Sections 42-46-2.,42-46-4., and 42-46-5. (a) (5) land acquisition (Wave Avenue) and (2) Collective Bargaining (Fire Union).

Wendy J.W. Marshall, 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 this meeting.