TOWN OF OLD ORCHARD BEACH REGULAR TOWN COUNCIL MEETING TUESDAY, JULY 16, 2019 TOWN HALL COUNCIL CHAMBERS 6:30 p.m.

Pledge to the Flag Roll Call

ACKNOWLEDGEMENTS:

PRESENTATION: COMMUNITY FRIENDLY CONNECTION
Pat Brown and Helene Whittaker

GOOD AND WELFARE:

ACCEPTANCE OF MINUTES: Town Council Minutes of June 18, 2019.

PUBLIC HEARING BUSINESS LICENSES AND APPROVAL:

Ben DeChristoforo (304-2-6), 8 Walnut Street, one year round rental; Colin Parker (315-20-1), 78 Union Avenue, one year round rental; William & Donna Thorburn (322-6-14), 24 Massachusetts Avenue, one year seasonal rental; Mark Gervais (103-5-4), 84 Milliken Mills Road, one year round rental; Paul & Susan Martin (325-5-14), 17 New Salt Road, one year round rental; Ryan Tenny dba/Mosaic Maine at Fern Park, LLC (206-8-1), 33 Fern Park Avenue, one year round rental; Jane Hewes (312-1-10), 55 Fern Avenue, one year round rental; Ruth S. Jenkins Trust (202-2-4-1B), 205 East Grand Avenue, #1B, one year round rental; Lady Lorena Adaime dba/Tostones on the Beach, LLC (307-2-1-7), 1 Old Orchard Street, Ste #7, New Columbian Restaurant, Victualers with Prep without Liquor; Ken Lafayette dba/Lafayette Old Orchard LLC (310-1-1), 71 West Grand Avenue, Parking Lot at The Ocean House Hotel & Motel & Inn; Kevin Young dba/Port City Relief-CBD Hemp – Retail Store (206-6-1), 2 Old Orchard Street, Unit #19 & #20, CBD Hemp Retail Store; Rigers Hamza dba/Maine Ink (206-31-4), 31 Old Orchard Street, Year-round Commercial Tattooist – Individual License; and Billy Rives dba/Maine Ink (206-31-4), 31 Old Orchard Street, Year-round Commercial Tattooist – Individual License.

PUBLIC HEARING AMUSEMENT PERMITS AND APPROVAL:

<u>Paul Dussault & Louise Lesperance dba/Joseph's by the Sea</u> (310-3-3), 55 West Grand Avenue, 12:00 p.m. to 11:00 p.m. – Outside & Inside, DJ (Weddings), Background Live Acoustics; <u>Fred Kennedy dba/Alouette OOB Oceanfront Resort, Inc.</u> (303-1-11), 91 East Grand Avenue, 12:00 p.m. to 9:00 p.m. – Outside & Inside, Music, Live and other types of music; and <u>John Cloutier dba/The Beachwood</u> (307-1-4), 29 West Grand Avenue, 11:00 a.m. to 10:00 p.m. – Outside – DJ, Quitar, Karaoke.

PUBLIC HEARING LIQUOR LICENCE PERMITS AND APPROVAL:

Bang Nguyen dba/Pho OOB LLC (205-3-6-A), 40A Old Orchard Street, m-s-v in a Restaurant.

TOWN MANAGER'S REPORT:

NEW BUSINESS:

- # 7412 Discussion with Action: Set the Public Hearing Date of Tuesday, August 6, 2019 to Amend the Town of Old Orchard Beach Code of Ordinances, Section 54-187, Restrictions and Prohibitions, Amending Parking on Durocher Avenue to allow one Handicap Parking Space in front of 11 Durocher Avenue (MBLU 303-3-5). Chair Joseph Thornton
- # 7413 Discussion with Action: Appoint Deputy Fire Chief Robert Slaving as Deputy Forest Fire Warden; Re-appoint Captains Normand Gendron, John Gilboy, Brett Jones and John Fitzpatrick, as Deputy Forest Fire Wardens; Accept, with regret, the resignation of Mark Lindquist and Mikaela Nadeau from the Zoning Board of Appeals; Accept with regret the resignation of Mark Lindquist from the Design Review Committee.

 Chair Joseph Thornton
- # 7414 Discussion with Action: Re-appoint Rickey Haskell as Code Enforcement Officer, Electrical Inspector and Licensed Plumbing Inspector; Re-appoint Rodney Belanger, Timothy Nelson, and William DiDonato as Deputy Code Enforcement Officers; Re-appoint Rodney Belanger and Michael Menario as Deputy Electrical Inspectors; and Rodney Belanger, Michael Menario, Timothy Nelson, and William DiDonato as Deputy Licensed Plumbing Inspectors. Chair Joseph Thornton
- # 7415 Discussion with Action: Approve the Purchase of a new Beach Rake for the Public Works Department at a cost of \$52,379, to be financed through a Lease Purchase Agreement through Androscoggin Bank; paid in five (5) annual installments in the amount of \$11,168.93 annually, with an interest rate of 3.31%; from Account Number 20197-50330 Debt Service Lease Purchase, with a balance of \$584,299.65.

 Chair Joseph Thornton
- # 7416 Discussion with Action: Approve the Bid from W. C. Cressey for the purchase of a 2019 Starcraft Allstar Deluxe thirteen (13) Passenger and two (2) Wheel-Chair Position Bus for the Recreation Department, at a cost of \$60,000; to be Financed through a Lease Purchase Agreement through Androscoggin Bank; paid in five (5) annual installments in the amount of \$12,793.98, with an interest rate of 3.31%; from Account Number 20197-50330 Debt Service Lease Purchase, with a balance of \$584,299.65.
- # 7417 Discussion with Action: Accept the Bid from Cellbrite Inc., in the amount of \$10,085, for the purchase of one Cellbrite UFED Touch 2 Ultimate Standard Digital Forensic Collection Device for the Police Department, from Account Number 20131-50501 Police Department Operating Supplies Expense, with a balance of \$59,650.

 Chair Joseph Thornton
- # 7418 Discussion with Action: Accept the bid from Quirk Ford in the amount of \$34,384 for the purchase of a 2020 Ford Police Interceptor for the Police Department, from Account Number 52002-50489 CIP Account, with a balance of, \$62,250.

 Chair Joseph Thornton

- # 7419 Discussion with Action: Approve the Line Item Transfer for the Fire Department in the amount of \$52,000 from Account Number 20138-50107 Seasonal Employee Wages, with a balance of \$52,302.50; and in the amount of \$9,800.00 from Account Number 20138-50120 Fire Department Call Force Wages, with a balance of \$9,866.00; and in the amount of \$20,900 from Account Number 20138-50102 Fire Department Regular Salary, with a balance of \$20,948.03; and in the amount of \$10,500 from Account Number 20138-50106 Fire Department Full Time Wages, with a balance of \$14,449.65; to Account Number 20138-50111 Fire Department Overtime Expense, with a balance of (\$93,173.14). Chair Joseph Thornton
- # 7420 Discussion with Action: Approve the Line Item Transfer for the Fire Department in the amount of \$2,145 from Account Number 20138-50256 Dues/Membership Expense, with a balance of \$2,145.00; and in the amount of \$2,600 from Account Number 20138-50251 Conferences & Training Expense, with a balance of \$2,609.16; and in the amount of \$2,559 from Account Number 20138-50501 Operating Supplies Expense, with a balance of \$2,915.10; to Account Number 20138-50335 Fire Department Hydrant Expense, with a balance of (\$7,303.81). Chair Joseph Thornton
- # 7421 Discussion with Action: Approve the Line Item Transfer for the Town Manager's Department in the amount of \$4,766 from Account Number 20102-50106 Full Time Wages, with a balance of \$9,261.52; to Account Number 20102-50258 Employment Testing, with a balance of (\$4,765.47); and \$9,307 from Account Number 25140-40523 Insurance Claim Revenue with a balance of \$18,207.95, to Account Number 20102-50402 Phone/Cellular Expense, with a balance of (\$9,306.99).

 Chair Joseph Thornton
- # 7422 Discussion with Action: Approve the Line Item Transfer for the Assessor's Department in the amount of \$5,501 from Account Number 20118-50350 Contingency, with a balance of \$117,844.99; to Account Number 20106-50106 Full Time Wages, with a balance of (\$5,500.01); and in the amount of \$2,784.00 from Account Number 20118-50350 Contingency Expense, with a balance of \$117,844.99; to Account Number 20113-50106, with a balance of (\$2,783.70). Chair Joseph Thornton
- # 7423 Discussion with Action: Labor Contract: Approve a one-year extension to the Old Orchard Beach Local 2247 International Association of Firefighters AFL-CIO-CLO Union Contract through June 30, 2020. Chair Joseph Thornton
- # 7424 Discussion with Action: Approve the Liquor License Renewals for Paul Dussault & Louise Lesperance dba/Joseph's by the Sea (310-3-3), 55 West Grand Avenue, m-s-v in a Restaurant; Natthakan Sukkasemsri dba/Bua Thai LLC (211-12-4), m-v in a Restaurant; Nicholas Roco Libertella dba/Barefoot Boy Restaurant (305-4-5), 45 East Grand Avenue, m-s-v in a Restaurant; John Cloutier dba/The Beachwood (307-1-4) 29 West Grand Avenue, m-s-v in a Hotel, Food Optional; and Fred Kennedy dba/Alouette OOB Oeanfront Resort, Inc. (303-1-11), 91 East Grand Avenue, m-v- in a Hotel, Food Optional. Chair Joseph Thornton
- # 7425 Discussion with Action: Approve the Special Event Permit for the Maine Army National Guard to have a tent in the Square to hand out giveaways and information on Friday, August 16th and Thursday, August 22nd, 2019 from 4 p.m. to 7 p.m.. Request to waive the insurance requirement of listing the Town of Old Orchard Beach as additionally insured due to being the United States Military.

Chair Joseph Thornton

- # 7426 Discussion with Action: Approve the Special Event Permit Application for TGK Athletics to hold a Basketball Tournament in Memorial Park on Saturday, July 27th, 2019, with a rain date of Sunday, July 28th, 2019. Includes grill for cooking hamburgers and hotdogs. Event from 9 a.m. to 5:30 p.m. including set-up and takedown. Insurance, listing the Town of Old Orchard Beach as additionally insured, to be provided to the Town Clerk's Office at least one week prior to the event.

 Chair Joseph Thornton
- # 7427 Discussion with Action: Accept the bid from Patrol PC, in the amount of \$5,755, for the purchase of one Patrol PC Laptop Computer, from Account Number 52002-50849- CIP, with a balance of \$62,250. Chair Joseph Thornton

WORKSHOP: A Workshop will follow Agenda Item Number 7427 - Amendment to Chapter 78 – Zoning, Article VI – Districts, Division 10 – Neighborhood Commercial Districts (NCD), Section 78-869 – Conditional Uses – (b)(2) – Multi Family Dwellings.

7428 Executive Session: Discuss Labor Negotiations: (Note: This item discusses Labor Contract issues related to the Old Orchard Beach Patrolmen's Association – Maine Association of Police Union Contract, as defined under Title 1 M.R.S.A., Section 405, 6 (D), and the Council anticipated that the discussion portion will be held in Executive Session.

Chair Joseph Thornton

Adjournment