



Town of Old Orchard Beach
Office of the Town Manager

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www.oobmaine.com/town-council

Regular Town Council Meeting Minutes

March 21st, 2023

I, Tim Fleury, Secretary to the Town Council of Old Orchard Beach, Maine, do hereby certify that the foregoing document consisting of 12 pages is a copy of the original minutes from the regular meeting of the Old Orchard Beach Town Council held on 3/21/2023.

Prepared By:	Tim Fleury
Approved By:	Old Orchard Beach Town Council
Approval Date:	04/04/23

Respectfully
Submitted,

Tim Fleury
Town Council
Secretary



Town Council Commentary - Minutes

Regular Meeting

March 21st, 2023 @ 6:30pm

Council Chambers - 1 Portland Avenue

www.oobmaine.com/town-council

**Members of the public wishing to view the meeting from home may tune into Local Access TV (Channel 3 or 1301 - check with your provider) or by clicking the Meeting Videos link on oobmaine.com.)*

PLEDGE OF ALLEGIANCE:

ROLL CALL:

Tim Fleury called roll. The following individuals were present:

Chairman Shawn O'Neill
Vice Chairman Kenneth Blow
Councilor V. Louise Reid
Councilor Larry Mead
Councilor Mike Tousignant

Town Manager Diana Asanza
Council Secretary Tim Fleury

ACKNOWLEDGEMENTS:

Chair O'Neill congratulated the Old Orchard Beach High School Lady Gulls Class C State Championship basketball team. This is the first time in school history they have won the championship

- Elise McNair was named All Conference, 1000 point scorer for the High School, and was a finalist for Miss Maine Basketball award.
- Sarah Davis and Tessa Ferguson both made second team all-conference.
- Summer St. Louis made honorable mention all-conference.
- Coach Plante was awarded Maine Class C Coach of the Year.

Coach Plante – thanked Chief Gilboy and Chief Chard for their send off from town – thanked school board, and school administration, town support was amazing – Elise McNair thanked the town and school allowing them the opportunity to celebrate as a team and to celebrate their individual successes – thanked coaches for their sacrifice and hard work.

Fire Chief John Gilboy thanked the Town Council and Town Manager for the opportunity to recognize his new appointments and the promotions of his staff.

Josh Petrin was appointed to the rank of Firefighter
Ben Lariviere was appointed to the rank of Firefighter
Michael Baker was promoted to Lieutenant.
Corey Pelletier was promoted to Captain.

Town Clerk Kim McLaughlin swore all firefighters in individually after their respective introduction by Chief Gilboy.

Chair O'Neill – thanked the individuals that cleaned up the dog park – thanked individual for donating water for the dog park.

GOOD & WELFARE:

Pat Mourmouras – 30 Saco Ave – gave his opinion on the adult use marijuana licensing process.

Peter Mourmouras – 30 Saco Ave – gave his opinion on the adult use marijuana licensing process.

PRESENTATION:

Town Manager Asanza gave a broad overview of the fiscal year 2024 budget. Town Manager Asanza highlighted various town projects completed in the past fiscal year and more ongoing projects. 6.6% increase overall.

Chair O'Neill – Council thanked TM Asanza in putting together budget.

ACCEPTANCE OF MINUTES:

Acceptance of minutes from 3/07/2023 meeting.

Chair: Shawn O'Neill

Motion to approve: Councilor Tousignant

Second: Councilor Reid

Vote: 5-0

PUBLIC HEARING – LIQUOR LICENSE & APPROVALS:

John Paul/Thomas Madden, Long Pine Brewing, (305-6-1), 32 East Grand Avenue, m-v in a restaurant.

BNP Inc. Elizabeth Poitras, Sunset Bar and Grill, (307-1-6), 4 Fernald St., m-s-v in a restaurant.

RAR Surfside, Inc., Steven P. Cowan, Royal Anchor Resort, (202-1-5), 203 East Grand Avenue, m-s-v in a restaurant.

Chair: Shawn O’Neill

Chair O’Neill opened the hearing @ 7:29pm

Motion to approve: Councilor Tousignant

Second: Vice Chair Blow

Vote: 5-0

Chair O’Neill closed the hearing @ 7:29pm

PUBLIC HEARING – BUSINESS LICENSE & APPROVALS:

Scott & Karilynne Miele, (304-7-1-8), 78 East Grand Avenue #108, one year round short term rental.

Nevena Djuranovic, Tesla Realty, (205-17-8) 9 Smith Avenue, one year round short term rental.

Chair: Shawn O'Neill

Chair O'Neill opened the hearing @ 7:30pm

Motion to approve: Vice Chair Blow

Second: Councilor Reid

Vote: 5-0

Chairman O'Neill closed the hearing @ 7:41pm

Public comments:

Mary Pat Donnellon – inquired about an update on the moratorium – Town Manager Asanza – town planner continuing to work on amendments – Councilor Mead – working on date for STR workshop – crisis in his opinion – Chair O'Neill – the Council defined STRs and enacted the definitions into the ordinance at a previous meeting – Town Manager Asanza explained the change – Rick Haskell, Director of Code Enforcement – explained the moratorium is on condo conversions and not STRs – Ms. Donnellon – asked about extending moratorium, confirmed it will be extended before it expires – Councilor Tousignant – 78 East Grand Ave was before moratorium – Councilor Mead – appreciated knowledge of STRs coming in.

Councilor Tousignant – problems on who owns the unit if problems arise? – Rick Haskell – ownership is being addressed during license renewal process – requirement on applications at this point – Councilor Tousignant – making sure it's the correct person that can be called in emergency situations – need access for emergency services – Tim Donnellon – Across street from motel, no

problems in past – AirBnb causes problems because no contact to call information – Councilor Tousignant – are most units representing by same agencies in motel units? – Rick Haskell – scattered all over – bringing more issues for upcoming changes to STR licensing and ordinance change – 24/hr contact for units, occupant loads, etc.

PUBLIC HEARING – SPECIAL AMUSEMENT PERMITS & APPROVALS:

JBTS, Inc., Josephs by the Sea, (310-3-3), 55 West Grand Avenue, DJ for weddings 12pm-8pm.

John Paul/Thomas Madden, Long Pine Brewing, (305-6-1), 32 East Grand Avenue, live entertainment 12:00pm to 10:00pm.

BNP, Inc. /Elizabeth Poitras, Sunset Bar and Grille, (307-1-6), 4 Fernald Street, live entertainment 10:00am to 11:00pm.

RAR Surfside, Inc/Steven Cowan, Royal Anchor Resort, (202-1-5), 203 East Grand Avenue, live entertainment 10:00am to 9:00pm.

Chair: Shawn O’Neill

7:42pm opened by Chair O’Neill

Motion to approve: Vice Chair Blow

Second: Councilor Reid

Vote: 5-0

7:42pm closed by Chair O’Neill

NEW BUSINESS:

AGENDA ITEM #7854

Discussion with Action: To confirm the appointment of Karen Fortier as the Town Assessor for a six (6) month probationary period commencing March 21st, 2023, through September 21st, 2023, at \$100,000 annually, followed by a two (2) year contract of non-probationary employment, appointed by Town Council, upon successful completion of the probationary period.

Chair: Shawn O'Neill

Motion to appoint: Vice Chair Blow

Second: Councilor Mead

Vote: 5-0

Town Manager Asanza – George Green is retiring at the end of May – fortunate to have a strong internal candidate with Karen Fortier – very pleased to welcome Karen to the team – Town Clerk Kim McLaughlin swore Karen Fortier in as town assessor.

Councilor Mead – very enthusiastically support Karen's appointment – thanked George for his years of service.

Karen Fortier – thanked council for opportunity to serve the town as the assessor.

AGENDA ITEM #7855

Discussion with Action: Accept the gift from Abigail C. Alvarez the property owner of 2 Randall Ave, identified on the Town Assessor's Map as 324-15-9, of a solar light pole and fixture to be installed at the coastal dune on Randall Ave, replacing the CMP LED street light, and the acceptance of funds in the amount of \$2,500 to be held in escrow to supplement the existing 10-year warranty to provide a total of 20-year maintenance period.

Chair: Shawn O'Neill

The town manager and public works director have been working with the developer of 2 Randall Ave to replace the CMP streetlight and pole at the dune with a comparable solar light to eliminate overhead wires. Council approved the CMP pole permit to move the pole at the end of the street further inland along Randall Ave. The developer has received approval from DEP on the replacement pole and solar light in the dune. The Town Manager has discussed with the Town's attorney the process and concluded that it is best if the property owner gift the light to the town along with the funds to maintain it for a period of 20 years. The replacement light is comparable lumens to the old light being removed.

Motion to accept: Councilor Mead

Second: Councilor Reid

Vote: 5-0

AGENDA ITEM #7856

Discussion with Action: Approve the Special Event Permit for the Community Friendly Connection to hold a Fall Festival on Saturday, September 30th, 2023, rain date October 1st, 2023, from 10:00 a.m. to 2:00 p.m. with closure of First St. from Staples St. to Heath St. beginning at 2am on Saturday, September 30th. Memorial Park take-down by Sunday, October 1st, 2023, no later than 4 p.m. (Rain date for event will be Sunday, October 1st, same times & Memorial Park take-down by Monday, October 2nd, no later than 4pm.)

Chair: Shawn O'Neill

Motion to approve: Councilor Reid

Second: Councilor Mead

Vote: 5-0

AGENDA ITEM #7857

Discussion with Action: Renew the liquor license for JBTS Inc., Josephs by the Sea, (310-3-3), 55 West Grand Avenue, m-s-v in a restaurant.

Chair: Shawn O'Neill

Motion to approve: Vice Chair Blow

Second: Councilor Reid

Vote: 5-0

AGENDA ITEM: #7858

Discussion with Action: Convey foreclosed property identified as 59 FERN PARK AVE, Parcel Number 00206-00002-00009 to owners of record GEYER MICHAEL & KATHLEEN, for the total amount of \$9155.99 in outstanding taxes and accumulated interest, due on the effective date of conveyance, including FY21, FY22 and FY23 taxes, plus any legal costs incurred by the Town of Old Orchard Beach.

Chair: Shawn O'Neill

Motion to approve: Vice Chair Blow

Second: Councilor Tousignant

Vote: 5-0

Councilor Mead – coming Sunday noon-4pm community dinners at American Legion – thanked community dinner efforts

ADJOURNMENT

Chair: Shawn O'Neill

Motion to adjourn @ 7:52pm: Councilor Mead

Second: Councilor Reid

Vote: 5-0