

Town Council Meeting
July 8, 2021

The July 8, 2021, Town Council Meeting was called to order by Denise L. DiFranco, President, via Zoom™ in Foster, RI at 7:00 p.m.

The following members were present:

Denise L. DiFranco, President
Heidi Rogers, Vice President
Chris Stone
David Paolino
Cheryl Hawes

Also present:

Julia Chretien, Solicitor
Kelli Russ, Finance Director

- I. PLEDGE OF ALLEGIANCE** The Pledge of Allegiance was recited.
- II. PUBLIC COMMENT** Denise L. DiFranco asked for a moment of silence for the fatalities from the Surfside Condo collapse in Florida and for Foster resident Ann Cardoza.
- III. CONSENT AGENDA** Approval of Minutes for May 19, 2021 and June 10, 2021
Approval of General Warrants
1. General Warrant #19 - \$73,077.53

Chris Stone moved, Cheryl Hawes seconded, to approve the Consent Agenda.
Motion passed 4 - 0.
Chris Stone, aye; David Paolino, aye; Cheryl Hawes, aye; Denise L. DiFranco, aye. (Heidi Rogers arrived later.)
- IV. PUBLIC HEARING**
Event Permit for Eric Weiner of P&EE Consulting Inc. d/b/a PVD Food Truck Events

Tammy Steinkamp said that Eric Weiner was not present. Denise L. DiFranco said that he must be in order to hold the meeting.

Julia Chretien suggested moving up the NEW BUSINESS while waiting for Eric Weiner to log on.
Cheryl Hawes moved, Chris Stone seconded, to move NEW BUSINESS to this point on the agenda.
Motion passed 5 - 0.
Heidi Rogers, aye; Chris Stone, aye; David Paolino, aye; Cheryl Hawes, aye; Denise L. DiFranco, aye.
- V. NEW BUSINESS**
Moved to this position
1. Retirement of Tax Collector

Heidi Rogers read the letter of retirement from Nancy Delaere (See Exhibit A).
Cheryl Hawes moved, Chris Stone seconded, to accept Nancy's letter with deep regret.
Motion passed 5 - 0.
Heidi Rogers, aye; Chris Stone, aye; David Paolino, aye; Cheryl Hawes, aye; Denise L. DiFranco, aye.
2. Pole Petition

Heidi Rogers read the Pole Petition (See Exhibit B).
Chris Stone moved, David Paolino seconded, to accept the Pole Petition as presented except that the drawing says "Town of Glocester."
Motion passed 5 - 0.
Heidi Rogers, aye; Chris Stone, aye; David Paolino, aye; Cheryl Hawes, aye; Denise L. DiFranco, aye.
- PUBLIC HEARING**
Moved here
Event Permit for Eric Weiner of P&EE Consulting Inc. d/b/a PVD Food Truck Events

Denise L. DiFranco opened the Public Hearing. She noted that the original application was for July 11, but that is not off the table.
Eric Weiner stated to do a Food Truck event with live music with beer and wine on Aug 12 or Aug 14, or 29, or September 5th or 6th. We're not prepared for specific dates. It's not clear what the costs will be.
Denise L. DiFranco said she did not have the posting with her, but she said they would be voting on all the dates that were given. Julia Chretien said they could approve the dates for two of them and request that he give a heads up for which ones. Denise L. DiFranco asked Eric if that would work for him. He said yes, depending on the terms

of the contract. Julia said it would be what the town wanted him to cover, details, restroom facilities, what goes into the contract. Denise L. DiFranco asked if he was picking two or three dates. Mr. Weiner said only two. Denise L. DiFranco asked if the music would be on the fairgrounds. Mr. Weiner said yes.

Denise L. DiFranco asked Mrs. Dillon if those dates were available. She said yes.

Denise L. DiFranco asked if anyone would like to speak in favor.

Tammy Steinkamp said a lot of people have been asking if the event is going to happen so there is a lot of interest.

Danielle Scott said it was very popular and very well attended. It is a good way to bring people together.

Denise L. DiFranco asked if anyone was in opposition. There were none.

Denise L. DiFranco closed the public hearing.

Cheryl Hawes asked Tammy Steinkamp if Recreation would assume some of the cost. Heidi Rogers asked if they were paying for the police detail and the port-a-johns. Ms. Steinkamp said they were paying for the details and they might split the cost of the port-a-johns.

Denise L. DiFranco noted that Aug 12th is a Town Council meeting, and that Sept. 5 & 6 is on Labor Day weekend.

Cheryl Hawes asked how that would work with their council meeting. Ms. Steinkamp said the last time there was a meeting, they blocked off the parking.

Eric Weiner said what was not clear to him was what the expectations were on the fees per truck and per event.

Denise L. DiFranco said that is what they were discussing.

Kelli Russ asked about the meeting. Denise L. DiFranco said that July 28th would be when the council members have to be present, so we need to have parking for 6-8 people; we can park at the church.

Heidi Rogers asked how many trucks. Mr. Weiner said between 10 and 14. Susan Dillon said each truck would be registered at the town and would be \$25 for the year.

Heidi Rogers asked about the mass gathering fee. Ms. Dillon said the fee is \$100 per mass gathering event. Julia Chretien said that would only apply if there would be more than 500 people; otherwise it would be an event permit, which is a minimum of \$75 and a maximum of \$300 depending on how the council feels. Denise L. DiFranco asked if that was per event or for all events. Julia Chretien said for all of them. Ms. Dillon said last year they charged \$100 per event, but there was no charge per truck. Ms. Chretien said it is worth noting that those trucks can operate in Foster until December 31. Mr. Weiner said not December 31, it should be based on what the State MFE says not the end of the calendar years. Regardless, he just wanted to know what the cost would be. Tammy Steinkamp asked if the council could waive the fee if they wanted. Ms. Chretien said, yes, the council could.

Heidi Rogers said they are looking at Aug 12, 29, rain dates September 5th or 6th. Chris Stone said he was going to pick two out of these four.

Heidi Rogers moved, Cheryl Hawes seconded, to have the food trucks hold events on two of these four dates: August 12 & 29 and September 5 & 6, with two weeks' notice to the council, \$25 per truck, and to waive the event fee and with the cost of the advertising fee of \$138, and paying for the police detail, the port-a-johns, and removing their own trash. The contract does not limit the Rec department from contracting with the event organizer to deal with some of the fees. There can be an agreement but it doesn't fall on the town. Denise L. DiFranco said the two things

they haven't discussed yet included the advertising and event fee.

Heidi Rogers withdrew her motion.

Cheryl Hawes moved to allow the food trucks on town grounds for the four dates listed August 12 & 29, September 5 & 6, that each truck that will participate will pay a \$25 fee which will be good till Dec. 31, that we will waive the event permit fee, however there will be the advertising fee of \$138, and that Recreation and the event people will work out the police detail and the cost of the port-a-johns and will be responsible for removing trash, and will get paperwork in to Ms. Dillon two weeks prior to the event.

Chris Stone seconded.

Discussion: David Paolino asked if the floating dates prevent others from using the Fairgrounds? Ms.

Steinkamp said she was sure the dates would be picked soon.

Lynne Rider noted that in the chat there was something about charging the event costs. Denise L. DiFranco she thought that was earlier and he didn't hear that part.

Danielle Scott asked if Recreation could pay for the advertising. Denise L. DiFranco said no, because he is the applicant. The applicant has to pay for the advertising for the public hearing. Julia Chretien clarified the contract wording. Ms. Steinkamp asked if the contract would be laid out. Ms. Chretien said there would be a sister contract so that the town council is not ordering the Recreation department to do anything.

Motion passed 5 - 0.

Heidi Rogers, aye; Chris Stone, aye; David Paolino, aye; Cheryl Hawes, aye; Denise L. DiFranco, aye.

V. EXECUTIVE SESSION

PURSUANT TO RIGL 42-46-5,
(A), (9)

- a. International Brotherhood of
Police Officers, Local 637,
Negotiations
- b. PURSUANT TO RIGL 42-
46-5A (2) Litigations
 1. TOF v Saint 23, LLC,
et.AL-PC-2018-3588
 2. TOF v. R.P. Investment
Company LLC d/b/a
Price Auto – PC-2020-
01954
 3. TOF v Mark Audet

PURSUANT TO RIGL
42-46-5a(1) Personnel

- a. Tax Collector
Position
- b. Social Services
Position
- c. Building and
Zoning Position
 1. Contract w/
George
Dumont

RETURN TO OPEN SESSION

VI. ADJOURNMENT

Heidi Rogers moved to go into Executive Closed Session pursuant to R.I.G. L 42-46-5 for discussion of Personnel according to RIGL 42-46-5a(1) or work sessions regarding collective bargaining, contract negotiations, or litigation according to R.I.G.L 42-46-5 (A)(2) and RIGL 42-46-5, (A), (9), and to reconvene into open session and to further keep the minutes of said meeting closed and the minutes of all executive sessions held previous to this meeting remain closed in accordance with provisions in RIGL 42-46-4 & 5. No discussion.

Motion passed 5-0.

The council reconvened in to Open Session at 9:15 p.m. Denise L. DiFranco announced that there was one vote taken to accept a settlement. Motion passed 5 - 0.

Cheryl Hawes moved, Heidi Rogers seconded, to adjourn. Motion passed 5 - 0.

Heidi Rogers, aye; Chris Stone, aye; David Paolino, aye; Cheryl Hawes, aye; Denise L. DiFranco, aye.

Meeting adjourned at 9:30 p.m.



Town of Foster

Est. 1781

Office of the Tax Collector
Nancy J. Delaere
401-392-9206

Honorable Town Council
Town of Foster
181 Howard Hill Road
Foster, RI 02825

June 14, 2021

Dear Council Members:

I am writing to inform you that I am retiring effective October 1, 2021.

It has been a pleasure to serve the residents of Foster and the Town Council. I will be willing to help train the new collector if need be. I will miss my co-workers at the Town Hall.

Very truly yours,

Nancy J. Delaere
Foster Tax Collector



Town of Foster

Est. 1781

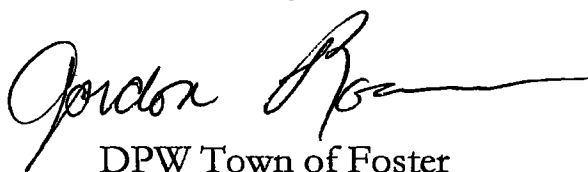
6/30/21

To Foster Town Council and Town Clerk

I have inspected the proposed pole placement. I agree with the pole placement as long as the poles are installed at least 3 feet from the edge of the road.

Poles 3, 3.5, 4, 4.5 and replace pole 5 on Wetherbee

Gordon Rogers

A handwritten signature in cursive script, appearing to read "Gordon Rogers". The signature is written in black ink and is positioned above the printed name "Gordon Rogers".

DPW Town of Foster

nationalgrid

PETITION OF THE NATIONAL GRID FOR JOINT OR IDENTICAL POLE LOCATION TO THE HONORABLE TOWN COUNCIL OF FOSTER, RHODE ISLAND

Town of Foster
Town Clerk
181 Howard Hill Rd
Foster, RI 02825

NATIONAL GRID & Verizon New England Inc.,

Respectfully asks permission to locate and maintain poles, wires and fixtures, including the necessary sustain and protecting fixtures to be owned and used in common by you petitioner along and across the following public ways:

Wetherbee Rd

Install new Pole 3, 3-50, 4, and 4-50 to shorten span & replace Pole 5 & anchor

Therefore, your petitioners pray that they be granted joint of identical location for existing poles and permission to erect and maintain poles and wires together with such sustaining and protecting fixtures as the may find necessary, said poles erected or to erected substantially in accordance with the plan filed herewith marked:

WR# 30357616

Dated 4/22/2021

Your petitioner agrees to reserve or provide space for one cross arm at a suitable point on each of said poles for the fire, police, telephone signal wires belonging to the municipality and used by it exclusively for municipal purposes.

NATIONAL GRID

BY: Christopher Mantalitto

VERIZON NEW ENGLAND, INC.

BY
ORDER

Daryl Cassin
6/17/21

The foregoing petition been read, it was voted that the consent at the

For the use of public ways named for the purposes stated in said petition be and it hereby is granted-----
work to be done subject to the supervision of

A true copy of the vote at the

Adopted _____ and recorded in Records Book# _____ Page# _____

Approved D.P.W. Director 6/24/21 Gordon Rogers

