



Town of Lincoln

Town Council Meeting

July 16, 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 July 16, 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
Philp Gould, Town Administrator

B. Pledge of Allegiance

C. Application for a Transfer of a BV Liquor License

1. Transfer from School Street Tavern, LLC to Cool Pickle LLC d/b/a Cool Pickle Restaurant & Bar located at 48 School Street

- a. Schedule a Public Hearing

ACTION: Motion to schedule the public hearing for august 20, 2024 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

D. Application for a New Class BVL Liquor License

1. Saptigiri LLC d/b/a Sbarro Twin River Second Floor located at 100 Twin River Road

a. Schedule a Public Hearing

ACTION: Motion to schedule the public hearing for august 20, 2024 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. Application for a Victualling License

1. PB PVD LLC d/b/a Playa Bowls located at 626 George Washington Highway, Unit 69
Eric Hamel & Michael Walsh, applicants, were present and answered any questions that the Council may have had.

ACTION: Motion to grant the license but not issue until all approvals are met 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. Saptigiri LLC d/b/a Sbarro Twin River Second Floor located at 100 Twin River Road

ACTION: Motion to defer 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

3. Cool Pickle LLC d/b/a Cool Pickle Restaurant & Bar located at 48 School Street

ACTION: Motion to defer 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

F. Application for a Juke Box Application

1. Cool Pickle LLC d/b/a Cool Pickle Restaurant & Bar located at 48 School Street

ACTION: Motion to defer 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

G. Application for a Dance License

1. Cool Pickle LLC d/b/a Cool Pickle Restaurant & Bar located at 48 School Street

ACTION: Motion to defer 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

H. Application for an Entertainment License

1. Cool Pickle LLC d/b/a Cool Pickle Restaurant & Bar located at 48 School Street

ACTION: Motion to defer 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. Application for a Pool Table License

1. Cool Pickle LLC d/b/a Cool Pickle Restaurant & Bar located at 48 School Street

ACTION: Motion to defer 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

J. Application for an Electrical/Mechanical Application

1. Cool Pickle LLC d/b/a Cool Pickle Restaurant & Bar located at 48 School Street

ACTION: Motion to defer 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

K. Application for a Holiday License

1. Ulta Salon, Cosmetics & Frangrance, Inc. d/b/a Ulta Beauty located at 622 George Washington Highway
Kathleen Condon, General Manager for that location, was present and answered any questions that the Council may have had.

ACTION: Motion to grant the license 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

L. Application for a Special Event License

1. The John Martins Foundation 8th Annual Car Show located at 100 Higginson Avenue on September 22, 2024

ACTION: Motion to grant the license pending police approval and waive the application 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

M. Application for a Special Event - Class F Liquor License

1. St. Basil Melkite Church Summer Fundraiser Festival located at 15 Skyview Drive on August 10 and 11, 2024

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

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

NOES: None

ABSTAIN: None

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

1. Butterfly Farms located at 679 Great Road is holding the following events:
Sunflower Fest - Weekends in August, 2024
Blooms and Brews - August 17, 2024
Burger Bash - September 7, 2024
Fall Fest - Weekends in October, 2024

Daniel Flynn, owner, was present and answered any questions that the Council may have had.

ACTION: Motion to grant the licenses 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

Town Council

O. Call to Order

7:00 PM Meeting called to order on July 16, 2024 at Lincoln Town Hall, 100 Old River Road, Lincoln, RI.

P. 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 approve 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 April 16, 2024
- b. Minutes of May 21, 2024
- c. Minutes of June 10, 2024
- d. Minutes of June 11, 2024
- e. Minutes of June 27, 2024

2. Consideration of Monthly Bills

3. Town Administrator Reports

- a. Tax Assessor Monthly Report June 2024
- b. Town Clerk's Office Monthly Report - May & June
- c. Parks and Rec report
- d. Senior Center Monthly Report
- e. Building Department Monthly Report
- f. Library Monthly Report June 2024
- g. public safety

ACTION: Motion to accept 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

- h. Finance Department Monthly Report

4. Communications

- a. Abutter's Notice from Central Falls Zoning Board of Review regarding 10 Higginson Avenue, 756 and 770 Lonsdale Avenue
- b. Resolution from Little Compton urging the State Legislature to support \$100 million state housing bond issue to fund the construction of affordable and attainable housing in RI

- c. Incident regarding 5 Foxwood Drive

ACTION: Motion to accept 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. Pole Placement

- a. Lonsdale Main Street - Installation of New Pole

6. Tax Abatements

- a. July 2024 Tax Assessor Abatements

7. State Mandated Reports

- a. Lincoln Fire District FD-3A report for 1st & 2nd Quarters of Fiscal 2024

ACTION: Motion to amend the agenda and take item 2 under new business up next 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

Q. Discussion with Public Works Director regarding yard debris collection after the June 27 storm

Michael Gagnon, Director of Public Works, was present and answered any questions that the Council may have had.

R. Public Comment

David Hart, 11 Loring Drive, spoke regarding the yard debris collection after the June 27 storm.

Kendra Gay & Mara Delgado, Conservation Commission members, spoke

regarding some of the programs they are doing.

Stephen Guarino, 1 Foxwood Drive, spoke regarding the 5 Foxwood Drive incident.

John Daloisio, 13 Foxwood Drive, spoke regarding the 5 Foxwood Drive incident.

S. Appointments

1. Appointment to the Water Commission - District 1 - for a term to end at the November 2024 election

ACTION: Motion to appoint edward sliney to the water commission - district 1 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

2. Appointment to the Conservation Commission for a term to expire in 2025

ACTION: Motion to appoint laurie maw to the conservation commission 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. Appointment to the Library Board of Trustees - District 3 - with a term to expire in 2024

ACTION: Motion to appoint lauren matlach to the library board of trustees - district 3 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

4. Appointment to the Tenant Board of Affairs - District 3 - with a term to expire in 2024

ACTION: Motion to defer 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

5. Appointment to the Tenant Board of Affairs - District 5 - with a term to expire in 2026

ACTION: Motion to defer 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

6. Appointment to the Zoning Board - District 2 - term to expire in 2028

ACTION: Motion to defer 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

7. Appointment to Zoning Board - District 4 - term to expire in 2025

ACTION: Motion to defer by Pam Azar 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

8. Appointment to the Zoning Board - District 1 - term to expire in 2025

ACTION: Motion to appoint valerie bataille to the zoning board - district 1 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

9. Two (2) reappointments to the Juvenile Hearing Board with terms to expire in 2027

ACTION: Motion to reappoint jessica nievera mccluskey and lisa smith to the juvenile hearing board 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

T. 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	Deferred in Committee
04/15/2024	Ordinance Sub Committee	Deferred in Committee
05/20/2024	Ordinance Sub Committee	Deferred in Committee
06/10/2024	Ordinance Sub Committee	Deferred in Committee
07/15/2024	Ordinance Sub Committee	Recommendation

ACTION: Motion to adopt by Arthur Russo second by Ken Pichette;
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

- b. **2024-3**
Amendment to Chapter 70, Articles I & II of the Lincoln Town Code
- History:**

Date	Meeting Body	Action
05/21/2024	Town Council	Referral to Committee
06/10/2024	Ordinance Sub Committee	Deferred in Committee
07/15/2024	Ordinance Sub Committee	Recommendation

Councilor Russo stated that the matter was deferred in Committee.

2. Claims Sub Committee Report

a. Sisto Claim

History:

Date	Meeting Body	Action
05/21/2024	Town Council	Referral to Committee
06/11/2024	Claims Sub Committee	Deferred in Committee
07/16/2024	Claims Sub Committee	Recommendation

ACTION: Motion to deny the claim by Bruce Ogni second by Pam Azar;
Motion passed with a 4:0

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

NOES: None

ABSTAIN: Arthur Russo

b. Lucier Claim

History:

Date	Meeting Body	Action
06/11/2024	Town Council	Referred to Committee
07/16/2024	Claims Sub Committee	Recommendation

ACTION: Motion to award the claim in the amount of \$3,600 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. Purchasing Sub Committee Report

a. Award bid for Front Street Landscape Improvements

History:

Date	Meeting Body	Action
07/16/2024	Purchasing Sub Committee	Recommendation

ACTION: Motion to award the bid to pare construction in the amount of \$99,100 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. Request to Waive Competitive Bidding for Albion Park Infield

History:

Date	Meeting Body	Action
07/16/2024	Purchasing Sub Committee	Recommendation

ACTION: Motion to award the bid to r.a.d. corp in the amount of \$21,500 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

c. Request to Waive Competitive Bidding for Power Stretchers for Rescue Department

History:

Date	Meeting Body	Action
07/16/2024	Purchasing Sub Committee	Recommendation

ACTION: Motion to award the bid to stryker medical in the amount of \$47,000 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. Request to Waive Competitive Bidding for AED's and All-Weather Enclosures for Rescue Department

History:

Date	Meeting Body	Action
07/16/2024	Purchasing Sub Committee	Recommendation

ACTION: Motion to award the bid to zoll medical corp in the amount of \$35,574.20 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. Request to Waive Competitive Bidding for Wood Chipper for Department of Public Works

History:

Date	Meeting Body	Action
07/16/2024	Purchasing Sub Committee	Recommendation

ACTION: Motion to award the bid to united rentals in the amount of \$31,635 by Ken Pichette second by Pam Azar;
Motion passed with a 4:1

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

NOES: Bruce Ogni

ABSTAIN: None

- f. Request to Waive Competitive Bidding for Diesel Fuel and Heating Oil for Department of Public Works

History:

Date	Meeting Body	Action
07/16/2024	Purchasing Sub Committee	Recommendation

ACTION: Motion to award the bid to peterson's oil service 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
Councilor Pichette and Administrator Gould gave updates on their respective committees.
5. General Assembly Legislation Update
Administrator Gould gave an update.

U. New Business

1. Ordinances for Introduction for Referral to Committee
 - a. 2024-5
Amendment to Sections 207-32 Permits & 207-65 Establishment of Chapter 207 Sewers
2. Ratification of the lease extension for the Chase Farmhouse with Preserve RI
Valerie Talmage, Executive Director of Preserve RI and Paul Trudeau, Director of Preservation, were present and answered any questions that the Council may have had.

ACTION: Motion to ratify the lease extension until 2036 and amendment to paragraph 27 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

V. Adjourn

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