

**Town Council Meeting
October 11, 2018**

The October 11, 2018, Town Council Meeting was called to order by Denise L. DiFranco, President of the Foster Town Council, at the Foster Town House, 180 Howard Hill Road, at 7:00 p.m.

The following members were present:	Also present:
Denise L. DiFranco, President	Mark Tourgee, Town Solicitor
Gordon Rogers	Kelli Russ, Treasurer
Cheryl Hawes	Chief David Breit
Michael Dillon	
Chris Stone, Vice President was excused	

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| I. PLEDGE OF ALLEGIANCE | The Pledge of Allegiance was recited. |
| II. PUBLIC COMMENT | Denise L. DiFranco state there were no signatures under public comment. |
| III. MINUTES | Gordon Rogers moved, Mike Dillon seconded, to approve the minutes of September 27, 2018.
Discussion: None.
Motion passed 4 – 0. |
| IV. WARRANTS | Gordon Rogers moved, Mike Dillon seconded, to approve Payroll Warrant #13 for \$35,035.40.
Discussion: None.
Motion passed 4 – 0.

Gordon Rogers moved, Mike Dillon seconded, to approve Payroll Warrant #14 for \$38,671.35.
Discussion: None.
Motion passed 4 – 0.

Gordon Rogers moved, Mike Dillon seconded, to approve FY 17/18 General Warrant #29 for \$9,416.22.
Discussion: None.
Motion passed 4– 0

Chris Stone moved, Mike Dillon seconded, to approve General Warrant #5 for \$67,893.22.
Discussion: None.
Motion passed 4 – 0 with one recusal. |
| V. QUARTERLY REPORTS | Gordon Rogers moved, Mike Dillon seconded, to approve the Monthly Reports for July from the Tax Board of Review and the Foster Ambulance Corps.
Motion passed 4 – 0. |
| VI. OLD BUSINESS
A. Wright’s Auto | Denise L. DiFranco reviewed the discussion from the last meeting regarding coming up with arrangements. Mr. Ricci stated that his lawyer was working with Joanna Achille but was not present. He stated that he would have to go for a Public Hearing.

Gordon Rogers moved, Mike Dillon seconded, to have a Public Hearing on the proposal from Wright’s junkyard at the second meeting in November.
Discussion: Cheryl Hawes, Mr. Ricci, Joe Carey, Gordon Rogers
Motion passed 4 – 0. |
| VII. NEW BUSINESS
A. Promotion to Sgt. of Tyler Domingos

B. Zoning Board Resignation | Police Chief David Breit called Officer Tyler Domingos forward and promoted him to sergeant.

Denise L. DiFranco stated that the council had received a resignation letter resigning from the Zoning Board of Review from John Esposito.
Gordon Rogers moved, Mike Dillon seconded, to accept the resignation with regrets.
Motion passed 4 – 0. |

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C. Zoning Board Appointments	<p>Denise L. DiFranco stated that the council had received a request from Zoning Board alternate member Manny Linhares to be appointed as a full member. Gordon Rogers moved, Mike Dillon seconded, to appoint Manny Linhares to the open full membership position on the Zoning Board. Motion passed 4 – 0.</p> <p>Denise L. DiFranco stated that there were two requests to join the Zoning Board as an alternate member; however Mr. Kula has withdrawn his so there is only one applicant, Mr Bradford Smith. Gordon Rogers moved, Mike Dillon seconded, to appoint Bradford Smith to the alternate position on the Zoning Board. Motion passed 3 – 1. Denise L. DiFranco voted no</p>
D. Recreation Committee Resignation	<p>Denise L. DiFranco stated that the council had received a resignation letter from Ryan Siedzik from the Recreation Committee. Gordon Rogers moved, Cheryl Hawes seconded, to accept with regrets the resignation of Ryan Siedzik from the Recreation Committee. Motion passed 4 – 0.</p>
E. Resolution 2018-05 RE: Taxation of Real Estate – requesting that appeals be limited to year of evaluation	<p>Denise L. DiFranco explained and read the Resolution requesting and supporting legislation to amend Title 44, Chapter 5 of the Rhode Island General Laws regarding municipal taxation of real estate (see Exhibit A). Gordon Rogers moved, Cheryl Hawes seconded, to pass Resolution 2018-05 and forward it to the appropriate officials. Discussion: Gordon Rogers, Denise DiFranco, Motion passed 4 – 0.</p>
VIII. FUTURE AGENDA ITEMS	<ul style="list-style-type: none">• Letter to Glocester Town Council• Dead Trees – Resolution, Letter to RI League of Cities and Towns• Henry Phillips Recreational Field• Central Pike Covered Bridge• Marijuana Ordinances• Solar Farm Ordinance• Pine Tree Bridge
IX. EXECUTIVE SESSION	<p>Gordon Rogers moved, Cheryl Hawes seconded, to go into Executive Closed Session according to RIGL 42-42-4 for the reasons stated in RIGL 42-46-5a (2) Litigation</p> <ol style="list-style-type: none">1. Potential Litigation: Schultz vs. Town of Foster2. Balfour vs. TOF PC-2016-44713. Potential Litigation: Town of Foster vs. Wright’s Auto4. Potential Litigation: Town of Foster vs. Price Auto <p>Motion passed 4 – 0. Executive Session convened at 7:35 p.m.</p>
RECONVENE IN OPEN SESSION	<p>The Council reconvened in Open Session and Denise L. DiFranco stated that three voted were taken:</p> <ol style="list-style-type: none">1. To hold the contract as written and signed for the installation of a well for the Schultz property 4 – 0.2. Motion made to hire Mark Boyer from Boyer Engineering Surveyor to develop a preliminary opinion on Balfour vs. TOF not to aexceed \$1,500.00. 4 – 0.3. The council will instruct the Zoning Official to violate Price Auto for running a Junk Yard which is a prohibited use. 4 – 0.
X. ADJOURNMENT	<p>Meeting adjourned at 8:35 p.m.</p>

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

Submitted by,

Susan Dillon
Town Clerk