

TOWN OF OLD ORCHARD BEACH  
REGULAR TOWN COUNCIL MEETING  
TUESDAY, JUNE 16, 2015  
TOWN HALL COUNCIL CHAMBERS  
7:00 p.m.

Pledge to the Flag  
Roll Call

PRESENTATION: SKATEBOARD PARK MEMBERS AND FAMILIES  
EXPRESS GRATITUDE TO COUNCIL FOR  
THE SKATEBOARD PARK

ACKNOWLEDGEMENTS:

ACCEPTANCE OF MINUTES: Town Council Meeting Minutes of June 2, 2015; and  
Town Council Workshop Minutes of June 3, 2015.

PUBLIC HEARING BUSINESS LICENSES AND APPROVAL:

David Burgess (104-2-9-27), 42 Walnut Street, #27, one year round rental; Nancy Spencer (201-1-8-7B) 219 East Grand Avenue, #7B, one year round rental; James & Terry Nagle (105-4-12), 90 Ross Road, one year round rental; Corinne Hunter (204-1-9), 6 Birch Lane, one year round rental; Big Sal's Smoke Shop Corp dba/Big Sal's Smoke Shop (205-3-4), 50 Old Orchard Street, Retail; Moshe Agam (205-4-3), 26 Old Orchard Street, four seasonal rentals; Robert & Karen Baker (205-12-14), 20 Carll Avenue, one year round rental; Suzanne V. Bird (206-9-7-4), 90 Saco Avenue, # 1, one year round rental; Daniel Richard dba/Mr. Bill's Pizza Subs, Pizza & Seafood LLC (206-26-4-C), 34C Saco Avenue, Victualers with Preparation & No Alcohol Sales; Thomas Cahill (302-6-7-2), 165 East Grand Avenue, #2, one seasonal rental; Ryan Hayes (302-7-1-8), 152 East Grand Avenue, #8, one year round rental; J. G. Cutter LLC dba/Barefoot Boy Restaurant (305-4-5), 45 East Grand Avenue, Victualers, with Preparation, with Beer, Wine and/or Liquor; Beau Rivage Inc. dba/Beau Rivage Motel (305-6-7), 48 East Grand Avenue (Rear), one year round rental; Festival Hospitality LLC dba/America's Best Value Mt. Royal (307-4-1), 30 West Grand Avenue, Victualers with Preparation, with Beer, Wine and/or Liquor on premise; Pamela Golarz (309-2-6), 9 Washington Avenue, three year round rentals; Claudette Lizotte (312-11-11) 55 Atlantic Avenue, one year round rental; Donald A. Richer (313-2-4-1), 15 Bay Avenue, # 1, one year round rental; Peter Chlebus (313-2-4-5), 15 Bay Avenue, # 5, one year round rental; Jeffrey & Alicia Lastowka (314-8-5), 81 Seaview Avenue, one year round rental; Curtis Gezotis (316-4-3), 4 Odena Avenue, one year round rental; Linda & Arthur Pelletier (321-2-4), 30 Colby Avenue, one year round rental; Kenneth & Margaret Fraser & Cynthia Brown, (321-7-3), 180 West Grand Avenue, two year round rentals; Kathryn Smith (325-5-8), 1 New Salt Road, one year round rental; and Jim Morande dba/The Olde Towne & Country Store (206-31-7), 37 Old Orchard Street, Sidewalk Café.

**PUBLIC HEARING AMUSEMENT PERMITS – NEW:**

**Alouette OOB Oceanfront Beach Resort Inc. dba/Alouette Beach Café Resort (303-1-11), 91 East Grand Avenue, Live & Other Types of Music – Outside & Inside – 12:00 p.m. to 9:00 p.m.**

**PUBLIC HEARING LIQUOR LICENSE – NEW:**

**Festival Hospitality LLC dba/America’s Best Value Mt. Royal (307-4-1), 30 West Grand Avenue, m-v in a Hotel.**

**TOWN MANAGER’S REPORT**

**NEW BUSINESS**

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|---------------|--|------------------------------------|
| <b># 6438</b> | <b>Discussion with Action: Appoint Marc Guimont as Interim Public Works Director, effective 6/17/15.</b>   | <b>Town Manager<br/>Larry Mead</b> |
| <b># 6439</b> | <b>Discussion with Action: Cancel the Regular Town Council Meeting of Tuesday, July 7, 2015; Cancel the Regular Town Council Meeting of Tuesday, November 3, 2015, as it falls on Election Day; and Authorize the Town Manager to close Town Hall only on Thursday, December 24, 2015, with Town Hall employees taking either ½ vacation day or ½ floating holiday.</b>  | <b>Chair Shawn O’Neill</b>         |
| <b># 6440</b> | <b>Discussion with Action: Reenact the Emergency Ordinance establishing a Moratorium on Medical Marijuana Non-Residential Cultivation approved May 5<sup>th</sup>, 2015; and expiring on July 12, 2015 and extend for an additional sixty (60) days to expire on September 10<sup>th</sup>, 2015.</b>  | <b>Chair Shawn O’Neill</b>         |
| <b># 6441</b> | <b>Discussion with Action: Approve the Special Event Permit application for the Eastern Trail Alliance to hold the "Maine Lighthouse Bike Ride" Saturday, September 12<sup>th</sup>, 2015 from 8 a.m. to 2 p.m.; Insurance, listing the Town of Old Orchard Beach as additionally insured, to be provided to the Town Clerk’s Office at least one month prior to the event; and a request to waive the fee.</b>  | <b>Chair Shawn O’Neill</b>         |
| <b># 6442</b> | <b>Discussion with Action: Approve the Special Event Permit application for Ever After Mustang Rescue to hold a Ford Mustang 50<sup>th</sup> Anniversary Jubilee, showing of Mustang horses, and a holding a Car Show at the Ballpark on Saturday, September 26<sup>th</sup>, 2015 from 10 a.m. to 5 p.m. Insurance, listing the Town of Old Orchard Beach as additionally insured, to be provided to the Town Clerk’s Office at least one month prior to the event.</b> | <b>Chair Shawn O’Neill</b>         |

- # 6443 Discussion with Action: Approve the Special Event Permit application for 3C Race Productions to hold a half marathon on Saturday, October 10<sup>th</sup>, 2015, from 9 a.m. to Noon. Insurance, listing the Town of Old Orchard Beach as additionally insured, to be provided to the Town Clerk's Office at least one month prior to the event. Request to waive the fee as event is co-sponsored by the Town of Old Orchard Beach Recreation Department. Chair Shawn O'Neill
- # 6444 Discussion with Action: Approve the Liquor License Renewal for J.G. Cutter LLC dba/Barefoot Boy Restaurant (305-4-5), 45 East Grand Avenue, m-s-v in a Restaurant; and Alouette OOB Oceanfront Beach Resort Inc. dba/Alouette Beach Café Resort (303-1-11), 91 East Grand Avenue, m-v in a Hotel. Chair Shawn O'Neill
- # 6445 Discussion with Action: Canvass and certify the results of the Municipal Referendum Election and the RSU#23 Budget Validation Referendum held June 9, 2015. Chair Shawn O'Neil
- # 6446 Discussion with Action: Set a Public Hearing date of July 21<sup>st</sup>, 2015 to add Chapter 7, Sections 26-33, entitled "Sex Offender Residency Restrictions" to the Old Orchard Beach Code of Ordinances. Town Manager Larry Mead
- # 6447 Discussion with Action: Donate the 2005 GMC ¾ ton Pickup Truck with broken frame including plow, previously used by the Fire Chief, to the RSU23. Town Manager Larry Mead
- # 6448 Discussion with Action: Approval of Line Item Transfers for the following departments: Town Manager; Town Clerk; Planning; Insurance Expense; Police Department; Public Safety Building; Fire Department; Public Works; Waste Water Transfer Facility; Recreation; and General Assistance; as authorized by the Town Charter, Section 706 and 708. Town Manager Larry Mead
- # 6449 Discussion with Action: Adoption of the FY 2016 Municipal Budget. Town Manager Larry Mead
- # 6450 Discussion with Action: Set due dates of 9/16/15 and 3/16/16, for taxes for FY 2016. Town Manager Larry Mead
- # 6451 Discussion with Action: Set interest rate of 7% for delinquent taxes. Town Manager Larry Mead
- # 6452 Discussion with Action: Authorize 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. Town Manager Larry Mead

- # 6453 Discussion with Action: Authorize the Finance Director to Set the Percentage for Sewer Rate for FY2016 to Reflect the Percentage of the Tax Bill Used for the Operation of the Waste Water Treatment Plant after Approval of the Budget.** **Town Manager  
Larry Mead**
- # 6454 Discussion with Action: Authorize and Direct the Assessor to Prepare a Perfect List of All Taxes of the Municipality and to Commit the same to the Tax Collector.** **Town Manager  
Larry Mead**
- # 6455 Discussion with Action: Authorize and Direct 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.** **Town Manager  
Larry Mead**

**GOOD AND WELFARE:**

**ADJOURNMENT**