

**Posted – March 14, 2012**

**REGULAR MEETING MARCH 19, 2012**

**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 19, 2012 at 7:00 P.M. (EXECUTIVE SESSION AT 6:30 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.**

**PLEDGE OF ALLEGIANCE TO THE FLAG**

**RECONSIDERATION**

**The Middletown Town Council follows the codification of present-day general parliamentary law as articulated in Robert's Rules of Order Newly Revised 10th edition (2000), together with whatever rules of order the Council has adopted for its own governance. The motion to**

**reconsider is one of the motions that can bring a question again before an assembly, and is designed to bring back for further consideration a motion which has already been voted on:**

**If, in the same session that a motion has been voted on, but no later than the same day or the next day on which a business meeting is held, new information or a changed situation makes it appear that a different result might reflect the true will of the assembly, a member who voted with the prevailing side can, by moving to Reconsider [RONR (10th ed.), p. 304-321] the vote, propose that the question shall come before the assembly again as if it had not previously been considered. (From Robert's Rules of Order Newly Revised In Brief, Robert, Evans et al., De Capo Press, 2004)**

## **EXECUTIVE SESSION**

**1. Pursuant to provisions of RIGL, Sections 42-46-2, 42-46-4 and 42-26-5 (a) (2) Collective Bargaining (Town Hall).**

## **PUBLIC FORUM SESSION**

**2. 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.**

## **CONSENT**

**3. Approval of Minutes – Regular Meeting, March 5, 2012.**

**4. Petition of National Grid Electric Company and Verizon for Tuckerman Avenue proposed JO pole location. (Recommendation of Roads/Utilities Committee included)**

**5. Memorandum of Jan Eckhart, Chairman, Middletown Planning Board, re: Proposed amendments to Zoning Ordinance, Article 11-Watershed Protection District. (Requires Advertising for Public Hearing)**

**6. Resolution of Town of Burrillville, re: Requesting support of House Bill 7561 which would amend RIGL §17-9.2-25 providing the use of post office boxes for purposes of acknowledgement of registration or change of address and verification of residence in those cases where the prospective voter does not receive home mail delivery.**

**7. Continued from Regular Meeting, March 5, 2012**

**Memorandum of Town Administrator, with enclosures, re: Second Beach Equipment Rental Concession. (Administration requests this item be continued to April 2, 2012 Regular Meeting of the Council)**

**8. Continued from Regular Meeting, March 5, 2012**

**Resolution of the Council, re: Second Beach Equipment Rental Concession. (Administration requests this item be continued to April 2, 2012 Regular Meeting of the Council)**

**9. Petitions received from the following named persons for perpetual care of burial lots in the Middletown Cemetery:**

**a. Barbara Archer – Section 49, Lots 26 and 47**

**b. Carol Broker – Section 49, Lot 49**

**c. Erin Nesby – Section 53, Lots 1, 2, 3, 4, 5 and 6**

**10. Application of Hymie Beaufort, Middletown for RENEWAL of a Private Detective License for the 2011-2012 licensing year.**

**11. Applications received from the following named persons, firms and corporations for RENEWAL of Holiday Sales Licenses for the 2012-2013 licensing year. (See Attached List)**

**12. Application of East Bay Ventures, Inc. dba Goode Spirits, 1374 West Main Road, for RENEWAL of a Sunday Selling License for the**

**2012-2013 licensing year.**

**13. Application of Peckham Brothers Co., Inc., Middletown for RENEWAL of a Drain Layer's License for the 2012-2013 licensing year.**

## **LICENSE & PERMITS**

**14. Application of the Aquidneck Island Police Parade Committee, Middletown, for RENEWAL of Peddler's License for (Novelties and T-Shirts) for Police Parade Day, May 6, 2012, includes a request to waive license fee and be sole vendor for the event. (6 Vendors; Middletown Only)**

**15. Communication of Sergeant Richard Gamache Trustee, National Police Parade, re: Requesting "in-kind" services for police details, highway department personnel, and the use of Town owned properties.**

**16. Application for Special Event Permit from Sergeant Corey Huck, on behalf of the National Aquidneck Island Police Parade for the Aquidneck Island Annual Police Parade beginning on West Main Road at Coddington Highway proceeding into Newport (Broadway) to be held on Sunday, May 6, 2012 at 11:50 a.m. (Parade Committee respectfully requests permit fee to be waived)**

**17. Application for Special Event Permit from William Burns and Sergeant Richard Gamache on behalf of the National Aquidneck Island Police Parade Committee for the National Aquidneck Island Police Parade Aquidneck Island Five-0-5K at Sachuest Beach to be held on April 29, 2012 beginning at 8:00 a.m. until 12:00 p.m. (Attached is a request to waive permit fee)**

## **OTHER COMMUNICATIONS**

**18. Communication of Lisa Wagenbach, Volunteer/Activist, for Surfrider Foundation Rhode Island Chapter, Narragansett, re: Request Middletown to Ban single use plastic bags.**

**19. Communication of Cheryl G. Robinson, President, Turning Around Ministries, Inc., re: Request for support by placing an ad in the Souvenir Book or making a contribution to TAM.**

## **PUBLIC HEARINGS**

**20. Public Hearing (Advertised)**

**Town of Middletown application for Small Cities Community Development Block Grant (CDBG) for certain projects, in an amount not to exceed \$300,000.**

**21. Resolution of the Council, re: FY2012 Small Cities Community Development Block Grant- Project priorities.**

**22. 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, The Zoning Code, Article 12 Signs, Sections 1202, 1203, 1208, 1209, 1210, 1211, 1212 and 1213. (Planning Board recommendation attached)**

## **COMMUNICATION OF TOWN ADMINISTRATOR**

**23. Memorandum of Finance Director thru Town Administrator, with enclosures, re: Contract Award – Local Hazard Mitigation Consultant.**

**24. Resolution of the Council, re: Contract Award – Local Hazard Mitigation Consultant.**

**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.**