

**Posted – June 29, 2012**

**REGULAR MEETING JULY 2, 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, July 2, 2012 at 7:00 P.M. (Executive Session– 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.**

**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 - 6:00 P.M.**

**1. Pursuant to provisions of RIGL, Sections 42-46-2.,42-46-4., and 42-46-5. (a)(2) Litigation (Thurman vs. Town of Middletown), (5) land acquisition (Aquidneck Avenue), and (5) lease (JFK School).**

## **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.**

## **PRESENTATION**

**3. Memorandum of the Town Administrator, re: Social Host Ordinance Public Service Announcement. (Presentation by Middletown Substance Abuse Prevention Task Force)**

## **BOARD OF LICENSE COMMISSION**

**4. Petition of Olin D. Gambrell, President and Vilma Parsonage, Bar Manager of the All-Vets Club, 985 Aquidneck Avenue, re: Request for expansion of Class D Alcoholic Beverage License to provide outdoor service on September 1, 2012, beginning at 1:00 p.m, for the All-Vets Club Annual Clam Boil Fundraiser for Charities, all Veterans and Families and also the Children's Christmas Party.**

**5. Memorandum of Police Chief, re: Potential Alcoholic Beverage License violation by Lacey, Inc., dba Easton's Point Pub and Restaurant, 116 Aquidneck Avenue.**

## **APPOINTMENT**

**6. Communication of the Town Administrator, re: Appointment-Assistant Solicitor- Conflict Prosecutor.**

## **CONSENT**

**7. Communication of Tax Assessor, with enclosures, re: Cancellation of taxes for certain Middletown residents.**

**8. Resolution of the Council, re: Cancellation of taxes for certain Middletown residents.**

**9. Communication of the Town Administrator, re: Advisory recommendation on proposed amendments to Zoning Ordinance, Article 25A, Wind Turbines.**

**10. Memorandum from Jan Eckhart, Planning Board Chairman, re: Advisory recommendation on proposed amendments to Zoning**

**Ordinance, Article 25A, Wind Turbines. (Planning Board Recommendation attached; Requires Advertising for Public Hearing)**

**11. Request of John Ashley, Jr. dba Castaway Gourmet, LLC, Portsmouth, Rhode Island for additional location added to Hawkers License for the 2012-2013 licensing year. (Permission on file, 533 East Main Road)**

## **LICENSE & PERMITS**

**12. Application of All Island Landscape, Inc. dba All Island Landscape, 2829 East Main Road, Portsmouth, for a Drain Layer's License for the 2012-2013 licensing year. (NEW)**

## **ORDINANCES**

**13. Continued from Regular Meeting June 18, 2012**

**Memorandum of the Town Administrator, re: Updating Ordinance for Senior Exemptions.**

**14. Continued from Regular Meeting June 18, 2012**

**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 34, Taxes, Section 34.02, Exemption  
on  
Residential Property.**

**TOWN COUNCIL**

**15. At the request of Vice President Long, Resolution of the Council,  
re: Supporting a Referendum Relating to the Code of Ethics.**

**16. Resolution of the Council, re: Approving submission of the  
proposed Charter amendments to the Office of the Secretary of State  
for inclusion on the November 6, 2012 General Election ballot.**

**17. Resolution of the Council, re: Approving submission of the  
proposed Fire/DPW Facility Project bond question to the Office of the  
Secretary of State for inclusion on the November 6, 2012 General  
Election ballot.**

**18. Communication of the Town Administrator, re: Beach Pavilion  
Project Bond.**

**19. Resolution of the Council, re: Submission of the proposed Beach  
Pavilion bond question to the Office of the Secretary of State for  
inclusion on the November 6, 2012 General Election ballot.**

## **TOWN ADMINISTRATOR COMMUNICATIONS**

**20. Communication of the Town Administrator, with enclosure, re: Aquidneck Island Re-Use Implementing Authority (AIRIA).**

**21. Memorandum of the Town Administrator, re: Appointments to the Aquidneck Island Re-use Implementing Authority (AIRIA) Board of Directors.**

## **BOARDS AND COMMITTEES**

**22. Approval of Middletown Open Space and Fields Committee Amended Compositions, Terms and Meetings.**

**Karin H. Clancey**

**Deputy 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.**