



Town of Old Orchard Beach
Office of the Town Manager

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www.oobmaine.com/town-council

Regular Town Council Meeting Minutes

8/1/2023

I, Tim Fleury, Secretary to the Town Council of Old Orchard Beach, Maine, do hereby certify that the foregoing document consisting of 14 pages is a copy of the original minutes from the regular meeting of the Old Orchard Beach Town Council held on 8/1/2023.

Prepared By:	Tim Fleury
Approved By:	Old Orchard Beach Town Council
Approval Date:	8/15/2023

Respectfully
Submitted,

Tim Fleury
Town Council
Secretary



Town Council - Meeting Agenda

August 1st, 2023 @ 6:30 pm
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
Councilor Mike Tousignant
Councilor V. Louise Reid

Town Manager Diana Asanza
Council Secretary Tim Fleury

Vice Chairman Kenneth Blow and Councilor Mead had excused absences.

ACKNOWLEDGEMENTS:

GOOD & WELFARE:

Peter Mourmouras: 2 meetings ago, told to stand down by council. Wants to see application process resume. Mr. Mourmouras expressed his concerns on the adult use cannabis ordinance. Wants public explanation on process or updates. Chairman O'Neill - appreciate the approach this evening - no opportunity for dialog in good and welfare - will hear from the Town Manager within a week on updates.

Patrick Mourmouras: If license admin is out for 2 weeks can they meet the deadline? Why is the process stopped for another applicant and not following ordinance? Looking for Council to be open with town's plan. Chairman O'Neill – town did not stop process for the other applicant.

Gabriel Warren: Why didn't the process stop after initial lawsuit? Chairman O'Neill – does not want to misspeak on lawsuits facing town.

ACCEPTANCE OF MINUTES:

Accept the minutes from the 6/8/23 & 6/22/23 Executive sessions, 6/27/23 Workshop, and 7/25 Regular Meeting minutes.

Chair: Shawn O'Neill

Motion to approve: Councilor Reid

Second: Councilor Tousignant

Vote: 3-0

PUBLIC HEARING – BUSINESS LICENSE & APPROVALS:

Peggy Laverrier, (103-1-5-35), 2 New Colony Dr. #35, one year-round rental.

Kelly Head, (309-7-4), 3 Avon Ave, one year-round rental, STR.

Chair: Shawn O'Neill

Chairman O'Neill opened the hearing @ 6:39 pm

Motion to approve: Councilor Tousignant

Second: Councilor Reid

Vote: 3-0

Chairman O'Neill closed the hearing @ 6:39 pm

PUBLIC HEARING – SPECIAL AMUSEMENT PERMITS & APPROVALS:

Sandy Bottom Investment Group LLC, Myst Restaurant, (306-1-2-1), 1 East Grand, music on deck 12:00pm to 10:00pm (no change).

Surfs Up LLC, Surf 6 Restaurant, (306-2-9), 2 Cortland St., music on deck 12:00pm to 10:00pm (no change).

Chair: Shawn O'Neill

Chairman O'Neill opened the hearing @ 6:40 pm

Motion to approve: Councilor Reid

Second: Councilor Tousignant

Vote: 3-0

Chairman O'Neill closed the hearing @ 6:40 pm

TOWN MANAGER REPORT

NEW BUSINESS:

AGENDA ITEM #7957

Discussion with Action: Set the Public Hearing Date for August 15, 2023 for the Town Council to consider amendments to Ch. 71, Article III, Sec. 78-41 (b). This amendment proposes changes to the Post-construction Stormwater Management ordinance.

Chair: Shawn O'Neill

The purpose of this Chapter 71 stormwater amendment is to comply with the Town's Stormwater Management Plan as part of our MS4 stormwater permit. Development projects requiring stormwater management plans also have an annual certification requirement for stormwater Best Management Practices (BMPs). This amendment is to require a record of maintenance for sites with identified deficiencies be submitted to the Town.

Motion to set the date: Councilor Reid

Second: Councilor Tousignant

Vote: 3-0

Town Manager Asanza gave a quick overview of the amendments and why they are required.

AGENDA ITEM #7958

Discussion with Action: Set the Public Hearing Date for August 15, 2023 for the Town Council to consider amendments to Ch. 78, Article II, Sec. 78-36 (b); Article VI, Sec. 78-215 (b) (3), (4) and renumber existing (4), (5), and (6); Article VIII, Sec. 78-1412; and 78-1856 – 1863. These amendments propose changes to the Erosion and Sedimentation Control ordinance to comply with the Town’s current Stormwater Management Plan.

Chair: Shawn O’Neil

The purpose of this Chapter 78 ESC ordinance amendment is to comply with the Town’s Stormwater Management Plan, as part of our Municipal Separate Storm Sewer System permit (MS4). This requires that erosion and sediment control Best Management Practices (BMPs) at construction sites be consistent with the applicable sections of the 2022 MS4 General Permit. This proposed ordinance was drafted using multiple local resources with assistance from Christine Rinehart at Wright Pierce, who assists with our MS4 program compliance. The Planning Board made a recommendation at their 13 July meeting that Town Council consider these ordinance amendments.

Motion to set the date: Councilor Reid

Second: Councilor Tousignant

Vote: 3-0

Town Manager Asanza gave a quick overview of the amendments and why they are required.

AGENDA ITEM #7959

Discussion with Action: Approve the quote from Fisher James Co., Inc. in the amount of \$19,242.00, for the purchase and installation of furniture from account #52002-50917 Police Department Building Repair and Maintenance with a balance of \$222,691.25.

Chair: Shawn O'Neill

Motion to approve the quote: Councilor Tousignant

Second: Councilor Reid

Vote: 3-0

David Hemmingway, Deputy Chief: The furniture is for the patrol room in police station. Increases efficiency of space.

AGENDA ITEM #7960

Discussion with Action: Approve the quote from Setronics in the amount of \$38,426.00, for the purchase of a security camera system for the Skate Park, and Recreation Building including the ballpark stadium, to be funded as follows: \$29,569.00 from account #51002-50926 CIP Recreation Building Upgrade with a balance of \$30,421.00, and \$8,857.00 from account number #51002-50837 CIP – Skatepark Improvements with a balance of, \$23,597.00.

Chair: Shawn O’Neill

The proposed security camera and software system will enhance surveillance capabilities and enable the Town to gather valuable data for better resource allocation and future planning for these essential public facilities. With these enhanced security measures in place, we can better protect our Community assets and maintain a secure environment that fosters recreational activities and leisure pursuits for all.

Motion to approve the quote: Councilor Reid

Councilor Reid – items discussed during budget period.

Second: Councilor Tousignant

Councilor Tousignant – number of cameras? Deputy Chief Hemingway – multiple cameras around rec facilities and skate park, integrated with PD and school cameras as needed. Town Manager Asanza – 8 cameras total in proposal.

Vote: 3-0

AGENDA ITEM #7961

Discussion with Action: Approve the quote from United Ag and Turf in the amount of \$18,359.18 for the purchase of a 2023 John Deere Gator HPX616E and 10ft utility trailer from account# 51002-50922 CIP Rec Equipment with a balance of \$21,743.31.

Chair: Shawn O'Neill

The John Deere Gator is a tool that will enhance the efficiency and productivity of the ballpark and recreational programs. Its versatile design and robust capabilities make it ideal for various tasks, including transporting equipment, maintaining the field, and assisting with various operations required for recreational events.

Motion to approve the quote: Councilor Reid

Councilor Reid – discussed during budget process

Second: Councilor Tousignant

Vote: 3-0

AGENDA ITEM #7962

Discussion with Action: Renew the liquor license for Sandy Bottom Investment Group LLC, Myst Restaurant, (306-1-2-I), 1 East Grand, m-s-v in a class I restaurant.

Chair: Shawn O'Neill

Motion to renew: Councilor Tousignant

Second: Councilor Reid

Vote: 3-0

AGENDA ITEM #7963

Discussion with Action: Renew the liquor license for Surfs Up LLC, Surf 6 Restaurant, (306-2-9), 2 Cortland St., m-s-v in a class I restaurant.

Chair: Shawn O'Neill

Motion to renew: Councilor Tousignant

Second: Councilor Reid

Vote: 3-0

AGENDA ITEM #7964

Discussion with Action: Approve the bid from Eastern Salt for the purchase of sodium chloride bulk road salt at \$74.74 per ton from account 20151-50515 Road Salt – Winter with a balance of \$100,000.

Chair: Shawn O'Neill

The Town purchases salt for winter road treatment through a regional purchasing agreement administered through the State of Maine Department of Administrative and Financial Services Division of Procurement Services.

Motion to approve the bid: Councilor Reid

Councilor Reid – comes up this time of year with new quote.

Second: Councilor Tousignant

Councilor Tousignant: minimum requirement to keep this price? Town Manager Asanza, no minimum amount, cost is less this year.

Vote: 3-0

ADJOURNMENT

Motion to adjourn @ 6:57 pm: Councilor Tousignant

Second: Councilor Reid

Vote: 3-0

Chair: Shawn O'Neill