

**TOWN OF OLD ORCHARD BEACH
REGULAR TOWN COUNCIL MEETING
TUESDAY, SEPTEMBER 6, 2011
TOWN HALL CHAMBERS
7:00 P.M.
AGENDA**

**Pledge to the Flag
Roll Call**

ACKNOWLEDGEMENTS:

**Proclamation: The Month of September is Pain Awareness Month
Assistant Town Manager**

ACCEPTANCE OF MINUTES: Town Council Meeting Minutes of August 16, 2011.

**PUBLIC HEARING: Shall we Amend Chapter 26, Environment, Article 2,
Sound Section 26-63 - Noise Level Standards to Create Noise Standards
in the Contract Zone -1, the Residential Beachfront District and the
Neighborhood Commercial Zoning Districts?**

PUBLIC HEARING BUSINESS LICENSES AND APPROVAL:

Jeff Laughlin (107-3-1-W26), 26 Kavanaugh Road, one year round rental; Seagate Limited Partnership (210-1-17)(T1025), 37 Mayflower Drive, one year round rental; Steve Bailer (302-6-9), 25 Puffin Street, one seasonal rental; Toni Cinque dba/RE Salon & Wellness Spa (306-1-2-A), 1 East Grand Avenue, Suite A, personal service; Sonia Jace dba/Palm Reader (307-2-1-C), 1 Old Orchard Street (Palace Playland), personal service; Richard A. Meoli (310-4-2), 5 Fourth Avenue, one year round rental; Michael Kelley (311-10-5), 6 Maplewood Avenue, one year round rental; Mohammed Shamsul Alam dba/Friendly Market/Hi Bombay (312-13-11), 31 Washington Avenue, Victualers with Preparation with Beer, Wine and/or Liquor off premise (take out); Richard A. Meoli (313-3-8), 2 Bay Avenue, one year round rental; and Jon & Paul Hoch (321-18-1), 50 Seaside Avenue, one year round rental.

PUBLIC HEARING SPECIAL AMUSEMENT PERMIT:

Amend the Special Amusement Permit approved October 19, 2010 of HFY Enterprises dba/Oceanside Grille at the Brunswick (310-6-1), 39 West Grand Avenue, Music – Amplified, from Summer – Inside and Outside, 1:00 p.m. to 5:00 p.m. and 8:00 p.m. to 12:00 a.m.; and Off-Season Inside Only - 8:00 p.m. to 12:00 a.m.; changing to 11:00 a.m. to 1:00 a.m. year round – Inside and Outside.

TOWN MANAGER'S REPORT:

NEW BUSINESS:

- # 5479 Discussion with Action: Approve the lease/purchase by the Public Works Department of a 2012 International single-axle dump/sander and plow truck from Portland North Truck Center, Falmouth, Maine, for a 60-month term beginning on December 30, 2011 through December 30, 2016 for \$2,387.33 per month. The amount will be taken from Account Number 20203-50835 - Public Work's Vehicles, anticipated total adopted budget of \$26,000 per year and from Account Number 20151-50336 - Equipment Rental, for \$220.67 per month with an anticipated adopted budget of \$23,000.00 per year.** **Chair Bob Quinn**
- # 5480 Discussion with Action: Appoint Jerome Plante as an Alternate to the Ballpark Commission, term to expire December 31, 2013.** **Chair Bob Quinn**
- # 5481 Discussion with Action: Accept, with regret, the resignation of Tianna Higgins from the Planning Board, effective October 31, 2011.** **Chair Bob Quinn**
- # 5482 Discussion with Action: Approve the Special Event Permit application for the Salvation Army to hold their evening program in the Square, in the area near the Pier, from 5 p.m. to 11 p.m. on Saturday, July 28, 2012 to Friday, August 3, 2012; and a request to place a banner in the Square from July 23, 2012 to August 3, 2012. 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.** **Chair Bob Quinn**
- # 5483 Discussion with Action: Approve the Special Event Permit application for the Salvation Army to hold their annual parade at 3:50 p.m. on Sunday, July 29, 2012, from Saco & Biddeford Savings Bank to the Pier parking area. 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; a request to waive the fee.** **Chair Bob Quinn**

- # 5484 Discussion with Action: Approve the Special Event Permit application for the Salvation Army to hold their evening program in the Square, in the area near the Pier, from 5 p.m. to 11 p.m. on Saturday, August 3, 2013 to Friday, August 9, 2013; and a request to place a banner in the Square from July 29, 2013 to August 9, 2013. 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.** Chair Bob Quinn
- # 5485 Discussion with Action: Approve the Special Event Permit application for the Salvation Army to hold their annual parade at 3:50 p.m. on Sunday, August 4, 2013, from Saco & Biddeford Savings Bank to the Pier parking area. 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; a request to waive the fee.** Chair Bob Quinn
- # 5486 Discussion with Action: Approve the amendment to the Special Event Permit application for OOB365 to hold their Autumn Celebration Saturday, September 24th, 2011, that was approved by the Town Council on July 19th, 2011 to be held in Memorial Park, to now include a barbecue and bonfire on the beach in front of the carousel from 5 p.m. to 9 p.m.** Chair Bob Quinn
- # 5487 Discussion with Action: Approve the Special Event Permit application for The Pier to hold the Old Orchard Beach Bikefest on Saturday, September 10th, 2011 from 11 a.m. to 1 a.m. in the Square. Permission to hang a banner in the Square from September 8th to the 11th (if the Chamber of Commerce, who has prior Council approval, does not hang a banner in the square for their event at those times).** Chair Bob Quinn
- # 5488 Discussion with Action: Approve the Special Event Permit application for Dennis Welsh Photography to hold a photo shoot on the sidewalks and beach in the downtown area on Saturday, September 10th and Sunday, September 11th, 2011, from sunrise to sunset.** Chair Bob Quinn

- # 5489 Discussion with Action: Order to place four questions dealing with Charter modifications, specifically Referendum Question No. 1 – Number and terms of Town Councilors; Referendum Question No. 2 – Town Council term limits; Referendum Question No. 3 – Education; and Referendum Question No. 4 – All other changes on the November 8, 2011 ballot; and to approve summaries of questions No. 3 and No. 4; and to set a Public Hearing date thereon of October 4, 2011.** Chair Bob Quinn
- # 5490 Discussion with Action: Order to issue bonds for design, construction, furnishing and equipping of an addition to the Edith Belle Libby Memorial Library, to place the bond question on the November 8, 2011 ballot and to set a Public Hearing date thereon of October 4, 2011.** Chair Bob Quinn
- # 5491 Discussion with Action: Order to issue bonds to refund bonds issued in 1998.** Chair Bob Quinn
- # 5492 Discussion with Action: Authorize the Town Manager to Enter into an Agreement with the RSU 23 to Install Electrical Equipment at Old Orchard Beach High School permitting the use of a Municipal Generator resulting in the availability of specific areas of the High School to be available to the citizens of Old Orchard Beach as a temporary Warming/Cooling Shelter during long term power outages. The cost to retrofit the electrical panels will cost approximately \$12, 000 from Account Number 20201-50842, with a balance of 60,000.** Chair Bob Quinn
- # 5493 Discussion: Executive Session: To Consult with Town's Legal Counsel concerning the Town's Legal Rights and Duties and Contemplated Litigation Pursuant to 1 M.R.S.A. Section 405 (6)(E).** Chair Bob Quinn
- # 5494 Discussion: Executive Session: For the purpose of discussing matters associated with the receipt of applications for employment of a new Town Manager in light of the resignation of the current Town Manager, Pursuant to 1 M.R.S.A. Section 405 (6)(A).** Chair Bob Quinn

**GOOD AND WELFARE:
ADJOURNMENT:**