

March 11, 2010

The March 11, 2010, Town Council Meeting was called to order by John Lewis, Vice President, of the Foster Town Council at the Benjamin Eddy Building, Foster, Rhode Island, at 7:00 p.m.

The following members were present:

John Lewis, Vice President,
Lynne S. Rider,
Roger L. Hawes,
Joe Cardillo,
John J. Bevilacqua, Town Solicitor,
Colette Matarese, President, excused

The following department heads were present:

Robert E. Coyne, Jr., Police Chief

The Pledge of Allegiance was recited.

**PUBLIC
COMMENT**

No one spoke under public comment.

REPORTS

John Lewis announced that the Foster Town Council has received notice from the U.S. Census stating that they need full and part time workers to work in the town. The website is www.2010censusjobs.gov if anyone was interested to visit the web site for more information.

Tina W. Freeman, Town Clerk asked if John J. Bevilacqua, Town Solicitor could review the current town ordinance concerning kennel licenses. It appeared that there might be some loopholes between the town ordinance and RI General Laws concerning the rabies certificates, proving that the dogs were properly up to date on the rabies shots. The town ordinance does not read that the kennel license holder must register their dogs or show proof of rabies, and RI General Law states that all dogs must be inoculated.

MINUTES

Lynne S. Rider moved, Roger L. Hawes seconded, and it was unanimously so voted to approve the February 11, 2010, meeting minutes as written

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

Lynne S. Rider moved, Joe Cardillo seconded and it was unanimously so voted to table the February 25, 2010, town council meeting minutes to the next town council meeting.

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

The February 25, 2010, town council meeting minutes could not be approved due to lack of quorum of attending council people present at that meeting.

WARRANTS Lynne S. Rider moved, Roger L. Hawes seconded, and it was unanimously so voted to approve the following warrants: Payroll Warrant #34 in the amount of \$28,144.41, Payroll Warrant #35 in the amount of \$31,513.21, and General Warrant #17 in the amount of \$98,190.33.

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

MONTHLY REPORTS Lynne S. Rider moved, Roger L. Hawes seconded, and it was unanimously so voted to approve the monthly report as written from the Building and Zoning, Planning, Police, Public Works, Tax Assessor, and Tax Collector.

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

EECBG CONTRACT John Lewis announced that the town council had sent out a letter to access “stimulus funds” about two council meetings ago. The State of Rhode Island, Office of Energy Resources returned to the town a contract which just states that the town will adhere to all of the requirements, and utilize the funds as they direct and that the town has committed. John Lewis asked John J. Bevilacqua, Town Solicitor if the contract was in order, he replied yes it was.

Roger L. Hawes moved, Joe Cardillo seconded, and it was unanimously so voted to approve and sign the contract with the Energy Efficiency and Conservation Block Grant Program, for a total amount of \$49,000.00. The contract “locks” the money in for the Town of Foster.

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

RAMBONE CONTRACT John Lewis stated that the contract with Rambone Disposal is expiring this year and that the town council needed to consider or renew the contract which is on the agenda for discussion. John Lewis spoke with John J. Bevilacqua, Town Solicitor, and it was determined that the contract should be discussed in executive session. Since the item was not on the agenda for executive session it was tabled until it could be properly posted.

CLASS F LICENSE Joe Cardillo moved, Roger L. Hawes seconded, and it was unanimously so voted to approve the Class F liquor license to the Thornton Beagle Club for April 11, 2010.

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

**REQUEST
FOR TRAIN-
ING FUNDS**

Lynne S. Rider moved, Joe Cardillo seconded, and it was so voted to approve the request of training funds in the amount of \$1,550.00 to the Moosup Valley Training Academy (Michael Dexter) for ice rescue training.

Lynne S. Rider stated that the Engineering Board and all of the fire departments have received letters from the town council asking that they submit to the town council to review any future requests from the training fund account so that the town council can pre-approve it. That request is in the February 11, 2010 council minutes. The training took place on January 24, 2010; on January 14, 2010 the town council discussed what the town should do regarding that fund. It was decided to send out letters to the various organizations stating that before committing any money for training, it would require town council approval. That was ten days before this, even if the letter didn't go out, there were members from the Moosup Valley Fire Co. present at that meeting. She was not sure about Foster Center Fire Co., she felt that the request should not be paid.

John Lewis was concerned because during the first budget meeting, it was stated that perhaps some fire equipment in the town is not up to date on inspections or has not been certified for use by the departments. The council has requested a listing of all of the equipment so they could assess the cost of performing that certification. That cost would be deducted out of the training fund. Without those documents in front of the town council, he is hesitant to approve the funds because the council does not know how much the certification is going to cost.

Roger L. Hawes added that since the class had been scheduled and advertised before the council had discussed the issue that he felt it should be paid; but, anything after tonight's meeting would be denied without preapproval.

John J. Bevilacqua, Town Solicitor also stated that it is the town council's responsibility to manage the funds for that account and not for the departments just to spend at their will. All of those departments need to ask the council before they commit any funds to be spent.

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

The motion passed.

**REQUEST
FROM TAX
COLLECTOR**

Joe Cardillo moved, Roger L. Hawes seconded, and it was unanimously so voted to approve the request from Pamela Fontaine, Tax Collector to open the tax collectors office on Friday, April 30, 2010 from 8:30am to 5:30pm.

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

BUILDING PERMIT FEE WORKSHEET John Lewis said that the Building Official submitted a worksheet for building permit fees after meeting with John J. Bevilacqua, Town Solicitor on Monday afternoon. John J. Bevilacqua, Town Solicitor stated that this worksheet places the town in compliance with the state building code and ordinance. John Lewis also stated that the new state requirement for re-roofing is added to the worksheet below;

TOWN OF FOSTER
ADDITIONS BUILDING PERMIT FEE WORKSHEET

APPLICANT	PLAT	LOT	DATE
Construction Type	Cost \$/Sq.ft.	AREA	VALUE
Main Floor	\$ 95.00		\$ -
Second Floor	\$ 80.00		\$ -
Other Floor	\$ 65.00		\$ -
Walkout Breezway/Fin Bsmt	\$ 50.00	0	\$ -
Garage Attach / Under	\$ 45.00	0	\$ -
Garage Detached	\$ 50.00		\$ -
Deck	\$ 30.00	0	\$ -
Porch	\$ 40.00		\$ -
3 Season Room	\$ 40.00		\$ -
Barn Main Floor	\$ 40.00		\$ -
Barn 2nd Floor	\$ 30.00		\$ -
Barn Pole	\$ 35.00		\$ -
Addition Room	\$ 75.00		\$ -
Addition Kit/Bath	\$ 70.00		\$ -
Metal Bldg	\$ 15.00		\$ -
Agric shed	\$ 10.00		\$ -
Shed	\$ 30.00	0	\$ -
Addition Dormer	\$ 40.00		\$ -
Total Square Footage		0	
Structure Value			\$ -

PERMIT VALUES	FORMULA		FEE
Building	\$ - \$25+5/1000	25Mn	\$ 25.00
CE & ADA	Structure Value x 0.001 < \$50		\$ -
Building Permit TOTAL			\$ 25.00

Electrical	\$ - \$25+5/1000	25Mn	\$ 25.00
CE & ADA	Electrical Value x 0.001 < \$50		\$ -
Electrical Permit TOTAL			\$ 25.00

Plumbing	\$ - \$25+5/1000	25Mn	\$ 25.00
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CE & ADA	Plumbing Value x 0.001 < \$50		\$	-
Plumbing Permit TOTAL			\$	25.00

Building, Electrical, Plumbing Total			\$	75.00
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Mechanical	\$	- \$25+5/1000	25Mn	\$	25.00
CE & ADA	Heating Value x 0.001 < \$50		\$	-	
Mechanical Permit TOTAL			\$	25.00	

Permit(s) Grand Total			\$	100.00
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WORKSHEET CONTINUED Joe Cardillo moved, Lynne S. Rider seconded, and it was unanimously so voted to approve the building permit fee schedule worksheet as submitted by Carl Riccio, Building & Zoning Official.

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

DOG ORDIN- ANCE John J. Bevilacqua, Town Solicitor stated that he reviewed the ordinance concerning the licensing of dogs and each dog owner is required to show proof of rabies inoculation, weather the owner has a kennel license or just registering the dog(s). That is Rhode Island State Law.

CONCERNED CITIZENS A school committee member asked about the ad for the Regional Financial Town Meeting and its accuracy. Another citizen asked when the next budget meeting would be. The town council stated that it would be March 18, 2010.

EXECUTIVE SESSION Lynne S. Rider moved, Roger L. Hawes seconded, and it was unanimously so voted to go into Executive Session according 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

Lynne S. Rider moved, John Lewis seconded, and it was unanimously so voted to adjourn the meeting.

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

The meeting adjourned at 7:45 p.m.

There were no votes taken in Executive Session.

The executive session portion of the meeting adjourned at 8:05 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
Town Clerk