

TOWN OF OLD ORCHARD BEACH  
REGULAR TOWN COUNCIL MEETING  
TUESDAY, JUNE 4, 2019  
TOWN HALL COUNCIL CHAMBERS  
6:30 p.m.

Pledge to the Flag  
Roll Call

**ACKNOWLEDGEMENTS:**

**GOOD AND WELFARE:**

**ACCEPTANCE OF MINUTES:** Town Council Workshop Minutes of May 21, 2019; and Town Council Minutes of May 21, 2019.

**PUBLIC HEARING:**

Shall We Amend the Town of Old Orchard Beach Code of Ordinances as follows: Amendment to Chapter 78 – Zoning, Article VII – Conditional Uses, Division 2 – Conditions, and Section 78-1272 – Accessory Dwelling Units?

Shall We Amend the Town of Old Orchard Beach Code of Ordinances as follows: Amendment to Chapter 78- Zoning, Article VI – Districts, Division 10 – Neighborhood Commercial Districts (NCD), Section 78-869 – Conditional Uses – (b)(2) – Multi Family Dwellings?

**PUBLIC HEARING BUSINESS LICENSES AND APPROVAL:**

Eidan Bereby dba/Maine Ink (306-1-2), 31 Old Orchard Street, year round Commercial Piercing Establishment; Dana Dunn – Piercer at Maine Ink, (306-1-2), Individual License; Daniel Gagliardi – Tattooist at Maine Ink, (306-1-2), Individual License; Ayn Hanselmann dba/Beach Properties LLC (315-17-9) 46 Ocean Avenue, seasonal single family rental; Adam Smith - (307-2-1-1C), 1 Old Orchard Street - seasonal retail Ice Cream & Frozen Treat Cart - Palace Playland (by Carousel); Joseph Mokarzel dba/Paddleboard Rental (303-1-9-1), 95 East Grand Avenue, seasonal rental - Atlantis Motel; Jodi Cabral (303-2-1-7), 1 Saunders Avenue, Unit 7, one year round Condo rental; Stacie Smith (303-2-6-1), 7 Saunders Avenue, Unit A, one year round Condo rental; Shanice Doudey (304-2-5), 67 East Grand Avenue, seasonal retail Clothing & Food, Victualers with prep, no alcohol; and Brian & Alyson Robillard dba/Robillard's Garden Center & Landscaping, LLC (103-3-3), 85 Cascade Road, year round retail Garden Center & Landscaping.

**TOWN MANAGER'S REPORT:**

**NEW BUSINESS:**

# 7391 Discussion with Action: CONVEY foreclosed property identified as 215 EAST GRAND AVE UNIT #306, Parcel Number 00201-00001-10306 to owners of record (REPUCI JENNIFER A & BURKE ANDREW TRS ) for the total amount of \$16,256.86 in outstanding taxes and accumulated interest INCLUDING TAX YEARS FY 2017, 2018, 2019, AND ESTIMATED FULL YEAR FY 2020, due on the effective date of CONVEYANCE plus any legal costs incurred by the Town of Old Orchard Beach.  
Chair Joseph Thornton

- # 7392 Discussion with Action: Confirm the appointment and two year contract for Diana Asanza, Town Treasurer/Finance Director, effective July 1, 2019 to June 30, 2021, at a current salary of \$87,052. Chair Joseph Thornton
- # 7393 Discussion with Action: Approve the Liquor License Renewals for 27 West Grand LLC dba/The Shack 43N 70W, (307-1-3), 27 West Grand Avenue, m-s-v in a Restaurant; and KTD Inc. dba/Bell Buoy Restaurant (205-4-5-B), 24 Old Orchard Street, m-s-v in a Restaurant. Chair Joseph Thornton
- # 7394 Discussion with Action: Approve the Line Item Transfer for the Police Department in the amount of \$12,500 from Account Number 20131-50106 - Full Time Wages - with a balance of \$150,568.53; to Account Number 20131-50551 - Operating Equipment – Capital with a balance of \$0.00;
- and in the amount of \$5,600 from Account Number 20131-50510 - Vehicle Fuel Expense with a balance of \$14,606.09; to Account Number 20131-50108 - Seasonal Wages with a balance of (\$3,631.30);
- and in the amount of \$2,800 from Account Number 20131-50128 - Physical Fitness Expense with a balance of \$8,000; to Account Number 20131-50404 - Networking Expense with a balance of \$239.54;
- and in the amount of \$2,200 from Account Number 20131-50128 - Physical Fitness Expense with a balance of \$8,000; to Account Number 20131-50405 - Heating Fuel Expense with a balance of (\$1,442.59);
- and in the amount of \$3,000 from Account Number 20131-50251 - Conferences and Training Expense with a balance of \$15,650.26; and \$3,000 from Account Number 20131-50501 - Operating Supplies and Equipment with a balance of \$4,681.04; to 20131-50453 - Vehicle Repair with a balance of (\$981.52). Chair Joseph Thornton
- # 7395 Discussion with Action: Approve the purchase from CCE Golf Carts of a Street Legal Gem E-4 door cart for the Police Department Parking Enforcement in the amount of \$11,495 from Account Number 20131-50551 - Operating Equipment – Capital, with a balance of \$12,500. Chair Joseph Thornton
- # 7396 Discussion with Action: Approve the Special Event Permit application for the Veteran’s Memorial Park Flag Raising Committee to hold their annual “Veterans Flag Raising” at 6 p.m. night, seven days a week, retroactive from May 25<sup>th</sup>, 2019 to September 1<sup>st</sup>, 2019; and at 11 a.m. on November 11<sup>th</sup> and 7:50 a.m. on December 7<sup>th</sup>, 2019. Chair Joseph Thornton
- # 7397 Discussion with Action: Approve the Special Event Permit application from Hyde Park Elementary School to hold a bonfire on the beach in front of the Waves Motel on Friday, June 7<sup>th</sup>, 2019 from 6 p.m. to 10 p.m.; rain date Saturday, June 8<sup>th</sup>, 2019, same times. Applicant must obtain a State open burning permit from the Fire Department on the day of the event. Chair Joseph Thornton
- #7398 Discussion with Action: Cancel the regular Town Council Meeting of Tuesday, July 2<sup>nd</sup>, 2019. Chair Joseph Thornton

**# 7399 Discussion with Action: Adoption of the FY2020 Municipal Budget.**

**Consider FY2020 Municipal Operating Budget Appropriation in the amount of \$17,104,138.**

**Consider FY2020 Capital Improvement Budget Appropriation in the amount of \$1,700,000.**

**Consider FY2020 Non-Property Tax Revenue Appropriation in the amount of \$4,069,505.**

**Consider FY2020 Appropriation of \$500,000 from the Unassigned Fund Balance; and \$500,000 from the Rescue Fees Revenue Billing Fund; for the purpose of reducing the FY2020 Property Tax Commitment.**

**Consider Authorizing the Finance Director to Set the Percentage Rate for the FY2020 tax bill to be used for the operation and maintenance of the Waste Water Treatment Plant and sewer infrastructure, after approval of the FY2020 Budget.**

**Consider Authorizing and Directing the Assessor to prepare a Perfect List of all taxes of the Municipality and to commit the same to the Tax Collector.**

**Consider Authorizing and Directing the Tax Collector and Treasurer, pursuant to 36 M.R.S.A., Section 906, to apply any tax payment received from an individual as payment for any Property Tax against outstanding or delinquent taxes due on said Property in chronological order beginning with the oldest unpaid tax bill provided, however, that no such payment may be applied to any tax for which an Abatement Application or Appeal is pending unless approved in writing by the Taxpayer.**

**Consider setting due dates of September 18, 2019 and March 18, 2020 for the FY2020 Property Taxes.**

**Consider setting interest rate of 9% for delinquent property taxes.**

**Consider Authorizing the Tax Collector and Treasurer to accept prepayments of taxes before commitment at an interest rate of 0%, pursuant to 36 M.R.S.A., Section 506.**

**Chair Joseph Thornton**

**ADJOURNMENT:**