



Town of Lincoln

Town Council Meeting

March 19, 2024 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 19, 2024 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.gov.

Members Present:

Keith Macksoud, President
Arthur Russo, Jr
Kenneth Pichette
Bruce Ogni
Pamela Azar
Anthony DeSisto, Town Solicitor
Philip Gould, Town Administrator

B. Pledge of Allegiance

C. Application for a Special Events License

1. Lincoln Farmers Markets at Chase Farm on the following dates:

June 22, 2024 (Rain Date: June 29, 2024)

July 13, 2024 (Rain Date: July 20, 2024)

July 27, 2024

August 17, 2024 (Rain Date: August 24, 2024)

August 31, 2024

September 21, 2024

October 5, 2024

Grace Gervais, the Assistant Parks & Recreation Director, was present and answered any questions that the Council may have had.

ACTION: Motion to grant and waive the application 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

D. Application for a Special Event - Class F1 Liquor License

1. Town of Lincoln's Memorial Day Fundraiser Bingo at 150 Jenckes Hill Road on April 27, 2024
Grace Gervais, the Assistant Parks & Recreation Director, was present and answered any questions that the Council may have had.

ACTION: Motion to grant and waive the application 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

2. The State Ballet of Rhode Island's 19th Annual Partner with the Arts Fundraising Event at 52 Sherman Avenue on May 19, 2024 (Rain Date May 26, 2024)
Ana Fox, the applicant, was present and answered any questions that the Council may have had.

ACTION: Motion to grant and waive the application fee 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

E. Holiday and Mobile Food Establishment License Renewals

1. 2024 Renewals

ACTION: Motion to grant the holiday sales licenses but not issue until all approvals are met 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 grant the mfe licenses but not issue until all approvals are met 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

Town Council

F. Call to Order

7:00 PM Meeting called to order on March 19, 2024 at Lincoln Town Hall, 100 Old River Road, Lincoln, RI.

G. 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 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

1. Minutes Approval

a. Minutes of February 26, 2024

b. Minutes of February 27, 2024

c. Minutes of March 5, 2024

2. Consideration of Monthly Bills
3. Claims for Referral to Committee

- a. Labossiere Claim

ACTION: Motion to deny the claim and refer to the trust 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

- b. Date Claim

- c. Dennis Claim

- d. Baptista Claim

4. Town Administrator's Reports

- a. Town Clerk's Monthly Report

- b. Senior Center Report

- c. Tax Assessor February 2024 Monthly Report

- d. Building Department Monthly Report

- e. Public Safety Report

- f. HR-MONTHLY REPORT-MARCH-2024

- g. Parks and Rec 2024 February

h. Finance Director Reports

5. Communications

a. Resolution from Narragansett in opposition of H7382 that redefines "household" in the state enabling legislation

b. Resolution from Narragansett opposing H7324 and requesting RI General Assembly sustain local authority to regulate land use

c. Disposition of Surplus State Land: Condemnation Plat 361, a portion of Parcel 41, Condemnation Plat 749, a portion of Parcel 25, Location: Fronting 713 George Washington Highway

ACTION: Motion to have the town administrator inquire who the owner is and if it is not first student, notify ridot by letter to protect the town's rights and defer the communication by Arthur Russo 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

d. Resolution from Charlestown in support of amendments to RIGL 45-24-38 (Substandard Lots of Record)

e. Resolution from Charlestown in opposition to any revival of the Old Saybrook to Kenyon Bypass

f. Request from North Star Foundation, Inc. to abandon portion of N Crow Point Road

ACTION: Motion to refer to planning board and all of the chiefs (police, fire, and rescue) by Arthur Russo 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. Letter from Edward Sullivan, III requesting that the Section A of Chapter 70-7 of the Ordinance to be amended

ACTION: Motion to accept the communication 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

- h. Request from Maurice Omar to abandon Douglas Avenue in Manville

ACTION: Motion to refer to planning board and all of the chiefs (police, fire, and rescue) by Arthur Russo 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

- i. Resolution from Tiverton in support of fully funding state aid to libraries to the full 25% level

- j. Resolution from Warren in opposition to H 7983

6. Pole Placements

ACTION: Motion to approve by Arthur Russo 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

- a. Wellington Road - Installing a new pole

- b. East Lantern Road - Installing 3 new JO Poles

7. Tax Abatements

a. March 2024 Tax Assessor Abatements

H. Public Comment

ACTION: Motion to take item 2 under new business up next 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

Michael Ricard, chair of the Tenant Board of Affairs, spoke on the Tenant Board vacancies.

Cameron Deutsche of 67 Rockridge Road spoke in support of Resolutions 2024-8 and 2024-9.

Joshua Kidd of 152 Railroad Street, spoke of recycling.

I. Appointments

1. Two appointments for the Conservation Commission for terms to expire in 2025 & 2026

ACTION: Motion to appoint nara delgado to the conservation commission with a term to expire in 2026 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

ACTION: Motion to defer the appointment to expire in 2025 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

2. Appointment to the Tax Board of Review to complete a term to expire in 2026

ACTION: Motion to appoint timothy stebenne to the tax assessors board of review with a term to expire in 2026 by Arthur Russo second by Ken Pichette; Motion with a 5:0

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

NOES: None

ABSTAIN: None

J. Unfinished Business

1. Ordinance Sub Committee Report

- a. **2024-1**
An Ordinance establishing a Resident-Only Parking Permit Program

History:

Date	Meeting Body	Action
01/23/2024	Town Council	Referred to Committee
02/27/2024	Ordinance Sub Committee	Deferred in Committee
03/18/2024	Ordinance Sub Committee	Recommendation

Councilor Russo stated that the matter was deferred in committee.

2. Claims Sub Committee Report

- a. Guevarez Claim - Pothole

History:

Date	Meeting Body	Action
11/21/2023	Town Council	Referred to Committee
12/19/2023	Claims Sub Committee	Deferred in Committee
01/23/2024	Claims Sub Committee	Deferred in Committee
02/27/2024	Claims Sub Committee	Deferred in Committee
03/19/2024	Claims Sub Committee	Recommendation

ACTION: Motion to award the claim in the amount of \$878.00 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

b. Hiram Barber Claim

History:

Date	Meeting Body	Action
1/24/2023	Town Council	Referred to Trust
12/19/2023	Claims Sub Committee	Deferred in Committee
01/23/2024	Claims Sub Committee	Deferred in Committee
02/27/2024	Claims Sub Committee	Deferred in Committee
03/19/2024	Claims Sub Committee	Recommendation

Councilor Ogni stated that the matter was deferred in committee.

c. Ward Claim

History:

Date	Meeting Body	Action
02/27/2024	Town Council	Referred to Committee
03/19/2024	Claims Sub Committee	Recommendation

ACTION: Motion to deny the claim by Bruce Ogni second by Pam Azar;
Motion with a 5:0

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

NOES: None

ABSTAIN: None

d. Kimball Claim

History:

Date	Meeting Body	Action
02/27/2024	Town Council	Referred to Committee
03/19/2024	Claims Sub Committee	Recommendation

ACTION: Motion to award the claim in the amount of \$50.00 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

e. 12 Morgan Court Mailbox Claim

History:

Date	Meeting Body	Action
02/27/2024	Town Council	Referred to Committee
03/19/2024	Claims Sub Committee	Recommendation

ACTION: Motion to award the claim in the amount of \$50.00 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

f. 13 Sunview Street Mailbox Claim

History:

Date	Meeting Body	Action
02/27/2024	Town Council	Referred to Committee
03/19/2024	Claims Sub Committee	Recommendation

Councilor Ogni stated that the matter was deferred in committee.

g. 57 Mark Drive Mailbox Claim

History:

Date	Meeting Body	Action
02/27/2024	Town Council	Referred to Committee
03/19/2024	Claims Sub Committee	Recommendation

ACTION: Motion to award the claim in the amount of \$50.00 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. Capital Improvement Committee Report
Councilor Pichette gave an update on the Revolving Fund Committee.
Councilor Ogni and Administrator Gould gave an update on the Rescue building.
4. General Assembly Legislative Update
Administrator Gould gave the Council an update.

K. New Business

1. Resolutions for Introduction for Referral to Committee

- a. **2024-7**
Resolution to Authorize Cancellation of Certain Taxes March 2024

ACTION: Motion to defer to next month 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

- b. **2024-8**
Resolution Authorizing the use of American Rescue Plan Act (ARPA) funds for Front Street Streetscape Project

ACTION: Motion to immediate consideration 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

ACTION: Motion to amend last sentence to add "and be returned to Town General Fund" 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

ACTION: Motion to adopt as amended 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

- c. **2024-9**
Resolution in support of House Bill 2024 - H 7677 in regards to sidewalks

ACTION: Motion to immediate consideration by Arthur Russo 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

ACTION: Motion to adopt 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

- d. **2024-10**
Resolution in support of Governor McKee's Litter Free Rhode Island campaign

ACTION: Motion to immediate consideration by Arthur Russo 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

ACTION: Motion to adopt by Arthur Russo 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

2. Amendment of Tax Stabilization between Town of Lincoln and Walker Lofts LP

Andrew Blais on behalf of Duffy & Sweeney was present and answered any questions that the Council may have had.

ACTION: Motion to grant the amendment by Ken Pichette second by Arthur Russo and Pam Azar;

Motion passed with a 4:1

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

NOES: Bruce Ogni

ABSTAIN: None

L. **Adjourn**

Councilor Ogni discussed the recent tax bill letters that went out.

Councilor Pichette announced the Yellow Bag Day in Manville on April 6, 2024

Councilor Russo wished everyone a Happy Father's Day and Happy St.

Joseph's Day

Councilor Ogni thanked the Council and Administrator for remembering his brother-in-laws passing.

ACTION: Motion to adjourn the meeting 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