

**October 28, 2010
Town Council Meeting**

The October 28, 2010, Town Council Meeting was called to order by John Lewis, Vice President, of the Foster Town Council at the Town House, Foster, Rhode Island, at 7:00 p.m.

The following members were present:
Colette Matarese, President, excused
John Lewis, Vice President,
Roger L. Hawes,
Joe Cardillo,
Lynne S. Rider
John J. Bevilacqua, Town Solicitor,

The Pledge of Allegiance was recited.

**PUBLIC
COMMENT
REPORTS**

Scott Ulrickson stated that he will speak on his topic when it is reached on the agenda.

- John Lewis announced that there is an invitation to the public to hear Stephanie Shaw of John Milner Associates report on the result of the volunteer survey of the Historic Barns of Foster, Glocester, and Scituate. The meeting will be on November 10, 2010, at 7:00 p.m. at the Benjamin Eddy Building.
- Lynne S. Rider read a thank you to the DPW Department from the Feeney Family on Isthmus Road. Thanking them for doing such a great job fixing the road so they can be picked up and dropped off at their house by the school bus

MINUTES

Lynne S. Rider moved, Roger L. Hawes seconded, and it was so voted to approve the October 14, 2010, council minutes as presented.

John Lewis aye, Roger L. Hawes aye, Lynne S. Rider aye.
Joe Cardillo abstained.

WARRANTS

Lynne S. Rider moved, Roger L. Hawes seconded, and it was so voted to approve Payroll Warrant #15 in the amount of \$25,393.98, Payroll Warrant #16 in the amount of \$30,491.68, General Warrant #8 in the amount of \$58,804.74.

John Lewis aye, Roger L. Hawes aye, Joe Cardillo aye, Lynne S. Rider aye.

**QUARTERLY
REPORTS**

Lynne S. Rider moved to accept the quarterly reports from the Moosup Valley Fire Department, Foster Land Trust, CDBG Programs, Foster Center Fire Co., South Foster Fire Co., Human Services and Recreation as presented. The motion was seconded by Roger L. Hawes.

John Lewis aye, Roger L. Hawes aye, Lynne S. Rider aye, and Joe Cardillo aye.

The motion passed.

**ADDITIONS AND
ABATEMENTS**

Lynne S. Rider moved, Roger L. Hawes seconded, to approve the prorated additions as requested by Patti Moreau, Tax Assessor in the amount of \$8,448.15 and regular abatements, in the amount of \$438.22.

John Lewis aye, Roger L. Hawes aye, Lynne S. Rider aye, Joe Cardillo aye.

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**ADDITIONS AND
ABATEMENTS-
AMENDMENT**

Roger L. Hawes moved, Joe Cardillo seconded, and it was so voted to accept the amended abatement from Patti Moreau, Tax Assessor in the amount of \$2,626.97.

John Lewis aye, Roger L. Hawes aye, Joe Cardillo aye, Lynne S. Rider aye.

The motion passed.

**POLE PETITION
FOR SHIPPEE
SCHOOLHOUSE
ROAD**

Lynne S. Rider moved, Roger L. Hawes seconded, to approve the request for the placement of poles at number 33-1, 2, 3, and 4 on Shippee Schoolhouse Road as recommended by Robert Clarkin, Public Works Director.

John Lewis aye, Joe Cardillo aye, Lynne S. Rider aye, Roger L. Hawes aye.

**TOWN HALL
HOLIDAY
HOURS**

Roger L. Hawes moved, Joe Cardillo seconded, and it was so voted to approve the recommendation from Tina W. Freeman, CMC, Town Clerk for the Town Hall holiday hours.

Joe Cardillo aye, John Lewis aye, Roger L. Hawes aye, Lynne S. Rider aye.

The motion passed.

**CDBG
CONTRACT**

Joe Cardillo moved, Roger L. Hawes seconded, and it was so voted to approve the contract for the CDBG Program, Fiscal Year 2010.

John Lewis aye, Joe Cardillo aye, Lynne S. Rider aye, Roger L. Hawes aye.

The motion passed.

**THANKSGIVING
PROCLAMATION**

Lynne S. Rider read the Thanksgiving Proclamation for the Town of Foster.

Roger L. Hawes moved, Joe Cardillo seconded, and it was so voted to accept the Proclamation with the correction of the date of October 28, 2010.

Joe Cardillo aye, John Lewis aye, Roger L. Hawes aye, Lynne S. Rider aye.

**DEM PERMIT
APPLICATION
06-0167**

Joe Cardillo moved, Roger L. Hawes seconded, and it was so voted to close DEM Permit #06-0167-Balcom Road.

Joe Cardillo aye, John Lewis aye, Roger L. Hawes aye, Lynne S. Rider aye.

BID AWARD

Robert Clarkin, Public Works Director recommended that no action be taken at this time. All of the bids were too high.

No action was taken.

**October 28, 2010
Town Council Meeting**

**PUBLIC
HEARING-
LIQUOR
LICENSE
RENEWALS**

John Lewis opened the Public Hearing. John Lewis asked if there was anyone who would like to speak for, or against the granting of these licenses.

No one spoke.

John Lewis closed the Public Hearing.

Lynne S. Rider moved, Roger L. Hawes seconded, that in conformity with and under the authority of the provisions of Title I, Chapter 5 of the General Laws of the State of Rhode Island, Revision of 1956, as amended, and any and all amendments thereto, the annual fees for Class A Package Store License shall be and are hereby fixed at Four Hundred Dollars (\$400.00) each.

That the Annual Fees for Class B Victuallers (BV) shall be and is hereby fixed at Four Hundred Dollars (\$400.00) each.

That the Annual Fees for Class D unlimited shall be and is hereby fixed at Eight Hundred Dollars (\$800.00) each.

That the Annual Fee for extra hour closing shall be and is hereby fixed at Two Hundred Dollars (\$200.00)

That the Annual Fee for an Entertainment License shall be and is hereby fixed at Two Hundred Dollars (\$200.00)

That the Annual Fee for Sunday and Holiday Sales is Twenty-five Dollars (\$25) for each.

John Lewis aye, Joe Cardillo aye, Lynne S. Rider aye, Roger L. Hawes aye.

Lynne S. Rider moved, Roger L. Hawes seconded, that all holders of such licenses hereunder granted except Class A Package Store Licenses are hereby granted permission to hold dances in their respective places so licensed.

John Lewis aye, Roger L. Hawes aye, Lynne S. Rider aye, Joe Cardillo aye.

Lynne S. Rider moved, Roger L. Hawes seconded, that no transfer application or applications that may be made to have one or more granted licenses transferred from one person to another person or persons at the same location without a specific consideration and determination by the Town Council.

John Lewis aye, Lynne S. Rider aye, Joe Cardillo aye, Roger L. Hawes aye.

Lynne S. Rider moved, Roger L. Hawes seconded, that the following persons be and are hereby granted renewal licenses for their respective places of business pending receipt of Certificates of Good Standing from the Rhode Island Division of Taxation to the Town Clerk, with the approval from the Police Chief, Tax Collector, Building Inspector, Fire Chief, and the Rhode Island Department of Health and Certificate of Server Training Program.

Class A Package Store including Sunday and Holiday Sales;

License for Beatrice Gabriele, d/b/a Gabriele's Package Store, 144 Danielson Pike;

License for William Fortin d/b/a Twisted Liquors 180 Hartford Pike;

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**PUBLIC
HEARING-
LIQUOR
LICENSE
RENEWALS
CONTINUED**

Class BV

License for Thomas Breard d/b/a Lucky's, 143 Danielson Pike;

License for Foster Golf & Country Club, Inc., d/b/a Foster Country Club, 67 Johnson Road;

License for Helen's Place Inc. d/b/a Helen's Place Inc., 172A Danielson Pike;

License for Lisa M. Mills d/b/a Woodland Meeting House, LLC 115 East Killingly Road

Class D

License for Little Rhody Vasa Park, Inc 10 Boswell Trail

Lynne S. Rider amended the motion, Roger L. Hawes seconded not to include the license for Lisa M. Mills d/b/a Woodland Meeting House, LLC 115 East Killingly Road.

John Lewis aye, Roger L. Hawes aye, Lynne S. Rider aye, Joe Cardillo aye.

The amendment passed.

John Lewis aye, Lynne S. Rider aye, Joe Cardillo aye, Roger L. Hawes aye.

The main motion passed.

Lynne S. Rider moved, Roger L. Hawes seconded, to grant the Class BV License to Lisa M. Mills d/b/a Woodland Meeting House, LLC 115 East Killingly Road, to extend the current license for 30 days, Having the expiration date of December 31, 2010.

John Lewis aye, Roger L. Hawes aye, Lynne S. Rider aye, Joe Cardillo aye.

The motion passed.

John Lewis stated that Twisted Liquors was not on the list of renewals intentionally, Mr. Fortin is currently looking for a location for the business.

Lynne S. Rider moved, Roger L. Hawes seconded, that the following persons be and are hereby granted Entertainment licenses for their respective places of business with the approval from the Police Chief, Tax Collector, Building Inspector and Fire Chief.

Entertainment Licenses

License for Thomas Breard d/b/a Lucky's, 143 Danielson Pike;

License for Foster Golf & Country Club, Inc., d/b/a Foster Country Club, 67 Johnson Road;

John Lewis aye, Roger L. Hawes aye, Lynne S. Rider aye, Joe Cardillo aye.

Lynne S. Rider moved, Roger L. Hawes seconded, to grant the Entertainment License to Lisa M. Mills d/b/a Woodland Meeting House, LLC 115 East Killingly Road, to extend the current license for 30 days, Having the expiration date of December 31, 2010.

**October 28, 2010
Town Council Meeting**

**PUBLIC
HEARING-
LIQUOR
LICENSE
RENEWALS
CONTINUED**

Lynne S. Rider moved, Roger L. Hawes seconded that the number of liquor licenses to be granted and issued for and during the current term next ensuing and ending December 1, 2011, shall be as follows:

- Class A Package Store One (1)
- Class B Victuallers Four (4)
- Class D Unlimited One (1)

And furthermore that the Town Clerk shall not receive any other applications without the approval of the Town Council.

Lynne S. Rider amended the motion to read two (2) Class A Package Store Licenses, Joe Cardillo seconded the motion.

- Class A Package Store Two (2)

John Lewis aye, Lynne S. Rider aye, Joe Cardillo aye, Roger L. Hawes aye.

The amendment passed.

John Lewis aye, Roger L. Hawes aye, Lynne S. Rider aye, Joe Cardillo aye.

The main motion passed.

Lynne S. Rider moved, that it is ordered in granting the previously specified and numbered licenses that the provisions of said General Laws of 1956, as amended and all amendments thereof and thereto, and also the provision for any and all laws affecting such licenses shall apply and such licenses are hereby granted subject to such rules and regulations and conditions heretofore established or that may hereafter be established by the Town Council of Foster and that licenses hereby granted shall expire on the first day of December 2010 at twelve o'clock midnight, unless sooner revoked for cause.

Lynne S. Rider amended the motion, Roger L. Hawes seconded, to read "the first day of December 2011."

John Lewis aye, Lynne S. Rider aye, Roger L. Hawes aye, Joe Cardillo aye.

Lynne S. Rider moved, Roger L. Hawes seconded, to approve that the following businesses have applied for renewal of Game and Amusement Devices Licenses:

Lucky's	2 machines
1 pool table	
Helen's Place	n/a
1 pool table	
Woodland Meeting House	1 machines
2 pool tables	

John Lewis aye, Roger L. Hawes aye, Lynne S. Rider aye, Joe Cardillo aye.

**October 28, 2010
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**APPOINTMENT
OF PLUMBING
INSPECTOR**

Roger L. Hawes moved, Lynne S. Rider seconded, and it was so voted to appoint Jeff Lowe as the Plumbing Inspector for the Town of Foster under the recommendation of Carl Riccio, Building & Zoning Official.

John Lewis aye, Lynne S. Rider aye, Roger L. Hawes aye, Joe Cardillo aye.

**OFFICE OF
REGULATORY
REFORM FOR
THE ECONOMIC
DEVELOPMENT
CORP.**

John Lewis explained that the newly created Office by Governor Carcieri asked that the Town of Foster appoint someone to represent the town.

Lynne S. Rider moved, Roger L. Hawes seconded, and it was so voted to appoint Ann-Marie Ignasher, Planner, to be the Liaison for the Economic Development Corp, Office of Regulatory Reform.

John Lewis aye, Lynne S. Rider aye, Roger L. Hawes aye, Joe Cardillo aye.

**WAIVER OF
MAINTENANCE
OF EFFORT FOR
FOSTER
LIBRARIES**

Kelli Russ, Treasurer, recommended that no action be taken until the Town of Foster has heard back from the State of Rhode Island on this issue.

No action was taken.

**AUDITOR
ENGAGEMENT
LETTER
APPROVAL**

Roger L. Hawes moved, Joe Cardillo seconded, to authorize the Town Council sign the engagement letter

John Lewis aye, Lynne S. Rider aye, Roger L. Hawes aye, Joe Cardillo aye.

**POLICE CHIEF
CONTRACT**

John Lewis stated that the information in the contract requires some discussion among the council members. He recommended that this be tabled.

Lynne S. Rider moved, Roger L. Hawes seconded, and it was voted to table the Police Chief Contract for discussion.

John Lewis aye, Lynne S. Rider aye, Roger L. Hawes aye, Joe Cardillo aye.

**CONCERNED
CITIZENS**

A citizen asked about the Regional School budget reductions.

Another citizen wanted to thank the DPW Department for doing such a great job maintaining Balcom Road.

**FUTURE
AGENDA ITEMS**

- License Renewals
- Maintenance of Effort for the Foster Libraries

**EXECUTIVE
SESSION**

Lynne S. Rider moved, Roger Hawes seconded, and it was unanimously so voted to go into Executive Session according 42-46-5a (2) Collective Bargaining, Litigation, and Contract Negotiations, and 42-46-5a (1) Personnel and to reconvene in open session and further to keep the minutes of said meeting closed and the minutes of all Executive Sessions held previous to this meeting be closed and remain to provisions of the General Laws of Rhode Island 42-46-4 & 5

**October 28, 2010
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John Lewis, aye, Lynne S. Rider, aye; Roger L. Hawes aye, Joe Cardillo, aye.

**EXECUTIVE
SESSION**

There were no votes taken in Executive Session.

Roger L. Hawes moved, Joe Cardillo seconded, and it was unanimously so voted to close the executive session portion of meeting.

Lynne S. Rider moved, Roger L. Hawes seconded and it was unanimously voted to adjourn the meeting.

The meeting adjourned at 7:50 p.m.

A digital sound file is made a part of the record for a complete account of the council meeting.

Submitted By

Tina W. Freeman, CMC
Town Clerk