

**TOWN OF OLD ORCHARD BEACH  
TOWN COUNCIL MEETING  
TUESDAY, OCTOBER 21, 2008 – 7:00 P.M.  
TOWN HALL CHAMBERS**

A Town Council meeting of the Old Orchard Beach Town Council was held on Tuesday, October 21, 2008 in the Town Hall Chamber. The Chairman opened the meeting at 7:02 p.m.

**Pledge to the Flag and Roll Call:**

**Present were:**

**Chairman James Long  
Councilor Roxanne Frenette  
Councilor Shawn O'Neill  
Councilor Robin Dayton  
Councilor Sharri MacDonald  
Town Manager Stephen Gunty  
Assistant Town Manager V. Louise Reid**

**MOTION:** Councilor Frenette motioned and Councilor O'Neill seconded to add Agenda Item Number 5072 authorizing the Town Manager to secure bids for purchase and installation of two more video cameras for Memorial Park.

**VOTE:** Unanimous.

**PRESENTATION:** Presentation to Raymond "Bud" Gifun by Art Guerin of the "Oldest Citizen's Cane."

Arthur Guerin, President of the Old Orchard Beach Historical Society will present the "Oldest Citizen's Cane" to Raymond "Bud" Gifun. During 1958 and the Town's 75th year Anniversary. Ernest Brousseau, actively involved in the Historical Society, determined that the apple tree on the corner of Union and Somerset Avenues, was the oldest living apple tree in Town. A plaque or sign identifying the tree as such was then placed on or near the tree. Around 1975 the tree was taken down due to it falling to old age and decaying and when it was down Ernest Brousseau took a few of its branches for safe keeping. In 1983 Ernie had carved the shaft of a cane out of one of the branches and affixed a wooden Apple which he had purchased of top of the branch thereby making a cane. It was during this year which was also the 100th Anniversary of the Town that it was presented to Doc Randall the oldest native born resident of Old Orchard Beach. This summer Robert Randall, son of Doc Randall, returned the "Cane" to the Historical Society for the purpose of passing it on to the next oldest native born Old Orchard Beach resident. Raymond "Bud" Gifun has the honor to be that person and was also recognized by the 125th Anniversary Committee at the Dinner held in February of this year.

**MR. GIFUN:** I appreciate this and I sure hope I don't have to return it for many years (laughter followed.)

**PRESENTATION: Recognition of the Rotary International Paul Harris Award  
Presented to Andrea Berlin by Saco Bay Rotary.**

**This past Thursday the Saco Bay Rotary Club presented the Rotary International Paul Harris Award to our own Andrea Berlin. Our Assistant Town Manager, Louise Reid, reminded them that the turning of a parking lot into a beautiful downtown park has been the work of many individuals and the support of past Town Council's. But if there is one individual who has committed herself in such a sacrificial way, it has been Andrea Berlin. She has always shown a high degree of loyalty and dedication to this project; a genuine interest and commitment to this community; and a great deal of pride in all that she has undertaken. She has shown her expertise and competency in all that she has accomplished, with an enormous amount of personal sacrifice to herself and family, and the Town Council joins hands with the Saco Bay Rotary Club in re-presenting this award to Andrea with our eternal thanks and best wishes. The Award reads: Andrea Berlin is hereby named a Paul Harris Fellow in appreciation of tangible and significant assistance given for the furtherance of better understanding and friendly relations among peoples of the world.**

**ASSISTANT TOWN MANAGER: I consider it a privilege to acknowledge the public service provided by our Town Council Chairman James Long and his very impressive wife, Barbara Fischer Long. He and Barbara have served this community since they moved here several years ago. Jim has served on the Town Council since November 5, 2002, a period of six years with two terms as Chairman. As Secretary to the Council and in my position as Assistant Town Manager I have worked closely with Jim and have recognized in Chairman Long professional strengths aligned with many Corporate executives with whom I have worked. He is always well informed on the issues, a skillful presenter, devoting appropriate attention to all responsibilities as well as being a master of parliamentary law. Service on the Town Council requires personal sacrifice of time, complete dedication to challenging issues, and exceptional mastery of professional skills which he has done well. Both Jim and Barbara have given ultimate service in many areas of our community including the municipality, St. Margaret's Church, The American Legion, The Salvation Army and the YWCA. It has been said: "Infinitely more important than sharing one's wealth is sharing the wealth of ourselves, our time and energy, our passion and commitment, and Chairman Jim Long and Barbara Fischer long has done that. We wanted to present something to Barbara because Jim has made it clear to me that this is not necessary but I thought perhaps Barbara and Jim would enjoy a photograph so I searched the Internet for world famous photographers such as Robert Alkman, George Lepp, Bob McNeally and Jim Zuckerman and low and behold I found a well known photographer right here in Old Orchard Beach. I called Mr. Gary Curtis and asked if he would be willing to provide one of his famous photographs. It should be noted that this photograph was taken from high up on one of our fire trucks so when I say that Gary Curtis has high visibility I am not kidding. It is my pleasure to present it to Barbara and Jim with our thanks and best wishes to you both in the days ahead. God Bless You Both.**

**ANDREA BERLIN: I appreciated this great honor but it really belongs to a host of volunteers and to members of the past Councils and this Council who have supported the many endeavors at Memorial Park. Thank you.**

**ACCEPTANCE OF MINUTES:** Town Council Meeting Minutes of October 7, 2008.

**MOTION:** Councilor Frenette motioned and Councilor O'Neill seconded to accept the Town Council Meeting Minutes of October 7, 2008.

**VOTE:** Unanimous.

**BUSINESS LICENSES:** Traci Daigle dba/Great Lengths (108-2-1), 3 Old Orchard Road, Beauty Salon; Janet Duncan dba/North American Equipment of Maine, Inc. (107-2-33), 3 Valley Lane, Service Station; Jeffrey Sullivan (210-2-15-5), 2 Ryefield Drive, Unit 5, one year round rental; David & Sandee Green (315-3-2), 19 Hillside Avenue, one year round rental; Charles Andreades dba/Need A Lift (305-4-1), 1 Cleaves Street, Limousine service; Danell A. Guimond (318-8-6-74), 146 West Grand Avenue, Unit 74, one year round rental; and Donald & Patricia Hurter (321-24-4), 9 Tioga Avenue, one seasonal rental.

**MOTION:** Councilor Frenette motioned and Councilor Dayton seconded to approve the Business Licenses as read.

**VOTE:** Unanimous.

**SPECIAL AMUSEMENT PERMIT:** HFY Enterprises, Inc. dba/Oceanside Grille@ the Brunswick (310-6-1), 39 West Grand Avenue, Entertainment & Dancing.

**MOTION:** Councilor Frenette motioned and Councilor Dayton seconded to approve the Special Amusement read.

**VOTE:** Unanimous.

**NEW BUSINESS:**

**# 5066 Discussion with Action:** Amend Chapter 78, the Zoning Ordinance, Section 78-1628 – Permitted Signs in All Districts, to include off-premise farm signs.

**Timeline:**

Pine Acres Greenhouse owner Tim Rogers has been advocating for a change to our sign ordinance language regarding the ability of a greenhouse/farm business to put out off premise signs on private property with written permission from the owner. Such signs would advertise seasonal produce grown at the location they are sold. This proposed Ordinance revision is in line with state statute in Title 23 section 1913-A. In the spring of this year, the Council discussed this item at an informal workshop, and the majority consensus indicated the Planning Board should hold a public hearing on the issue and give the Council a recommendation on this matter. On June 11, 2008, the Planning Board held a public hearing and voted in favor of amending the signage ordinance to allow off premise signage for agricultural producers. The Planning Board used the language from 23 §1913-A. Categorical

signs as a starting point for amending the ordinance language, and tailored the language to fit the character of Old Orchard Beach.

**Proposed Revision:**

The Planning Board recommends that Chapter 78, Article VIII, Division 5, signs, of the Code of Ordinances be revised to include the underlined language below:

**Sec. 78-1626. Off-premises signs.**

No permanent signage shall be erected off premises from the principal business or use advertised by the sign except for the following:

- (1) State department of transportation directional signs, approved by the public works department and erected by the state department of transportation.
- (2) Permanent signs located off premises on land owned in fee by the same record property owner, provided that the sign is located no further than 75 linear feet from the front entrance of the principal building containing the business. The sign area will not exceed sign area available under district requirements.
- (3) Temporary off-premises signage may be permitted by the code enforcement officer as prescribed in section 78-1627.
- (4) Off-premises farm stand signs specified in Sec. 78-1628 (4).  
(Ord. of 9-18-2001, § 5.4.5)

**Sec. 78-1628. Permitted signs in all districts.**

Permitted signs in all districts are as follows:

- (1) Signage not to exceed an aggregate of four square feet painted on mailboxes or attached to the principal structure identifying the occupants of a residential property.
- (2) Temporary signage specified in section 78-1627.
- (3) Outdoor letter board signs. The square footage of such letter board shall be deducted from the allowable square footage of signage for the property.
- (4) Off-premises farm signs erected between May 1st and December 31st by a producer of agricultural products, as long as those signs advertise products that are grown, produced and sold on the producer's premise. A producer that grows, produces and sells an agricultural product from a location with frontage on a numbered state highway may not erect a sign under this paragraph adjacent to that highway. Signs must be directional in nature and may advertise only the agricultural product that is available for immediate purchase. The producer erecting the sign shall remove the sign once the agricultural product advertised on the sign is no longer available. A sign may not exceed 8 square feet in size and must be located within 1 mile of where the product is sold. A sign may only be erected on private property after the producer erecting the sign has obtained the landowner's written consent. A sign must be a minimum of 33 feet from the center of a road. A producer may not erect more than 2 signs pursuant to this paragraph.

**State Statute vs. OOB Ordinance Revision**

The bolded text in the proposed revision show the amendments the Planning Board made to the State statute 23 §1913-A. Categorical signs in recommending this language to Town Council. They recommend reducing the distance from the farm the signs may be located and the number of signs allowed per farm. See Below:

Suggested Ordinance Revision	State Statute
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must be located within <u>1 mile</u> of where the product is sold	must be located within <u>5 miles</u> of where the product is sold
may not erect more than <u>2 signs</u>	May not erect more than <u>4 signs</u>

**MOTION:** Councilor Frenette motioned and Councilor Dayton seconded to Amend Chapter 78, the Zoning Ordinance, Section 78-1628 – Permitted Signs in All Districts, to include off-premise farm signs.

**VOTE:** Unanimous.

**# 5067 Discussion with Action:** Accept the bid for excavation, drainage and landscape services for Memorial Park, First Street, to be paid with reimbursement funds coming from a Federal Land and Water Conservation Grant.

The Conservation Commission was very fortunate to have seven companies bid the site work and drainage project planned this Fall for Veteran’s Memorial Park.

The bids were:

Dearborn Construction	\$	55,926
CMP Constructors	\$	55,499
Seth McCoy’s Trucking	\$	54,795
Shaw Brothers Construction	\$	54,300
Defining Lines Landscaping	\$	50,475
Innova-Ex	\$	39,900
MacDonald’s Excavating	\$	38,000

When all the conversation was over the field was narrowed to three.

Defining Lines Landscaping	\$	50,475
using Jeff Williams for catch basins		
Innova-Ex	\$	39,900
MacDonald’s Excavating	\$	38,000

The Conservation Commission is being reimbursed \$50,000 dollars from the Federal Land and Water Conservation Commission. Since one of the Conservation Commission’s top three choices allows us to address the drainage issues while remaining within the reimbursed amount we are recommending Innova EX. Their experience in drainage issues was a determining factor and the owner of the company is an engineer. They have worked with ABB Environmental, formerly EC Jordan and his son has been a landscaper and machine operator. The Conservation Commission felt this company will best meet the municipality’s needs for this particular project. Funding for this work will be with funds being returned from the 2004 land and water conservation grand and not from a particular account. The grant money being returned is approximately \$50,000.

**INVITATION TO BID**

Excavation, Drainage, and Landscape Services for Veterans Memorial Park First Street, Old Orchard Beach, Maine. Site walk of the Veterans Memorial Park located on First Street in

Old Orchard Beach will be conducted Friday, October 3, 2008 at 8:00 a.m. for all accepting the invitation to bid. Bid specifications may be obtained at that time or in the office of the Town Clerk at 1 Portland Avenue, Old Orchard Beach Maine beginning Friday October 3, 2008 at 10:00 a.m. Bid specifications will also be available Monday, October 6, through Friday, October 10, 2008, from 8:00 a.m. to 4:00 p.m. Bid deadline will be Tuesday, October 14, 2008 at 4 p.m. Bid opening will take place at Town Hall at 5:45 p.m., October 14, 2008. The Town of Old Orchard Beach reserves the right to reject any and all proposals, or negotiate with particular bidders following the opening of bid proposals, without the right of recourse by bidders and if it is in the best interest of the Town to do so. The Town of Old Orchard Beach, Maine is Sales Tax Exempt. For any further information contact: Kim McLaughlin,

Office of the Town Clerk  
One Portland Avenue  
Old Orchard Beach, Maine 04064  
207-934-4042

**MOTION:** Councilor Frenette motioned and Councilor Long seconded to Accept the bid from Innova-Ex in the amount of \$39,900 for excavation, drainage and landscape services for Memorial Park, First Street, to be paid with reimbursement funds coming from a Federal Land and Water Conservation Grant.

**COUNCILOR O'NEILL:** Why was not the lowest bid accepted?

**ANDREA BERLIN:** This was a very difficult decision but the firm that was recommended by the Conservation Commission also specialized in landscaping and drainage and installation of rocks experience.

**VOTE:** Yea: Councilors Frenette, Dayton and Chairman Long.  
Abstain: Councilor MacDonald  
Nea: Councilor O'Neill

**# 5068 Discussion with Action:** Appoint Shirley Holt as a Regular Member of the Design Review Committee, term to expire 12/31/2009.

**CHAIRMAN LONG:** We are most appreciative when citizens step up and volunteer for service on committees. We thank Shirley Holt for offering her services to the municipality.

**MOTION:** Councilor Frenette motioned and Councilor Dayton seconded to Appoint Shirley Holt as a Regular Member of the Design Review Committee, term to expire 12/31/2009.

**VOTE:** Unanimous.

**# 5069 Discussion with Action:** Approve the Liquor License Renewal for HFY Enterprises, Inc. dba/Oceanside Grille @ the Brunswick (310-6-1), s-m-v in a Restaurant/Lounge.

**MOTION:** Councilor Frenette motioned and Councilor Dayton seconded to approve the Liquor License Renewal as read.

**VOTE: Unanimous.**

**# 5070 Discussion with Action: Approve the purchase of Plow Blade Cutting Edges from Atlantic Broom for the winter season in the amount of \$15,761.38 from Account Number 20151-50453 – Vehicle Maintenance Account, with a balance of \$33,462.46.**

**MARY ANN CONROY: At present, there are 8 nine blades available at the DPW facility. Estimated quantities necessary for this winter use is 56 each of nine and eleven foot blades. Historically, a set of snow plow blades last four snow storms. The intended purchase for this item is based upon last winter plowing season needs. In preparation for the winter season of 2008 and 2009, Public Works is in need of replenishing a ready supply of Plow Blades. Usage of the plow blades involves 6 plow vehicles. Five of these six vehicles use 2 nine and eleven foot plow blades each, totaling 20 nine and eleven foot blades. The sixth vehicle utilizes 2 eleven foot blades. Therefore, a total of 20 nine and 22 eleven foot plow blades for an anticipated four storms are necessary to meet town standards.**

**EXHIBITS: Quotes were received from the following companies:**

	9 Foot Blades		11 Foot Blades		
	Quantity	Price	Quantity	Price	Total
1. Atlantic Broom	50	\$8,797.50	38	\$6,963.88	\$15,761.38
2. Howard Fairfield		\$9,360.00		\$8,360.00	\$17,720.
3. Winter Equipment		\$8,963.00		No sale <50	N/A

**Public Works recommends purchasing Plow Blades from the lowest bidder, Atlantic Broom for a total of \$15,761.38, account number 20151-50453 leaving a balance of \$33,462.46. This Atlantic Broom quote represents last year inventory overstock and is last years price. This year's price has risen 8.5%.**

**MOTION: Councilor Frenette motioned and Councilor O'Neill seconded to Approve the purchase of Plow Blade Cutting Edges from Atlantic Broom for the winter season in the amount of \$15,761.38 from Account Number 20151-50453 – Vehicle Maintenance Account, with a balance of \$33,462.46.**

**VOTE: Unanimous.**

**# 5071 Discussion with Action: Abate certain prior years' taxes as requested by the Assessor. Bob Wintergreen Co, #175 – \$62.80 – Fiscal Year 2008, \$66.60 – Fiscal Year 2007, \$67.50 – Fiscal Year 2006, \$100.50 – Fiscal Year 2005, \$100.50 – Fiscal Year 2004, \$100.50 – Fiscal Year 2003, \$122.00 – Fiscal Year 2002, \$131.04 – Fiscal Year 2001. Account should have been inactivated prior to F/Y 2001 according to Palace Playland. The equipment has been leased from other companies since that time; Donald Alfreds, #T0375 - \$182.91 – Fiscal Year 2005. Unit was demolished, uncollectible tax; Diamond Properties Inc, #107-2-17 - \$5109.41 – Fiscal Year 2008, \$5,418.58 – Fiscal Year 2007. The property was developed as condominium units and assesses as individual units. The account record for the vacant parcel should have been inactivated.**

**MOTION: Councilor Frenette motioned and Councilor O'Neill seconded to Abate certain prior years' taxes as requested by the Assessor and as read.**

**VOTE: Unanimous.**

**# 5072 Discussion with Action: Authorize the Town Manager to secure bids for purchase and installation of two more video cameras for Memorial Park.”**

**CHIEF KELLEY:** We are pleased to say that with an intense investigation by the Police Department we have arrested two juveniles and further interviews are being conducted. We have a real need for two more cameras in order to prevent this type of vandalism that has recently occurred. The Town Council’s permission to go out to bid for two new cameras and installation of those cameras will give the Police Department the tools to react more quickly to what the park has suffered this past few weeks. In speaking with the vendor that put in the recent cameras it is estimated that the cost would be between \$15,000 and \$18,000 for the cameras and the installation.

**MOTION:** Councilor Frenette motioned and Councilor O’Neill seconded to authorize the Town Manager to secure bids for purchase and installation of two more video cameras for Memorial Park.

**VOTE: Unanimous.**

**GOOD AND WELFARE:**

**MIKE DICKINSON:** I would like to mention that in connection with the damage to the Park that there should be some consideration being given to requiring community service by those perpetrating the vandalism and consideration of pay back by the parents or community service by the parents of those perpetrating the vandalism. We have put a lot of time and effort into this Park and it behooves those who damage it to be held responsible for that damage.

**LINDA JENKINS:** I have been asked by Council for an update on the OOB Volunteer Ballpark group and what we have done to make our “Field of Dreams” come alive. In April of 2008 a group of citizens decided that after nearly 20 years of watching the Ballpark property deteriorate that they had waited long enough. We approached the Town Council for permission to begin revitalization efforts on the ball field. After several weeks of deliberating and sometimes “hounding” the Town Manager and Council members, on April 23<sup>rd</sup> we received the approval of three Councilors and presented a plan of action to the Town Administration. We held several meetings with our public safety officials, the planning department and our Town Manager and were granted an Official Proceed Order. This Order gave us access to the property for the purpose of renovating the ball field for community use. Our volunteer efforts officially started on May 3<sup>rd</sup> and have not stopped. Every weekend since then there have been citizens showing up at the Ballpark wanting to be involved in this renovation. Some weekends there may be just a few working on particular projects; other times there were several dozen people working on trimming brush, painting, cleaning out storage buildings and pitching in wherever needed. We have had a huge number of volunteers, ranging from youngsters of 4 and 5 years old wanting to field a paint brush to some of our senior citizens coming out to work or just offer their support and words of wisdom. We have had people show up from “far away” that want to give a few hours on a weekend because they either grew up here or have fond memories of time spent in Old Orchard Beach. Every time I am at the Ballpark I meet someone new.



Having heard of our efforts, people sometimes just drive by to commend us on our accomplishments or to ask how they can help. I have met parents bringing their kids while here on vacation, to show them where they used to watch ball games or concerts when they were younger. Every person has their own story to tell us of their fond memories of time spent here. Not once have I met anyone at the Ballpark who disagrees with our efforts. Everyone visiting the Ballpark has their own ideas and vision for what the property should be, but everyone usually makes the same comment – “it’s about time someone did something.” Particular thanks go out to Coach Tom LaChance who has been erecting his vision for the property in his head for a very long time. It has been very gratifying to see someone watch their dream coming true. His team members have been a huge part of our success, showing up early in the morning on weekends to clear brush, paint skyboxes, rebuild dugouts and just be willing to work hard toward our goal. Along with Tom, almost every weekend finds Michele Bourgault and Mark Koenigs working side by side using their engineering and carpentry skills to rebuild the fencing and skyboxes. Their dedication to this project is tremendous and their expertise is invaluable. I would also like to thank Robin Dayton for her passion for this property. Watching Robin come before the Town Council many many times at Good and Welfare to please her case for the Ballpark and encourage citizens to get involved in the future, is probably one of the main reasons I am here today. We have a list of every volunteer that has helped at the Ballpark and as much as I would love to acknowledge everyone individually I am sure we would run out of time. We have been working on this project for 23 weekends now and despite the rainy summer have accumulated almost 600 volunteer hours. Our efforts have been noticed far beyond Old Orchard Beach. In June the Ballpark Group was featured on the front page of a well known website – BallparkDigest.com. Also in June we were contacted by the owner of a team in the West Coast Collegiate Baseball League in Washington State interested in talking with us regarding leasing our Ball Park field to bring a team to Old Orchard. In early September we were contacted by another party from Pittsburgh with interests along the same lines. These discussions along with sever other ideas brought forward to us serve to reinforce our original intent that the Ballpark property can become a source of revenue for the Town of Old Orchard Beach without giving up ownership or control over what takes place there. There are many opportunities for public/private partnerships to make this property self-sustaining and profitable for the taxpayers of this community. We can maintain ownership of the largest remaining parcel of public land for the use of future generations while benefiting from the revenue it can produce for today’s taxpayers. To date we have remarkably received over \$61,000 in donated time and materials from local businesses and contractors. I have included a listing of these donations in this package for your review. In the last week our Chairman and Co-chair have submitted several questions regarding the progress and updates from the Ballpark Group. I believe that our Town Manager has answered most of your questions precisely and accurately and was able to do so because we have been working carefully and cooperatively with the Town Administration and Department Heads. I am always available to answer any questions. I welcome your interest and encourage you to come take a look at what we have been able to accomplish so far. In these past months we have removed any safety issues that were of concern to our code enforcement office, including the live electrical wires that ran underground on the playing field. We have removed the burned out sections of the skybox and the debris left behind by the fire, which included a layer of wet, heavy ash in the grandstands that was over a foot deep in some areas. We have started to rebuild the outfield fence and have gutted and rebuilt the dugouts. We have t4rimmed and removed the trees, brush and other hindrances to the grandstand stairs and entrances. Our timeline goals were hindered somewhat with the approximate six weeks of rain this summer but I think most would agree that what we have done with the time and resources available is to

be commended. This whole effort is another glimpse of what our community can accomplish when we come together to work for the betterment and benefit of us all. The Ballpark Group has a website at [www.oldorchardbeachballpark.com](http://www.oldorchardbeachballpark.com) where everyone can follow the progress of this endeavor. I would like to encourage all to visit the site and browse through the photo gallery where you can see our volunteers at work. I would also encourage anyone who visits the site to take a moment to post your comments or concerns in the Guest Book where we have received comments from as far away as the United Kingdom. We are hoping to hold several meetings over the winter to look at our progress and plan for the future and we will keep you informed as to meeting dates, places and times and would welcome your participation. At the end of the packets I have presented to you. I have listed the questions brought forth by Chairman Long and Vice Chairman O'Neill, along with the answers submitted by our Town Managers. I have also included photos for your review. In closing I would like to thank this Town Council for the opportunity given the citizens by allowing the project to move forward and I look forward to working with the next Council to keep the momentum going.

It should also be noted the Town Manager has indicated that Linda Jenkins has provided an update on the Ballpark Volunteer Project which the Council has received but was not part of the dialogue of the meeting. She did reference her had responded to the following questions:

**Are they a 501C Tax Group?**

**NO:** The Ballpark Working Group is an ad hoc citizen volunteer group working under a rather informal structure but under the auspices of the Conservation Commission. Linda Jenkins is generally regarded as the Team Leader of this volunteer effort.

**Under whose names are requests for donations being sent out in light of the fact that some are Corporate Givers?**

According to Linda most donations are unsolicited. To the degree that any request has been solicited, Linda has made it clear that this is a citizens' volunteer group, not representatives of the Town in any way.

**In requests for donations what purpose is being designated?**

**Renovation of the Ballpark.**

**Is the Town Manager comfortable in how the requests are being made and have you signed off on same?**

Neither the Town Manager nor any Town Department has been involved in any solicitation, review or approval of donations nor in the handling of any donations. On behalf of the Town, I feel that at this stage of the process the Ballpark Working Group has accomplished significant progress toward the original authorized April 14 Improvement Plan and they have generated a momentum that is commendable and contagious. Additionally, I have found that the Ballpark Working Group has been extremely responsive to any requests that the Town has made of them. There have been no complaints made to my knowledge of any concerns associated with either the work that this group has been doing at the Ballpark or of the donated materials that they have received. I think that it is fair to characterize the type of work they have been doing, the donations received and the progress made as appropriate for this type of volunteer effort.

**What is the goal, the time line, the business plan and has this been submitted to you.**

**The Ballpark Working Group is currently working off the April 14 Improvement Plan. There may approach a time where a next step Action Plan is in order. Should the Town wish to take on a more active role in the future, then it would need to reassess the current volunteer effort for purposes of coordination and/or transition to a new working structure. As it stands now, the Town is trying to interface minimally yet cooperatively with the Ballpark Working Group, and within the constraints of the current political and financial environment, I believe that we have achieved perhaps not an ideal, but certainly a practical balancing act in working with the Ballpark Working Group for the betterment of this Town resource.**

**Where do the monies go and to whom and in what name and who is accountable for the handling of the money.**

**According to Linda Jenkins, only donations of labor and material have been made. It is up to the donor to account for any donated material or labor.”**

**CHAIRMAN LONG: Thank you for this update.**

**ANDREA BERLIN: I would like to take this opportunity to particularly thank Chairman Long for the support and assistance he has provided to me personally and to the Memorial Park Committee over the past six years. He has provided the encouragement and the impetus to move the park along and I am most grateful as are the members for his assistance. I wish him and his wife much happiness in the coming years and thank him for his service to the community.**

**EARLE TOWLE: I would like to speak on behalf of the American Legion and wish Jim and Barbara Long happy days ahead. Jim has been an enormously supportive as a member and an officer of the American Legion always maintaining the highest degree of professionalism and upholding of the mission of the American Legion. We are indebted to him for his kindness and his support.**

**ASSISTANT TOWN MANAGER: I consider it a privilege to acknowledge the public service provided by Chairman James Long and his very impressive wife, Barbara. He and Barbara have served this community since they moved here several years ago. Jim has served on the Town Council since November 5, 2002 and as Chairman of the Council on two separate occasions, serving a period of six years. As Secretary to the Council and in my position as Assistant Town Manager I have worked very closely with Jim and have recognized in Chairman Long professional strengths aligned with many of the Corporate executives with whom I worked at United Technologies Corporation. He is always well informed on the issues, a skillful presenter, devoting appropriate attention to all responsibilities as well as being a master of parliamentary law. Service on the Town Council requires personal sacrifice of time, complete dedication to challenging issues, and exceptional mastery of professional skills which he has done well. Both Jim and Barbara have given ultimate service in many areas of our community including St. Margaret's Church, the American Legion and The Salvation Army. It has been said: Infinitely more important than sharing one's wealth is sharing the wealth of ourselves, our time and energy, our passion and commitment, and Chairman Jim Long and Barbara Fischer Long have done that. We wanted to present something to Barbara and Jim. I thought perhaps a photograph from a world famous photographer might be something they would enjoy so I searched the Internet for world famous**

photographer such as Robert Alkman, George Lepp, Bob McNeally and Jim Zuckerman and low and behold I found a well known world photographer right here in Old Orchard Beach. I called Mr. Gary Curtis and asked if he would be willing to provide one of his famous photographs. It should be noted that this picture was taken by Gary Curtis from high up on one of our Fire Trucks so when I say Gary Curtis has high visibility, I kid you not. It is my pleasure to present it to Barbara and Jim with our thanks and our best wishes in the days ahead. May God Bless you both.

**VICE CHAIRMAN O'NEILL:** I also would like to express my best wishes to Jim and thank him for the opportunity to serve with him over these six years. We have accomplished a lot and his leadership has been appreciated and recognized.

**COUNCILOR FRENETTE:** I too owe a great deal to the leadership of Chairman Long. He encouraged me to run and supported me when I lost by one vote and pressed me to run again which I did. I have appreciated his leadership skills and have learned from them and I wish him the best in the days ahead.

**CHAIRMAN LONG:** I do appreciate the recognition given and the opportunity to serve the citizens of Old Orchard Beach. Do I have a motion to adjourn?

**ADJOURNMENT:**

**MOTION:** Councilor Frenette motioned and Councilor O'Neill seconded to adjourn the Town Council Meeting.

**VOTE:** Unanimous.

Respectfully Submitted,

V. Louise Reid  
Town Council Secretary

I, V. Louise Reid, Secretary to the Town Council of Old Orchard Beach, Maine, do hereby certify that the foregoing document consisting of twelve (12) pages is a true copy of the original Minutes of the Town Council Meeting of October 21, 2008.

V. Louise Reid