

POSTED JULY 13, 2022
REGULAR MEETING JULY 18, 2022

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 18, 2022 at 6:00 P.M. Executive Session; 6:30 P.M. Regular Meeting** at the **Middletown Town Hall, 350 East Main Road, Middletown, Rhode Island**. Said meeting will be conducted in person, by telephone conference call/ webinar, members of the public may access and listen to the meeting in real-time by calling 1-877-853-5257 (Toll Free) or 1-888-475-4499 (Toll Free) and entering Meeting ID: 874 8277 8923 or on the web at <https://us02web.zoom.us/j/87482778923>

If you chose to join the meeting by zoom or telephone, Council Rules allow for the Public to speak only during the Public Forum and Public Hearings. If calling in by telephone, pressing *9 raises your hand and pressing *6 will unmute.

The items listed on the Consent portion of the agenda are to be considered routine by the Town Council and will ordinarily be enacted by one motion. There will be no separate discussion of these items unless a member of the Council, or a member of the public so requests and the Town Council President permits, in which event the item will be removed from Consent Agenda consideration and considered in its normal sequence on the agenda. All items on this agenda, with the exception of the Public Forum Session, may be considered, discussed, and voted upon in executive session and/or open session.

Pursuant to RIGL §42-46-6(b). Notice – “Nothing contained herein shall prevent a public body, other than a school committee, from adding additional items to the agenda by majority vote of the members. Such additional items shall be for informational purposes only and may not be voted on except where necessary to address an unexpected occurrence that requires immediate action to protect the public or to refer the matter to an appropriate committee or to another body or official.”

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. Executive Session - Pursuant to provisions of RIGL, Sections 42-46-2, 42-46-4 and 42-46-5 (a), (2) Collective Bargaining (TEAMSTERS) and (2) Collective Bargaining (NEARI), - review, discussion and/or potential action and/or vote in executive session and/or open session.

PUBLIC FORUM

2. Pursuant to Rule 25 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. All items discussed during this session will not be voted upon.

ACTING AS A BOARD OF LICENSE COMMISSION

3. Application of Wanumetonomy Golf and Country Club, Inc., holder of a Class D Alcoholic Beverage License for premises located 152 Brown's Lane, Middletown to expand the area of service of said license to include a newly constructed patio area (77 seats for dining and 40 seats for lounging for a total of 117 seats). (Council action to Advertise for public hearing and notify abutters).

CONSENT

4. Approval of Minutes, Special Meeting, June 9, 2022.
5. Approval of Minutes, Special Meeting, June 15, 2022.
6. Approval of Minutes, Regular Meeting, June 20, 2022.
7. Application of Marshalls of MA, Inc. dba Marshalls #0798, 288 East Main Road, for a RENEWAL of a Holiday License for the 2022-2023 licensing year.
8. Application of West Marine Products, Inc, 379 West Main Road, for a RENEWAL of a Holiday License for the 2022-2023 licensing year.
9. Application of Stephen Charles Schwarz, Middletown, for RENEWAL of a Private Detective License for the 2022-2023 licensing year.
10. License of Burial, re: Marian Mellin Gomez, Grave 18, Section 16.
11. License of Burial, re: Angelicia Mandros, Graves 139 and 140, Section 16.

LICENSES AND PERMITS

12. Application for a Special Event from Susan Miguel for a Birthday Party Fireworks Display to be held on September 9, 2022 – around 8:10 pm for about 5 minutes fireworks display for a private birthday party to be held at Kempenaar's Clambake Club, 323 Valley Road.
13. Application for Special Event Permit from Carl Sylvester, Bike to the Beach, Inc. for Bike to the Beach – New England 100 Mile charity bike ride from Boston, benefiting Autism service providers, to be held on Saturday, September 17, 2022 beginning at 12:00 pm to 4:00 pm – Route through Middletown (Old Mill Lane, Indian Avenue, Hanging Rock Road, Paradise Avenue, Tuckerman Avenue, Purgatory Road, Crescent Road and Aquidneck Avenue).
14. Application for Special Event Permit from East Bay Community Action Program for Molar Express, Dental visits for children 2-21, free care for uninsured to be held Tuesdays, August 2nd, 9th, 16th, 23rd and 30th, 2022 from 8:00 am to 5:00 pm at Linden Park. (Applicant requesting all fees to be waived)
15. Application of the Town of Middletown for Special Event Permit for the Monday Night Music Series - Live Music, Firepits, Food Trucks to be held on Mondays, August 1st, 8th, 15th, 22nd, 29th, 2022 beginning at 6:00 pm to 9:00 pm at Sachuest Beach; August 29, 2022 includes Fireworks. (Town Event all fees to be waived)

OTHER COMMUNICATIONS

16. Memorandum of Paul A. Croce, Chairman, Middletown Planning Board, re: Planning Board Decision – Proposal to amend the Middletown Comprehensive Community Plan, Housing Element to document implementation activities. (Requires Advertising for a future Public Hearing)
17. Memorandum of Paul A. Croce, Chairman, Middletown Planning Board, re: Potential amendments to the Middletown Zoning Ordinance, Article 13 – Off-street Parking and Loading. Proposed amendments to modify the minimum off-street parking requirements throughout the town. (Requires Advertising for a future Public Hearing)

TOWN COUNCIL

18. Communication of Council President Rodrigues and Councillor Logan, re: Pickleball - Plan that was presented for Linden Park and next steps.
19. Memorandum of Councillor Flynn, re: West Main/Coddington- Discuss the West Main/Coddington proposal as a ballot item.

TOWN ADMINISTRATOR

20. Memorandum of Town Administrator, re: Proposal from CIVIC for Educational Facility Planning.

BOARDS AND COMMITTEES

21. Application of one (1) member to the Conservation Commission for a term expiring July 2025.

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 at 847-0009 not less than 48 hours before this meeting.

Posted on July 13, 2022, at Middletown Town Hall, Middletown Public Library, Middletown Web Site and Secretary of State Web Site.