



Town of Lincoln

Town Council Meeting

March 21, 2023 at 7:00 PM
Lincoln Town Hall

MINUTES

Board of License Commissioners

A. Call to Order

7:00 PM Meeting called to order on March 21, 2023 at Lincoln Town Hall, 100 Old River Road, Lincoln, RI.

This meeting will be held as a hybrid meeting, with the Council meeting in person and the public may participate in person or by utilizing the web streaming available on www.lincolnri.org, and emailing comments to meeting@lincolnri.org.

Members Present:

Keith Macksoud, President
Arthur Russo
Ken Pichette
Bruce Ogni
Pam Azar
Anthony DeSisto, Town Solicitor
Philip Gould, Town Administrator

B. Pledge of Allegiance

Noah Stager, David Silvestri, Mason White, and Jack Carey of Troop 1 of Manville led the Pledge of Allegiance.

C. Presentation of Proclamation for Chief Brian Sullivan

Chief Brian Sullivan was present to receive his proclamation.

D. Application for a Special Event License

1. Ragnar Relay New England on May 19 at 9:30 p.m. to May 20 at 5:00 a.m. at St. Jude Rectory

ACTION: Motion to grant the license and waive the fee by Bruce Ogni second by Ken Pichette and Pam Azar;
Motion passed with a 5:0

AYES: Keith Macksoud, Arthur Russo, Ken Pichette, Bruce Ogni, Pam Azar

NOES: None

ABSTAIN: None

2. Butterfly Farm Annual Easter Egg Hunt at 679 Great Road on April 8, 2023

ACTION: Motion to grant the license by Bruce Ogni second by Pam Azar;

Motion passed with a 5:0

AYES: Keith Macksoud, Arthur Russo, Ken Pichette, Bruce Ogni, Pam Azar

NOES: None

ABSTAIN: None

3. John Manousos of 4 Morgan Court will be hosting an outdoor wedding on September 2, 2023 at the residence
John Manousos, applicant, was present and answered any questions that the Council may have had.

ACTION: Motion to grant the license with the condition to contact neighbors and police regarding noise ordinance by Bruce Ogni second by Pam Azar;
Motion passed with a 5:0

AYES: Keith Macksoud, Arthur Russo, Ken Pichette, Bruce Ogni, Pam Azar

NOES: None

ABSTAIN: None

4. HAIRraising for Boston Children's Hospital by Hair It Is located on 600 George Washington Highway on April 30, 2023
Heather Broccoli, applicant, was present and answered any questions that the Council may have had.

ACTION: Motion to grant the license and waive the fee with the condition to contact the police department by Ken Pichette second by Bruce Ogni and Pam Azar;
Motion passed with a 5:0

AYES: Keith Macksoud, Arthur Russo, Ken Pichette, Bruce Ogni, Pam Azar

NOES: None

ABSTAIN: None

5. Town of Lincoln High School Food Truck Event at Chase Farm Park, 667 Great Road on October 21st (Rain Date: October 22nd)
Scott Winslow, Director of Parks & Recreation, was present and answered any questions that the Council may have had.

ACTION: Motion to grant the license and waive the fee by Pam Azar second by Arthur Russo and Bruce Ogni;
Motion passed with a 5:0

AYES: Keith Macksoud, Arthur Russo, Ken Pichette, Bruce Ogni, Pam Azar
NOES: None
ABSTAIN: None

6. Farmer's Market hosted by the Town of Lincoln and held at Chase Farm:
May 26, 2023
June 24, 2023
July 8, 2023
August 5, 2023
September 9, 2023
Grace Gervais, Assistant Director of Parks & Recreation, was present and answered any questions that the Council may have had.
One of the dates was in error on the application. May 26 is supposed to be August 26.

ACTION: Motion to grant the license and waive the fee by Ken Pichette second by Pam Azar;
Motion passed with a 5:0
AYES: Keith Macksoud, Arthur Russo, Ken Pichette, Bruce Ogni, Pam Azar
NOES: None
ABSTAIN: None

E. Application for a Class F License

1. Chase Farm Concert Series by the Town of Lincoln:
May 29, 2023 (Post Parade)
June 17, 2023
July 22, 2023
August 12, 2023
September 2, 2023
Scott Winslow, Director of Parks & Recreation, was present and answered any questions that the Council may have had.
The post parade date of May 29, 2023 is just a special event and no alcohol will be served.

ACTION: Motion to grant the license and waive the fee by Ken Pichette second by Bruce Ogni;
Motion passed with a 5:0
AYES: Keith Macksoud, Arthur Russo, Ken Pichette, Bruce Ogni, Pam Azar
NOES: None
ABSTAIN: None

F. Application for a Transfer of Class A Liquor License

1. Ojohn LLC d/b/a Lincoln Spirit Shop to Oum Corporation d/b/a Lincoln Spirit Shop located at 10 Higginson Avenue
 - a. Schedule a Public Hearing

ACTION: Motion to set the public hearing for april 25, 2023 by Ken Pichette second by Bruce Ogni;
Motion passed with a 5:0

AYES: Keith Macksoud, Arthur Russo, Ken Pichette, Bruce Ogni, Pam Azar

NOES: None

ABSTAIN: None

G. Application for a Transfer of Class BV Liquor License

1. STAS Inc. d/b/a Brooksies Pub to ARJK, Inc. d/b/a Maria's Breakfast and Lunch at 616 Smithfield Avenue
 - a. Public Hearing

Stephanie Scully of 16 Hopkins Street spoke regarding the hours of operation and parking.

ACTION: Motion to continue the public hearing to april 25, 2023 by Ken Pichette second by Pam Azar;
Motion passed with a 5:0

AYES: Keith Macksoud, Arthur Russo, Ken Pichette, Bruce Ogni, Pam Azar

NOES: None

ABSTAIN: None
 - b. Discussion and action
2. ENN Inc. d/b/a ENN Japanese Cuisine & Sushi Bar to Nate's Surf Sturf Restaurant, LLC d/b/a Nathaniel's Bistro located at 600 George Washington Highway, Unit 3
 - a. Schedule a Public Hearing

ACTION: Motion to set the public hearing for april 25, 2023 by Ken Pichette second by Bruce Ogni;
Motion passed with a 5:0

AYES: Keith Macksoud, Arthur Russo, Ken Pichette, Bruce Ogni, Pam Azar
NOES: None
ABSTAIN: None

H. Application for a New Class BV Liquor License

1. Emerald Bay 2 LLC d/b/a Emerald Bay Food Hall located at 100 Twin River Road
 - a. Schedule a Public Hearing
Peter Tran, applicant, was present and answered any questions that the Council may have had.

ACTION: Motion to set the public hearing on april 17, 2023 by Ken Pichette second by Pam Azar;
Motion passed with a 5:0
AYES: Keith Macksoud, Arthur Russo, Ken Pichette, Bruce Ogni, Pam Azar
NOES: None
ABSTAIN: None

I. Holiday & Mobile Food Establishment License Renewals

1. 2023 Renewals
Holiday Sales:
HomeGoods Inc d/b/a Homegoods #0166 at 622 George Washington Hwy
Marshalls of MA Inc d/b/a Marshalls #0359 at 622 George Washington Hwy
One Stop Liquors Inc at 97 Railroad Street, Manville
Nayco Family Store Inc d/b/a Nayco at 198 Front Street
Cumberland Farms #1206 at 823 Smithfield Avenue
Vandelay Liquors d/b/a Washington Hill Liquors at 616 George Washington Hwy
R1 Indoor Karting & Racing at 100 Higginson Avenue
Lincoln Liquors at 172 Front Street
RSB LLC d/b/a Li'l General 30 at 259 Front Street, #3
Ocean State Job Lot #102 at 622 George Washington Hwy
Dollar Tree Stores Inc d/b/a Dollar Tree #03579 at 622 George Washington Hwy
Colbea Enterprises, LLC d/b/a Seasons Corner Market at 1783 Old Louisquisset Pike
RI Haircuts LLC d/b/a Sports Clips at 618 George Washington Hwy
Coxcom LLC d/b/a Cox at 613C George Washington Hwy

Mobile Food Establishments:
JLM Refreshments Inc d/b/a Del's Lemonade of Cumberland
Palagi's 2000 Inc d/b/a Palagi's Ice Cream
Palagi Bros Ice Cream

ACTION: Motion to grant the licenses listed pending the approvals needed by Ken Pichette second by Pam Azar;
Motion passed with a 5:0
AYES: Keith Macksoud, Arthur Russo, Ken Pichette, Bruce Ogni, Pam Azar
NOES: None
ABSTAIN: None

ACTION: Motion to eliminate oum from the list by Ken Pichette second by Pam Azar;
Motion passed with a 5:0
AYES: Keith Macksoud, Arthur Russo, Ken Pichette, Bruce Ogni, Pam Azar
NOES: None
ABSTAIN: None

Town Council

J. Call to Order

7:00 PM Meeting called to order on March 21, 2023 at Lincoln Town Hall, 100 Old River Road, Lincoln, RI.

K. Consent Agenda

All items listed in this section are considered in one motion. There will be no separate discussion of these items unless a Councilor so requests, in which event item will be removed from the consent agenda.

ACTION: Motion to adopt item K. by Ken Pichette second by Bruce Ogni;
Motion passed with a 5:0
AYES: Keith Macksoud, Arthur Russo, Ken Pichette, Bruce Ogni, Pam Azar
NOES: None
ABSTAIN: None

1. Minutes Approval

a. Minutes of February 13, 2023

- b. Minutes of February 14, 2023

- 2. Consideration of Monthly Bills

- a. March 2023

- 3. Town Administrator's Reports

- a. Parks and Rec report

- b. Town Clerk's Monthly Report

- c. Human Resource Department Monthly Report- February-2023

- d. Lincoln Senior Center report

- e. Library February 2023

- f. Tax Assessor February 2023 Monthly Report

- g. Building Department Monthly Report

- h. Public Safety Report Feb 2023

- i. Finance Reports

- 4. Communications

- a. Walker Lofts Tax Stabilization Agreement

- ACTION:** Motion to remove from the consent agenda item K.4.a. by Arthur Russo second by Pam Azar;
Motion passed with a 5:0

AYES: Keith Macksoud, Arthur Russo, Ken Pichette, Bruce Ogni, Pam Azar
NOES: None
ABSTAIN: None

i. Public Hearing (continued from February 14th meeting)

ii. Discussion and action

Andrew Blais was present on behalf of Walker Lofts and answered any questions that the Council may have had.

ACTION: Motion to under 4th whereas change tac to tax and section 8.7 strike "this ordinance of the lincoln town council" by Ken Pichette second by Arthur Russo;
Motion passed with a 4:1

AYES: Keith Macksoud, Arthur Russo, Ken Pichette, Pam Azar

NOES: Bruce Ogni

ABSTAIN: None

ACTION: Motion to adopt the tax stabilization agreement between walker lofts and the town of lincoln item K.4.a.ii. by Ken Pichette second by Arthur Russo;
Motion passed with a 4:1

AYES: Keith Macksoud, Arthur Russo, Ken Pichette, Pam Azar

NOES: Bruce Ogni

ABSTAIN: None

b. Resolution from Charlestown in support of 2023 H5174 (an act relating to waters and navigation coastal resources management council)

c. Resolution from Charlestown in support of full funding of categorical transportation aid

d. Resolution from Hopkinton in support of housing development & land use

e. Notice from DEM regarding AP 28, Lot 80

ACTION: Motion to refer to the town engineer by Arthur Russo second by Ken Pichette and Pam Azar;
Motion passed with a 5:0

AYES: Keith Macksoud, Arthur Russo, Ken Pichette, Bruce Ogni, Pam Azar
NOES: None
ABSTAIN: None

- f. Resolution from Burrillville regarding Environmental, Social and Governance Investing
- g. City of Central Falls Planning & Economic Development Department Abutter's Letter.
- h. Resolution from Tiverton in support of Housing Development & Land Use
- i. Resolution from Warren in support of validating and ratifying an amendment to the Home Rule charter
- j. Resolution from Warren in support of RI League of Cities & Towns 2023 Legislative Priorities
- k. Resolution from Warren in support of Housing Development & Land Use
- l. Resolution from Warren in support of enabling legislation for a tax amnesty program for motor vehicles and tangible taxes
- m. Resolution from Warren in support of a periodic review of the BWRSD enabling legislation
- n. Request from Emerald Bay 2 LLC d/b/a Emerald Bay Food Hall located at 100 Twin River Road to amend Ordinance 70-78 to change the maximum number of BV licenses from 24 to 25 and if enacted, that the extra license be given to them

ACTION: Motion to refer to ordinance sub committee on april 17, 2023 by Ken Pichette second by Bruce Ogni;
Motion passed with a 5:0

AYES: Keith Macksoud, Arthur Russo, Ken Pichette, Bruce Ogni, Pam Azar
NOES: None
ABSTAIN: None

5. Tax Abatements

a. Tax Assessor Abatements- February 2023

L. Public Comment

Cameron Deutsche spoke on affordable housing in Town.

M. Appointments

1. Appointment to the Tenant Board - District 5 - to fill a vacancy with a term to expire in 2024

ACTION: Motion to defer the appointment by Ken Pichette
second by Bruce Ogni;

Motion passed with a 5:0

AYES: Keith Macksoud, Arthur Russo, Ken Pichette, Bruce
Ogni, Pam Azar

NOES: None

ABSTAIN: None

N. Unfinished Business

1. Ordinance Sub Committee Report

a. **2022-8**

Amendment to Trash Ordinance:
217-21 Apartments and condominiums

History:

Date	Meeting Body	Action
11/15/2022	Town Council	Referral to Committee
12/19/2022	Ordinance Sub Committee	Recommendation to Town Council
12/20/2022	Town Council	Amendment deferred back to Committee
1/23/2023	Ordinance Sub Committee	Deferred in Committee
2/13/2023	Ordinance Sub Committee	Deferred in Committee
3/20/2023	Ordinance Sub Committee	Recommendation

ACTION: Motion to adopt item N.1.a. by Arthur Russo second by Ken Pichette and Pam Azar;
Motion passed with a 5:0 by a roll call vote

AYES: Keith Macksoud, Arthur Russo, Ken Pichette, Bruce Ogni, Pam Azar

NOES: None

ABSTAIN: None

2. Claims Sub Committee Report

a. Kristin Andrew Claim

History:

Date	Meeting Body	Action
1/24/2023	Town Council	Referral to Committee
2/14/2023	Claims Sub Committee	Deferred in Committee
3/21/2023	Claims Sub Committee	Recommendation

ACTION: Motion to deny the claim by Bruce Ogni second by Ken Pichette;
Motion passed with a 5:0

AYES: Keith Macksoud, Arthur Russo, Ken Pichette, Bruce Ogni, Pam Azar

NOES: None

ABSTAIN: None

3. Purchasing Sub Committee Report

a. Award of Bid for Northern and Lonsdale Elementary School Media Centers

History:

Date	Meeting Body	Action
3/21/2023	Purchasing Sub Committee	Recommendation

ACTION: Motion to award the bid to maron construction for the amount of \$1,249,900 by Ken Pichette second by Pam Azar;
Motion passed with a 5:0

AYES: Keith Macksoud, Arthur Russo, Ken Pichette, Bruce Ogni, Pam Azar

NOES: None

ABSTAIN: None

4. Capital Improvement Committee Report
Council President Macksoud gave an update on the Physical Education Center.

O. New Business

1. Resolutions for Introduction for Referral to Committee

- a. **2023-5**

Resolution requesting that a question be placed on a 2023 townwide ballot seeking approval from the qualified electors to authorize the Town of Lincoln to issue bonds and notes for the construction, renovation, rehabilitation, repair, improvements, furnishing and equipping of and/or additions to Lincoln Elementary Schools

ACTION: Motion to immediate consideration item O.1.a. by Ken Pichette second by Pam Azar;
Motion passed with a 5:0

AYES: Keith Macksoud, Arthur Russo, Ken Pichette, Bruce Ogni, Pam Azar

NOES: None

ABSTAIN: None

ACTION: Motion to discuss item O.1.a. by Ken Pichette second by Arthur Russo;
Motion passed with a 5:0

AYES: Keith Macksoud, Arthur Russo, Ken Pichette, Bruce Ogni, Pam Azar

NOES: None

ABSTAIN: None

ACTION: Motion to adopt and refer to general assembly and bond counsel item O.1.a. by Ken Pichette second by Pam Azar;
Motion with a 5:0

AYES: Keith Macksoud, Arthur Russo, Ken Pichette, Bruce Ogni, Pam Azar

NOES: None

ABSTAIN: None

2. Ordinances for Introduction for Referral to Committee

a. **2023-1**

Amendment to the Capital Improvement Revolving Fund Ordinance

ACTION: Motion to refer to committee item O.2.a. by Ken Pichette second by Bruce Ogni;
Motion passed with a 5:0

AYES: Keith Macksoud, Arthur Russo, Ken Pichette, Bruce Ogni, Pam Azar

NOES: None

ABSTAIN: None

P. Adjourn

Councilor Pichette announced his 7th Annual Yellow Bag Day on April 1, 2023. Town Administrator Gould announced the Open House for Chief Sullivan on March 24, 2023.

Council President Macksoud announced that the regular Town Council meeting in April was pushed to April 24 (Work Session) and April 25 (Regular Meeting).

ACTION: Motion to adjourn the meeting by Ken Pichette second by Bruce Ogni;
Motion passed with a 5:0

AYES: Keith Macksoud, Arthur Russo, Ken Pichette, Bruce Ogni, Pam Azar

NOES: None

ABSTAIN: None