

TOWN OF OLD ORCHARD BEACH
Regular Town Council Meeting

Tuesday, November 17, 2020 @ 6:30pm
Town Hall Council Chambers

PLEDGE TO THE FLAG

ROLL CALL

ACKNOWLEDGMENTS

Swear in Patrolman Zachary Novick.

GOOD AND WELFARE ACCEPTANCE OF MINUTES:

Accept the meeting minutes of the Town Council Meeting held on Tuesday October 20, 2020.

PUBLIC HEARING BUSINESS LICENSES & APPROVAL:

Kevin Pollard, (302-7-8-5), 170 East Grand Ave #5, one seasonal rental

Michael O'Connor, (316-5-4), 10 Seaside Ave, one seasonal rental

Jodi Flynn, (103-1-5-16), 2 New Colony Drive #16, one year round rental

Allan Volponi, (318-8-6-66), 146 West Grand Ave #66, one seasonal rental

PUBLIC HEARING SPECIAL AMUSEMENT PERMITS & APPROVAL:

Patio Pub, Inc. D/B/A Hooligans Landing, (306-6-1-DD), 2 Old Orchard Street: inside for solo, DJ, duets & comedy from 12pm to 1am.

TPR, Inc. D/B/A Bull & Brew, (306-5-2), 6 East Grand Ave, inside for DJ, bands, solo, duets from 12pm to 1am.

TPR, Inc. D/B/A Tequila Frogs (306-5-3), 8 East Grand Ave, inside & outside for solo, DJ, duets from 12pm to 1am.

Patio Pub, Inc. D/B/A Pier Patio Pub, (306-6-1-J), 2 Old Orchard Street for inside & outside for bands, amp, DJ, solo, & comedy from 11am to 1am.

Dominator Golf, LLC D/B/A Dunegrass Golf Club, (105A-1-200), 65 Wild Dunes Way, inside & outside for weddings and golf tournaments from 2pm to 11pm.

TOWN MANAGER'S REPORT

NEW BUSINESS:

7315 **Discussion with Action:** Approve the Special Event Permit application for the Kora Shriners to hold a parade for their annual summer ceremonial to celebrate the Kora and pay special recognition to our Veterans. The parade will be on Saturday, June 13th, 2021 from 10a.m. to approximately 11:30a.m. Organizers will be expected to meet any health guidelines in effect at the time of the event as it relates to COVID-19. The organizer will also need to reach out to Recreation Director, Jason Webber, at least two weeks prior to the event to discuss the traffic pattern as it relates to the Ballpark, as they have a tournament that day. Insurance, listing the Town of Old Orchard Beach as additionally insured, to be provided to the Town Clerk at least one month prior to the event.

Chair: _____

7316 **Discussion with Action:** Approve the Special Event Permit application for the Chamber of Commerce to hold their Celebration of the Holidays event on Saturday December 5th, 2020. Set up will be from 11a.m. to noon; event is noon to 4p.m., and take down by 5p.m. Santa will make a "Special Appearance" by riding in the fire truck around Town to wave to children. There will also be a scavenger hunt during the two weeks prior to the event. Organizers will be expected to meet any health guidelines in effect at the time of the event as it relates to COVID-19. Insurance, listing the Town of Old Orchard Beach as additionally insured, to be provided to the Town Clerk at least two weeks prior to the event.

Chair: _____

7317 **Discussion with Action:** Amend the Code of Ordinances, Chapter 54, Traffic and Vehicles, amending Section 54-187, Odena Avenue, changing parking prohibition from the lefthand side to the righthand side on the section from Seaside Avenue to the seawall, by adopting the underscored language and deleting the strikethrough language as follows:

Odena Avenue. No parking shall be allowed on the lefthand side of Odena Avenue (facing the ocean) from the railroad to ~~the~~ Seaside Avenue. No parking shall be allowed on the righthand side of Odena Avenue (facing the ocean) from Seaside Avenue to the seawall.

Chair: _____

7318 Discussion with Action: Authorize the Tax Collector to declare uncollectable all outstanding property taxes, interest and fees for a 1987 mobile home located at 12 Stage Coach Drive, previously foreclosed on by the Town, and now abandoned by the former owner, deemed uninhabitable by the Deputy Assessor, and to be removed and disposed of as junk.

Chair: _____

7319 Discussion with Action: To approve the fee increase for Municipal Trash Bags from \$2.50 to \$3.00 effective immediately, to recover the cost of disposal.

Chair: _____

7320 Discussion with Action: To consider a request from Section B, LLC to accept Cherry Hills Road as a town way by Warranty Deed with covenants.

Chair: _____

7321 Discussion with Action: Accept the bid from Chase Excavating, Inc in the amount of \$2,629,648.85 (two million six hundred twenty nine thousand six hundred forty eight dollars and eighty five cents) for infrastructure improvements on Fern Ave, W. Old Orchard Ave, and a portion of Washington Ave, from account #30413-50736 CDGB Infrastructure Grant Expense Account, and authorize the Town Manager to negotiate and execute a contract agreement with Chase Excavating Inc. for that purpose.

Chair: _____

7322 Discussion with Action: Authorize the Town Manager to negotiate and execute a contract agreement with Atlantic Resources Consultants for construction inspection services associated with the Washington Avenue infrastructure project in the amount of \$93,414.50, from account #50002-50508 CIP Sewer Maintenance Improvement Expense with a balance of \$653,404.35.

Chair: _____

7323 Discussion with Action: Authorize the Town Manager to negotiate and execute a contract agreement with Wright Pierce Engineering in the estimated amount of \$61,800 for contract administration services for the infrastructure improvement project on Fern Ave, W. Old Orchard Ave, and a portion of Washington Ave., from account #50002-50508 CIP Sewer Maintenance Improvement Expense with a balance of \$653,404.35.

Chair: _____

7324 **Discussion with Action:** Authorize the Town Manager to negotiate and execute a contract agreement with Maine Water to reimburse the Town for water line related construction costs associated with the Washington Ave infrastructure project, estimated to be \$655,000.

Chair: _____

7325 **Discussion with Action:** Approve the quote from Power Products to replace the radiator on the Halfway generator in the amount of \$7,337.80 from account #20161-50330 Waste Water Equipment Replacement Expense Fund, with a balance of \$23,284.86.

Chair: _____

7326 **Discussion with Action:** Approve the quote from Motion Industries to replace the electric motor on blower #1 in the amount of \$8,482.35 from account #20161-50330, Wastewater Equipment Replacement Expense Fund, with a balance of \$23,284.86.

Chair: _____

7327 **Discussion with Action:** Approve the following liquor license renewals for:

Patio Pub, Inc. D/B/A Hooligans Landing, (306-6-1-DD), 2 Old Orchard Street, m-s-v in a restaurant.

TPR, Inc. D/B/A Bull & Brew, (306-5-2), 6 East Grand Ave, m-s-v in a restaurant **and** D/B/A Tequila Frogs (306-5-3), 8 East Grand Ave, m-s-v in a restaurant.

Patio Pub, Inc. D/B/A Pier Patio Pub, (306-6-1-J), 2 Old Orchard Street, m-s-v in a restaurant.

Dominator Golf, LLC D/B/A Dunegrass Golf Club, (105A-1-200), 65 Wild Dunes Way, m-s-v in a restaurant & golf course and for the auxiliary license m-s-v golf course with a mobile service bar.

#7328 **Discussion with Action:** Approve a Memorandum of Understanding with other York County Municipalities and the York County Sheriff's Department for mutual aid for Police services.

Chair: _____

EXECUTIVE SESSION:

Town Council will meet in executive session to discuss the following:

Labor Contract: (Note: This item discusses labor contract issues related to the Teamsters Local Union 340 union contract, as defined under Title 1 M.R.S.A. Section 405(6)(D), and the Council anticipates that the discussion will be held in Executive Session). Executive Session is to provide guidance to the Town Manager regarding entering into Collective Bargaining Agreements with Teamsters Local Union 340 representing General Government Employees.

Personnel: Executive Session pursuant to MRSA Title 1, Section 405(6)(A) to discuss the hiring of the next Old Orchard Beach Town Manager. Executive session is to provide guidance to the Town Council in matters of evaluation of a qualified candidate, appointment, and/or assignment of duties.

Chair: _____

ADJOURNMENT