



## **Regular Town Council Meeting Agenda**

**Tuesday, April 20<sup>th</sup>, 2021 @ 6:30pm\***

**Town Council Chambers**

*[www.oobmaine.com/town-council](http://www.oobmaine.com/town-council)*

*\*Due to covid-19 restrictions, space within Council Chambers is limited. Members of the public interested in attending the meeting will need to follow all covid-19 protocols; including the use of face masks. Members of the public wishing to view the meeting from home may tune into Local Access TV or by logging onto [https://townhallstreams.com/towns/oob\\_maine](https://townhallstreams.com/towns/oob_maine). FMI click on the Communications Tab @ [www.oobmaine.com](http://www.oobmaine.com).*

### **PLEDGE OF ALLEGIANCE**

### **ROLL CALL**

### **ACKNOWLEDGEMENTS**

### **GOOD & WELFARE**

### **ACCEPTANCE OF MINUTES**

Accept the Regular Council Meeting, Executive Session & Budget Workshop Meeting Minutes from Tuesday, April 6<sup>th</sup>, 2021 and the Special Emergency Meeting & Budget Workshop Meeting Minutes from Tuesday, April 13<sup>th</sup>, 2021.

### **PRESENTATION**

*OOB CFC Resource Guide Team – Certificates of Excellence Presentation:*

Presenters: David Guay – OOB CFC Resource Guide Chair  
Dawn Standberg – Art Educator, Jameson Elementary School

*Stormwater Management Plan*

Presenter: Christine Rinehart, Wright-Pierce

## **PUBLIC HEARINGS:**

### **PH1: Contract Zone Agreement**

To consider whether to approve a Contract Zone Agreement between Estates at Bay View, LLC and the Town of Old Orchard Beach, for the property located at 211 East Grand Ave., Map 202, Block 2, Lot 2 in the RBD district and RA shoreland zoning district, pursuant to 30A M.R.S.A., Section 4352 (8) and Section 1.8 of the Old Orchard Beach Zoning Ordinance.

Chair: Shawn O'Neill

### **PH2: Surf Cast Fishing:**

To amend the Town of Old Orchard Beach Code of Ordinances, Chapter 42, Parks and Recreation, Section 42-144, Prohibitions and Restrictions, by adding the sub-section "There shall be no surf fishing from the beach from Memorial Day to Labor Day, from 9 a.m. to 5 p.m."

Chair: Shawn O'Neill

## **PUBLIC HEARING – BUSINESS LICENSE & APPROVALS:**

Matthew Atienza, (311-9-1), 47 15<sup>th</sup> Street, one year round rental.

Joseph Kaster, (311-10-5), 6 Maplewood Avenue, one year round rental.

Bernard & Denise Blais (208-1-9-37), 6 Faith Lane, one year round rental.

Chair: Shawn O'Neill

## **PUBLIC HEARING – SPECIAL AMUSEMENT PERMIT APPROVALS:**

Robert Bouthot d/b/a Strike Zone Restaurant & Pub, (205-4-1-C), 20 Old Orchard Street, live music inside & outside from 11:00am thru midnight.

Michael Harris & Matthew Wolf: Surfs Up, LLC d/b/a Surf-6 restaurant, (306-2-9), 2 Cortland Street, acoustic musician outside on deck and inside from 11am thru 11pm. \*

*[\*Note: this is a change from last year's approval of 11am to 10pm.]*

Michael Harris & Matthew Wolf: Sandy Bottom Investment Group, Inc. d/b/a Myst Restaurant, (306-1-2), acoustic musician inside, outside deck & patio from 11am thru 11pm. \*

*[\*Note: this is a change from last year's approval of noon to 10pm]*

Chair: Shawn O'Neill

## **TOWN MANAGER REPORT**

## NEW BUSINESS

- #7410 Discussion with Action:** Authorize the Town Manager to enter into contracts with Central Maine Power and Revision Energy for the acquisition of two (2) dual charging electric vehicle pedestal unit stations for use on First Street opposite the intersection with Staples Street in the amount of \$24,000 from Contingency, account number 20118-50350 with a balance of \$103,599.48.

Chair: Shawn O'Neill

- #7411 Discussion with Action:** Approve the Pole Permit application from Central Maine Power to install pole 3H on Patoine Place.

Chair: Shawn O'Neill

- #7412 Discussion with Action:** Award the contract to Woodard & Curran in the amount of \$7,500 for design and engineering services for the Portland Area Comprehensive Transportation System (PACTS) project for roadway and sidewalk improvements on West Grand Avenue between Union Avenue and Pavia Avenue which was previously approved by Council on February 16, 2021, from account number 50002-50506 CIP Public Works Roadway Improvements Account with a balance of \$62,415.33.

Chair: Shawn O'Neill

- #7413 Discussion with Action:** Confirm the appointment and six (6) month contract for Diana Asanza as Interim Town Manager effective May 5, 2021 through November 4, 2021 with an annual salary of \$110,000.

Chair: Shawn O'Neill

- #7414 Discussion with Action:** Authorize the Town Manager to execute a Pedestrian Access Easement with TPE ME OO01 Land LLC to and from the Town's property located on Ross Road at Assessors Map 107-2-18, commonly referred to as the Blueberry Plains.

Chair: Shawn O'Neill

- #7415 Discussion with Action:** To award the bid for weekly cleaning services to Domestiks Cleaning Services for FY 22 according to the scope of work listed in the Request for Proposal for the following departments:

- Wastewater Department: Annual Cost \$6,240 from account number 20161- 50310 with a projected budget of \$36,808.
- Public Works Department: Annual Cost \$5,220 from account number 20151-50310 with a projected budget of \$28,000.

- Recreation Department: Annual Cost \$5,580 from account number 20171-50310 with a projected budget of \$12,000.

Chair: Shawn O'Neill

**#7416 Discussion with Action:** Approve the liquor license renewals for the following:

Robert Bouthot d/b/a Strike Zone Restaurant & Pub, (205-4-1-C), 20 Old Orchard Street, m-s-v in a Class A restaurant/lounge.

Michael Harris & Matthew Wolf: Surfs Up, LLC d/b/a Surf-6 restaurant, (306-2-9), 2 Cortland Street, m-s-v in a Class A restaurant/lounge.

Michael Harris & Matthew Wolf: Sandy Bottom Investment Group, Inc. d/b/a Myst Restaurant, (306-1-2), m-s-v in a Class A restaurant/lounge.

Chair: Shawn O'Neill

**#7417 Discussion with Action:** Authorize the Town Manager to enter into a lease agreement with Grand Victorian Hotel Condominium Association for the use of a portion of the Milliken Street Parking lot for three years with the option for one additional period for the annual amount of \$25,000 in year one, \$39,000 in years two and three, and \$40,000 in year four.

Chair: Shawn O'Neill

**#7418 Discussion with Action:** Confirm the appointment of James Butler, Jr as Deputy Fire Chief of Fire Prevention and Building Inspection with an annual salary of \$76,000.

Chair: Shawn O'Neill

**#7419 Discussion with Action:** Appoint James Butler, Jr as Code Enforcement Officer, Licensed Plumbing Inspector and Electrical Inspector.

Chair: Shawn O'Neill

**#7420 Discussion with Action:** Set the Public Hearing date of Tuesday, May 4<sup>th</sup>, 2021 to amend the code of ordinances Chapter 2, Administration, Article III, Officers and Employees, amending Section 2-126, Assistant Town Manager.

Chair: Shawn O'Neill

**#7421 Discussion with Action:** Set the Public Hearing date of Tuesday, May 4<sup>th</sup>, 2021 to amend the Code of Ordinances, Chapter 2, Administration, Article VI, Departments, amending Section 2-471, Department of Planning and Development, and 2-472, Department of Finance.

Chair: Shawn O'Neill

## **BUDGET WORKSHOP**

There will be a Town Council Budget Workshop following the regular meeting of the Town Council to discuss the Recreation Department & Ballpark budget including Capital Improvement Plan.

Chair: Shawn O'Neill

## **ADJOURNMENT**