



Town Council - Meeting Agenda

July 18th, 2023 @ 6:30pm
Council Chambers - 1 Portland Avenue

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PLEDGE OF ALLEGIANCE:

ROLL CALL:

ACKNOWLEDGEMENTS:

GOOD & WELFARE:

ACCEPTANCE OF MINUTES:

Acceptance of the minutes from the 6/20/23 Regular Council Meeting.

Chair: Shawn O'Neill

PUBLIC HEARING – LIQUOR LICENSE & APPROVALS:

Lazy Days Restaurant, David A. Begin/Eric Begin, Port Georgia LLC (206-31-19-A), 4 First Street, m-s-v in a Class 1 Restaurant.

Chair: Shawn O’Neill

PUBLIC HEARING – BUSINESS LICENSE & APPROVALS:

Lazy Days Restaurant, David A. Begin/Eric Begin, Port Georgia LLC (206-31-19-A), 4 First Street, victualers with prep and alcohol.

Dana and Cathie Kango, (319-3-2), 5 Hampton Ave, 1 seasonal rental, STR.

Heidi and James Sherman Jr., (312-3-7), 104 First Street, 1 year round rental, STR.

Kristin Riciardone, (313-2-11), 3 Bay Ave Unit 23, 1 seasonal rental, STR.

Sully’s Seacoast LLC, Susan and Jeff Sullivan, (304-7-1), 78 East Grand #106, 1 seasonal rental, STR.

Joseph Slattery, (203-1-10), 91 Portland Ave, 1 seasonal rental, STR.

Abby Jacobs, (304-7-1), 78 East Grand Ave # 208, 1 year round rental, STR.

LMM Hospitality LLC, Keshia and Zach Pratt, DBA BOBA (206-32-1), 15 Old Orchard St., victualers with prep, no alcohol.

Alle L’Henreux, (311-15-9), 8 Prospect Ave, 1 year round rental.

John Mangini, (308-3-12), 74 Central Park, 1 seasonal rental, STR (new).

Dennis Platt, (319-2-3), 11 Hampton Ave, 1 seasonal rental, STR (new).

Beach Days LLC, John Day, (205-17-14), 7 Smith Avenue, one year round rental – STR.

Chair: Shawn O’Neill

TOWN MANAGER REPORT

NEW BUSINESS:

AGENDA ITEM #7925

Discussion with Action: Approve the Old Orchard Beach Police Patrolmen’s Association Union Contract for the Police Department effective July 1, 2022 through June 30, 2025.

Chair: Shawn O’Neill

AGENDA ITEM #7926

Discussion with Action: Approve the Local 2247 International Association of Firefighters AFL-CIO-CLC Union Contract for the Fire Department effective July 1, 2023 through June 30, 2026.

Chair: Shawn O’Neill

AGENDA ITEM #7927

Discussion with Action: To see if the Town of Old Orchard Beach will vote to change its plan for its firefighters for future service only effective August 1, 2023.

The Town agrees to:

- a) Adopt Special Plan 3C for its full-time firefighters who regularly work at least 37 hours per week, 52 weeks per year for service rendered after July 31, 2023. Service rendered by firefighters before August 1, 2023 remains under Special Plan 2C; and
- b) Continue to provide Special Plan 3C to its full-time police officers hired after October 11, 1992 who regularly work at least 37 hours per week, 52 weeks per year; and
- c) Continue to provide Special Plan 1C to its full-time police officers hired before October 12, 1992 who work at least 37 hours per week, 52 weeks per year; and
- d) Continue to provide Regular Plan AC to all other full-time employees who regularly work at least 37 hours per week, 52 weeks per year; and
- e) Continue to exclude all other employees, including per diem only employees, elected officials and election workers, from participating in the plan; and
- f) To authorize Diana Asanza, Town Manager to sign the Amended Agreement between the Town and the Maine Public Employees Retirement System.

Motion approved as written.

Chair: Shawn O'Neill

AGENDA ITEM #7928

Discussion with Action: Shall the Town Council adopt amendments to Ch. 78, Art. VI, Secs. 78-518, 717, 747, 803, 833, 869, 993, 1023, 1134 and Art. VII, Sec. 78-1281. This is a new ordinance proposing regulations for lodging establishment conversions to condominiums.

Chair: Shawn O'Neill

AGENDA ITEM #7929

Discussion with Action: Appoint Mary Pat Donnellon and Peter Guidi to the Comprehensive Plan Committee, terms to expire 12/31/2025.

Chair: Shawn O'Neill

AGENDA ITEM #7930

Discussion with Action: Set the public hearing date for August 1st, 2023 for the Town Council to consider an amendment to the Code of Ordinances, Chapter 54, Traffic and Vehicles, Section 187, Restrictions and Prohibitions, Old Orchard Street, by adding one fifteen-minute parking space in front of 41 Old Orchard Street (MBLU 206-31-9).

Chair: Shawn O'Neill

AGENDA ITEM #7931

Discussion with Action: Shall the Town Council adopt amendments to Ch. 78, Art. VI, Sec. 78-869 (b) (2); 78-870 (b); 78-871 (c) (1), (2) and renumber existing (2) and (3). These amendments propose changes to the NC3 District setback, multifamily, and parking standards.

Chair: Shawn O'Neill

AGENDA ITEM #7932

Discussion with Action: Approve the agreement between the Town of Old Orchard Beach and the Town of Scarborough for the Town of Scarborough to provide Dispatch and Public Safety Answering Point services for the Town of Old Orchard Beach for the time period of 7/1/2023 through 6/30/2024 for a fee of \$451,793.00 from account #20121-50310 Police Service Contracts with a FY 24 balance of \$544,200.

Chair: Shawn O'Neill

AGENDA ITEM #7933

Discussion with Action: Accept the Quote from Bill Dodge Auto Group for a 2023 GMC Savana 2500 for the price of \$39,725.18 and the quote of \$5,950.00 from New England Vehicle Outfitters for the emergency light installation. This vehicle will serve as the Fire Police vehicle, Traffic 1. This purchase was approved as part of the FY 2024 Debt Service Budget. The total purchase price of \$45,675.08 will be financed through a lease purchase agreement with Androscoggin Bank at 5.62% (tax exempt) with five annual payments not to exceed \$10,734.47 from account 20197-50330 Debt Service Equipment Replacement with a balance of \$642,500.

Chair: Shawn O'Neill

AGENDA ITEM #7934

Discussion with Action: Accept the Quote from Motorola Solutions for 50 Motorola APX-900 P25 Portable Radios for the price of \$100,950. These radios are for the Fire and Police Departments to replace aging equipment. This purchase was approved as part of the FY 2024 Debt Service Budget. The total purchase price of \$100,950 will be financed through a lease purchase agreement with Androscoggin Bank at 5.62% (tax exempt) with five annual payments in the amount of \$22,455.93 from account 20197-50330 Debt Service Equipment Replacement with a balance of \$642,500.

Chair: Shawn O'Neill

AGENDA ITEM #7935

Discussion with Action: Accept the quote from TSI for a Porta Count Respiratory Fit Tester for \$16,570.00 from account #52002-50927 Fire Safety Equipment with a balance of \$39,475.

Chair: Shawn O'Neill

AGENDA ITEM #7936

Discussion with Action: Authorize the Town Manager to enter into the Animal Shelter Agreement for Fiscal Year 2024 with the Animal Welfare Society for the purpose of providing shelter for stray and lost domesticated companion animals located within the Town of Old Orchard Beach, in the amount of \$13,069.92 from account #20131-50310 Service Contracts Expense with a FY 24 budget of \$544,200.

Chair: Shawn O'Neill

AGENDA ITEM #7937

Discussion with Action: Approve the quote from Precision Equipment Coatings to paint the John Deere 624k loader for \$18,000 from account 50002-50551 CIP Public Works Operating Equipment Capital with a balance of \$100,153.09.

Chair: Shawn O'Neill

AGENDA ITEM #7938

Discussion with Action: Approve a budget carry forward \$7,573 for MS4 assistance from FY 23 20151-50300 Public Works Engineering Fees for MS4 assistance that wasn't able to be completed in FY 23.

Chair: Shawn O'Neill

AGENDA ITEM #7939

Discussion with Action: Approve a budget carry forward from FY 23 Operating Budget, account number 20131-50519 Police Department K-9 Program in the amount of \$15,000 with a balance of \$15,000 to the FY 24 Operating Budget, account number 20131-50519 Police Department K-9 program to fund the K-9 program in the FY 2024 Budget.

Chair: Shawn O'Neill

AGENDA ITEM #7940

Discussion with Action: Accept the quote from Douglas Sports Equipment for 6 Premier PPS-22SQ Portable Pickleball Systems for a total of \$15,393.00 from account 51002-50902 CIP Admin Rec-Loranger Tennis/Pickleball Court with a balance of \$67,018.00.

Chair: Shawn O'Neill

AGENDA ITEM #7941

Discussion with Action: To approve the proposal from Wright Pierce for the New Salt Road reconstruction, to include design, and construction administration and oversight, in the amount of \$58,300 from account number 50002-50506 with a balance of \$1,025,414.31. This proposal is part of the Town's claim for disaster reimbursement through the FEMA Disaster Assistance from the December 23, 2022, storm event.

Chair: Shawn O'Neill

AGENDA ITEM #7942

Discussion with Action: To approve the proposal from Wright Pierce for the New Salt Road Tide Gate Structural Assessment , to include inspection of the tide gates and culverts including appurtenant structures, in the amount of \$6,600 from account number 20151-50300 with a balance of \$168,000. This proposal is part of the Town's claim for disaster reimbursement through the FEMA Disaster Assistance from the December 23, 2022, storm event.

Chair: Shawn O'Neill

AGENDA ITEM #7943

Discussion with Action: Renew the liquor license for Big Daddy's Bar and Grill, Guy Loranger, Big Daddy's Bar & Grill, Inc., (307-3-4) 13 Old Orchard Street, m-s-v in a Class A Restaurant.

Chair: Shawn O'Neill

AGENDA ITEM #7944

Discussion with Action: Move the Special Event Permit for the Salvation Army Family Fun Night, closing the section of Church Street adjacent to their property, from August 2nd to July 31st, 2023, the same times of 3 p.m. to 9 p.m. This permit was approved August 3rd, 2021.

Chair: Shawn O'Neill

AGENDA ITEM #7945

Discussion with Action: Approve the Special Event Permit application for the Old Orchard Beach Recreation Department to hold Community Concerts in Memorial Park, the following Thursdays, July 20th, 2023, July 27th, 2023, August 3rd, 2023 and August 10th, 2023, rain date August 17th, 2023.

Chair: Shawn O'Neill

AGENDA ITEM #7946

Discussion with Action: Approve the Special Event Permit application for the Old Orchard Beach Recreation Department to hold Round Robin Basketball Games at the Memorial Park Basketball Courts on Saturday, July 22nd, 2023, from 8 a.m. to 7 p.m., including set-up and takedown. Rain date July 23rd, 2023, same times.

Chair: Shawn O'Neill

AGENDA ITEM #7947

Discussion with Action: Approve the Special Event Permit application for Ashley Hay to hold a wedding on the beach at the end of Parcher Avenue. Event, including set-up and take down, is from 2 p.m. to 8 p.m., Saturday, August 19th, 2023.

Chair: Shawn O'Neill

AGENDA ITEM #7948

Discussion with Action: Accept Federal Grant funds in the sum of \$5,000 from the Juvenile Justice Assistance Program in the form of a Low Cost Service Contract administered by the State of Maine Department of Corrections.

Chair: Shawn O'Neill

ADJOURNMENT

Chair: Shawn O'Neill