

Town Council Meeting
December 14, 2017

The December 14, 2017, Town Council Meeting was called to order by Denise L. DiFranco, President of the Foster Town Council, at the Benjamin Eddy Building, 6 South Killingly Road, Foster, Rhode Island, at 7:00 p.m.

The following members were present:	Also present:
Denise L. DiFranco, President	Solicitor, Joann Achille
Chris Stone, Vice President	Kelli Russ, Treasurer
Gordon Rogers	Chief Ziehl
Michael Dillon	
Cheryl Hawes	

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|------|----------------------|---|
| I. | PLEDGE OF ALLEGIANCE | The Pledge of Allegiance was recited. |
| II. | PUBLIC COMMENT | None |
| III. | ANNOUNCEMENTS | None |
| IV. | MINUTES | <p>Gordon Rogers moved, Chris Stone seconded, to accept the Meeting Minutes for November 9, 2017, as presented.
Denise L. DiFranco, aye; Chris Stone, aye; Cheryl Hawes, aye; Gordon Rogers, aye; and Michael Dillon, aye. Motion carried 5-0.</p> <p>Gordon Rogers moved, Chris Stone seconded, to accept the Meeting Minutes for December 7, 2017, as presented.
Denise L. DiFranco, aye; Chris Stone, aye; Cheryl Hawes, aye; Gordon Rogers, aye; and Michael Dillon, aye. Motion carried 5-0.</p> |
| V. | WARRANTS | <p>Gordon Rogers moved, Chris Stone seconded, to approve Payroll Warrant #18 for \$36,644.10
Denise L. DiFranco, aye; Chris Stone, aye; Cheryl Hawes, aye; Gordon Rogers, aye; and Michael Dillon, aye. Motion carried 5-0.</p> <p>Gordon Rogers moved, Chris Stone seconded, to approve Payroll Warrant #19 for \$35,113.76.
Denise L. DiFranco, aye; Chris Stone, aye; Cheryl Hawes, aye; Gordon Rogers, aye; and Michael Dillon, aye. Motion carried 5-0.</p> <p>Gordon Rogers moved, Chris Stone seconded, to approve Payroll Warrant #20 for \$34,086.76
Denise L. DiFranco, aye; Chris Stone, aye; Cheryl Hawes, aye; Gordon Rogers, aye; and Michael Dillon, aye. Motion carried 5-0.</p> <p>Gordon Rogers moved, Chris Stone seconded, to approve Payroll Warrant #21 for \$34,615.59.
Denise L. DiFranco, aye; Chris Stone, aye; Cheryl Hawes, aye; Gordon Rogers, aye; and Michael Dillon, aye. Motion carried 5-0.</p> <p>Gordon Rogers moved, Chris Stone seconded, to approve Payroll Warrant #22 for \$38,952.30.
Denise L. DiFranco, aye; Chris Stone, aye; Cheryl Hawes, aye; Gordon Rogers, aye; and Michael Dillon, aye. Motion carried 5-0.</p> <p>Gordon Rogers moved, Chris Stone seconded, to approve General Warrant #10 for \$2733.26.
Denise L. DiFranco, aye; Chris Stone, aye; Cheryl Hawes, aye; Gordon Rogers, aye; and Michael Dillon, aye. Motion carried 5-0.</p> <p>Gordon Rogers moved, Chris Stone seconded, to approve General Warrant #11 for for \$74,837.94.
Denise L. DiFranco, aye; Chris Stone, aye; Cheryl Hawes, aye; and Michael Dillon, aye; Gordon Rogers, aye. Motion 5-0.</p> |
| VI. | MONTHLY REPORTS | <p>Gordon Rogers moved, Mike Dillon seconded, to accept the October Monthly Reports from the Building & Zoning Dept., Dept. of Public Works, Finance Department, Human Services, Police Department, RIRRC, Tax Assessor, and Planning Department.
Denise L. DiFranco, aye; Chris Stone, aye; Cheryl Hawes, aye; and Michael Dillon, aye; Gordon Rogers, aye. Motion 5-0.</p> |

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VII. OLD BUSINESS

**A. Conversion of
Lights**

Finalizing the purchase of National Grid street lights and converting to LED. Presentation was made by Tom Gentz of Prism explaining the savings involved in the conversion.
Gordon Rogers moved, Mike Dillon seconded, to purchase and move forward with PRISM, and move the Pole 8 on Rt. 6 west to Round Hill Road, and move Pole 18 to 19 at Mr. Clarkin’s suggestion, and go with 3000 Kelvin degree light and the night dimmer, and to return to Kelli with the final price.
Discussion: Lynne Rider
Denise L. DiFranco, aye; Chris Stone, aye; Cheryl Hawes, aye; and Michael Dillon, aye; Gordon Rogers, aye. Motion 5-0.

**B. EMA Applications
& Appointments**

Denise L. DiFranco stated that two candidates were interviewed. Mike Dillon moved, Chris Stone seconded, to appoint Heidi Rogers to the EMA Director position.
Discussion: Lynne Rider, Denise L. DiFranco, Cheryl Hawes.
Denise L. DiFranco, aye; Chris Stone, aye; Cheryl Hawes, aye; and Michael Dillon, aye; Gordon Rogers recused himself.. Motion passed 4-0 with 1 refusal.

**C. Resignation DPW
Director**

Denise L. DiFranco read the resignation letter. Chris Stone moved, Mike Dillon seconded, to accept the Public Works Director’s resignation with accolades and regrets.
Denise L. DiFranco, aye; Chris Stone, aye; Cheryl Hawes, aye; and Michael Dillon, aye; Gordon Rogers, aye. Motion 5-0.

D. DPW Application

The Council discussed interviewing the top candidates on the 20th of December at the Town Hall beginning at 5:30 p.m.

**E. Police Union Letter
of Concern**

Denise L. DiFranco stated that concerns were expressed by IBPO Local 637. Mr. Rogers stated that the issues were about air quality and wiring at the police station and what the costs would be.
Discussion: Chief Ziehl, Gordon Rogers, Denise L. DiFranco, Joseph Cole, Lynn Rider, Jeff Sheldon, Ron Cervasio, Mr. Johnson, and Lori Cardillo.

Cheryl Hawes moved, Gordon Rogers seconded, to get quotes for testing mold and toxic material in air quality.
Gordon Rogers amended, Cheryl Hawes seconded, the motion to include knob and tube replacement.
Denise L. DiFranco, aye; Chris Stone, aye; Cheryl Hawes, aye; and Michael Dillon, aye; Gordon Rogers, aye. Amendment passed 5-0.
Denise L. DiFranco, aye; Chris Stone, aye; Cheryl Hawes, aye; and Michael Dillon, aye; Gordon Rogers, aye. Motion passed 5-0.

VIII. NEW BUSINESS

**A. Juvenile Hearing
Board**

Cheryl Hawes moved, Gordon Rogers seconded, to re-appoint David Sweet to the Juvenile Hearing Board.
Denise L. DiFranco, aye; Chris Stone, aye; Cheryl Hawes, aye; and Michael Dillon, aye; Gordon Rogers, aye. Motion passed 5-0.

**B. Resignation from
Conservation
Committee**

Letter of resignation from Evelina Ruszkowski from the Conservation Commission was read by Gordon Rogers. Gordon Rogers moved, Chris Stone seconded to accept the letter of resignation.
Discussion: Denise L. DiFranco
Denise L. DiFranco, aye; Chris Stone, aye; Cheryl Hawes, aye; and Michael Dillon, aye; Gordon Rogers, aye. Motion passed 5-0.

**C. Private Road
Maintenance
Committee**

Gordon Rogers stated that they had hoped for six people, one from each road. The applicants were two from Howard Hill, one from Round Hill, and 3 from Pine Tree Road and he moved to appoint all six to the committee. Cheryl Hawes seconded.
Discussion: Mike Dillon, Gordon Rogers, Denise L. DiFranco. It was noted that one of the ones mentioned were a couple bringing the number to seven. Mr. Rogers revised his motion to recommending only six, including only one of the couple. Cheryl Hawes seconded.
Denise L. DiFranco, aye; Chris Stone, aye; Cheryl Hawes, aye; and Michael Dillon, aye; Gordon Rogers, aye. Motion passed 5-0.

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D. Reservation of
Funds – Police
Bldg. Committee

Cheryl Hawes moved, Gordon Rogers seconded, to assign and restrict all unused funds appropriated in Fiscal Year 2017 for the sole purpose of planning for the Police Station for the same purpose in future years until completion.
Discussion: Gordon Rogers, Kelli Russ
Denise L. DiFranco, aye; Chris Stone, aye; Cheryl Hawes, aye; and Michael Dillon, aye; Gordon Rogers, aye. Motion passed 5-0.

E. Bid Award –
Heating Oil

Denise L. DiFranco stated there are two bids received. Gordon Rogers moved, Cheryl Hawes seconded, to accept the recommendation from DPW Director Bob Clarkin for Rambone & Sprague (see Exhibit A).
Denise L. DiFranco, aye; Chris Stone, aye; Cheryl Hawes, aye; and Michael Dillon, aye; Gordon Rogers, aye. Motion 5-0.

IX.

PUBLIC HEARING

A. Business
License
Renewals

Denise L. DiFranco opened the Public Hearing.
Gordon Rogers moved, Chris Stone seconded, to approve the following **Secondhand Licenses** upon receipt of annual licensing and advertising fees, and approvals from the Building Official, Tax Collector, and Police Chief where applicable:

As of December 31, 2017 – 2018 Secondhand License Renewals

1. Abby Gosselin, d/b/a A Bee’s Buzz, 114 Danielson Pike
2. Russell Smith, d/b/a Chelsea’s Trading Post, 151 Danielson Pike
3. Joseph Osmanksi, d/b/a/ Foster Auto LLC, 40 Mill Road
4. Henry Chabot, d/b/a/ Foster Bear Arms & Trading Post / Bait Shack, 52 Danielson Pike
5. Newell Wright II, d/b/a/ Hemlock Brook Auto Sales & Service, 37A Mill Road
6. Michael Coggeshall, d/b/a Mike’s Auto Repair, 45 Anthony Road
7. Paul Hayhurst, d/b/a GCC Auto Sales LLC, 175 Danielson Pike
8. Morris Maglioli, d/b/a Wright’s Auto Salvage, 37 Mill Road
9. Keith LaFazia, d/b/a Rhodex Outdoors, 2 Goldmine Road
10. Certified Automotive Inc., d/b/a Steve’s Gunshop, 66 Central Pike

Discussion: Denise L. DiFranco read a letter from Rhett Bishop citing Morris Maglioli, d/b/a Wright’s Auto Salvage for violations and he has not given his approval.
Chris Stone amended the motion, Mike Dillon seconded, to omit Morris Maglioli, d/b/a Wright’s Auto Salvage, 37 Mill Road
Denise L. DiFranco, aye; Chris Stone, aye; Cheryl Hawes, aye; and Michael Dillon, aye; Gordon Rogers, aye. Amendment passed 5-0.
Denise L. DiFranco, aye; Chris Stone, aye; Cheryl Hawes, aye; and Michael Dillon, aye; Gordon Rogers, aye. Main motion passed 5-0.

December 31, 2017 – 2018 Victualling License Renewals

Gordon Rogers moved, Chris Stone seconded to approve the following **Victualling Licenses** upon receipt of annual licensing fee and approvals from the Building Official, Tax Collector and Police Chief where applicable:

1. Reichert Energy Corp., d/b/a Reichert Energy – Corner Store, 189 Hartford Pike
2. Drake Petroleum, d/b/a Xtra Mart, 188 Danielson Pike

Discussion: None.
Denise L. DiFranco, aye; Chris Stone, aye; Cheryl Hawes, aye; and Michael Dillon, aye; Gordon Rogers, aye. Motion passed 5-0.

License Renewals cont **December 31, 2017 – 2018 Gun Shop License Renewals**

Gordon Rogers moved, Chris Stone seconded, to approve the following **Gun Shop** Licenses upon receipt of annual licensing fee and approvals from the Building Official, Tax Collector and Police Chief where applicable:

1. Laurence Costa Mello, d/b/a/ Allary Farm, 7 Rickard Road
2. Keith LaFazia, d/b/a/ Rhody Outdoors, 2 Gold Mine Road
3. Henry Chabot, Foster Bear Arms, 52 Danielson Pike
4. Certified Automotive Inc., d/b/a/ Steve's Gun Shop, 66 Central Pike
5. Leon DeFranco, d/b/a/ LJD Gun & Supplies, 9 King Road

Discussion: None.

Denise L. DiFranco, aye; Chris Stone, aye; Cheryl Hawes, aye; and Michael Dillon, aye; Gordon Rogers, aye. Motion passed 5-0.

Gordon Rogers moved, Chris Stone seconded, to approve the following **Holiday Sales Licenses** upon receipt of annual licensing fee and approvals from the Building Official, Tax Collector, and Police Chief where applicable.

December 31, 2017 – 2018 Holiday Sales License Renewals

1. Reichert Energy Corp., d/b/a/ Reichert Energy - Corner Store, 189 Hartford Pike
2. Henry Chabot, d/b/a Foster Bear Arms & Trading Post, 52 Danielson Pike
3. Lucine Gyuleseryan, d/b/a/ Foster Quick Stop, 173 Danielson Pike
4. Bonita Lambert, d/b/a/ Lladyllove Llama, 82 Cucumber Hill Road
5. Drake Petroleum, d/b/a Xtra Mart, 186 Danielson Pike
6. Abby Gosselin, d/b/a A Bee's Buzz, 114 Danielson Pike
7. Russell Smith, d/b/a Chelsea's Trading Post, 151 Danielson Pike

Discussion: Gordon Rogers noted that Foster Quick Stop has until December 31 to pay taxes.

Denise L. DiFranco, aye; Chris Stone, aye; Cheryl Hawes, aye; and Michael Dillon, aye; Gordon Rogers, aye. Motion passed 5-0.

Gordon Rogers moved, Chris Stone seconded, to approve the following **Campground** Licenses upon receipt of annual licensing fee and approvals from the Building Official, Tax Collector and Police Chief:

December 31, 2017 – 2018 Campground License Renewals

1. Virginia Bassett, d/b/a/ Ginny B Campground, 7 Harrington Road
2. Legacy Land Preservation LLC, d/b/a Dyer Woods Campground, 114 Johnson Road

Discussion: None

Denise L. DiFranco, aye; Chris Stone, aye; Cheryl Hawes, aye; and Michael Dillon, aye; Gordon Rogers, aye. Motion passed 5-0.

Gordon Rogers moved, Mike Dillon seconded, to approve the following **Private Investigator's License** upon receipt of annual licensing fee and approvals from the Police Chief, Building Official and Tax Collector where applicable:

License Renewals cont **December 31, 2017 – 2018 Private Investigator’s License**

- 1. Alan Pittman d/b/a Alan Pittman Investigations, 117 Central Pike

Discussion: None
Denise L. DiFranco, aye; Chris Stone, aye; Cheryl Hawes, aye; and Michael Dillon, aye; Gordon Rogers, aye. Motion passed 5-0.

Denise L. DiFranco closed the public hearing.

B. Danny’s Auction Barn – Transfer of License

Denise L. DiFranco opened the public hearing for the transfer of license. Gordon Rogers moved, Mike Dillon seconded, to accept the transfer of license to Danny’s Auction Barn, LLC, 1 Snagwood Road, owner of property David Mihailides, 153A Foster Center Road, to sell secondhand items. Discussion: None.
Denise L. DiFranco, aye; Chris Stone, aye; Cheryl Hawes, aye; and Michael Dillon, aye; Gordon Rogers, aye. Motion passed 5-0.

Denise L. DiFranco closed the public hearing.

C. Amendment to Zoning Ordinances

Denise L. DiFranco opened the public hearing for the Amendment to the Use Table in the Zoning Ordinance to allow Firearms, Ammunitions, Archery, Edged Weapon Shops in an Agricultural/Residential (A/R) zone with Special Use Permit.

Denise L. DiFranco explained that this was changed by a previous council and this council requested that it go back to the Planning Board for review. On October 4th their conclusion was not to recommend it be changed. Discussion in favor: Jeff Sheldon, Robert DePalo, and Ron Cervasio. Questions and Clarifications: Susan Mara, Joanna Achille, Chief Ziehl, Lori Cardillo, Joe Carey, and Adam Dacko
Discussion against: Lynne Rider, Armand Brier, Richard Sparks, Betty Lou Terry, Lori Cardillo, George Hasapidis, Donna Carchia, Eva Szosz, John Neale.

Denise L. DiFranco closed the public hearing

Gordon Rogers moved, Mike Dillon seconded, to amend the Use Table in Zoning Ordinance to allow Firearms, Ammunitions, Archery, Edged Weapon Shops in an Agricultural/Residential (AR) zone with Special Use Permit. Discussion: Cheryl Hawes, Gordon Rogers, Denise L. DiFranco, Chief Ziehl
Denise L. DiFranco, aye; Chris Stone, aye; and Michael Dillon, aye; Gordon Rogers, aye.
Motion passed 4-0-1 with 1 abstention by Cheryl Hawes.

X. FUTURE AGENDA ITEMS

- a. Financial Statements and Standards Policies and Procedures for Non-Town entities Receiving Appropriations
- b. EMA-EOC Follow-up

XI. ADJOURNMENT

Motion to adjourn was passed unanimously.
Meeting adjourned at 9:35 p.m.

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

Submitted by

Susan M. Dillon
Town Clerk