



Town Council - Meeting Agenda

October 3rd, 2023 @ 6:30 pm
Council Chambers - 1 Portland Avenue

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PLEDGE OF ALLEGIANCE:

ROLL CALL:

ACKNOWLEDGEMENTS:

GOOD & WELFARE:

PRESENTATION:

Town Clerk - Historic annual reports update

ACCEPTANCE OF MINUTES:

Acceptance of minutes from the 9/19/2023 Regular Town Council Meeting.

Chair: Shawn O'Neill

PUBLIC HEARING - ORDINANCE AMENDMENTS:

Public Hearing #1

Shall the Town Council consider amendments to the Code of Ordinances, Section 54, Traffic and Vehicles, Section 187 (a), Restrictions and Prohibitions. This amendment proposes changes on Colby Avenue, by changing the time allowed to park on the southwest side (right side facing the ocean) from West Grand to Seaside Avenue from Five-minute parking to Fifteen-minute parking.

Chair: Shawn O'Neill

Public Hearing #2

Shall the Town Council consider amendments to the Code of Ordinances, Section 54, Traffic and Vehicles, Section 187 (a), Restrictions and Prohibitions. This amendment proposes changes on Bay Avenue, by designating no parking on the parking space closest to 1 Bay Avenue (MBL 313-2-1) on the right side of the road.

Chair: Shawn O'Neill

PUBLIC HEARING – BUSINESS LICENSE & APPROVALS:

Cary Seamans, (105A-1-813), 10 Mickelson Way, one year-round short-term rental.

Cary Seamans, (105A-1-818), 4 Mickelson Way, one year-round short-term rental.

John Orthmann, (211-7-52), 158 Temple #C, one seasonal short-term rental.

Chair: Shawn O’Neill

PUBLIC HEARING – SPECIAL AMUSEMENT PERMITS & APPROVALS:

Jumpin’ Jake’s Restaurant and Fish Market, Bryan Gale, (208-3-3), 181 Saco Ave, 1-3 person acoustic/plug in and DJ 12:00 pm to 10:00 pm.

Chair: Shawn O’Neill

TOWN MANAGER REPORT

NEW BUSINESS:

AGENDA ITEM #8009

Discussion with Action: Enact an ordinance establishing a Moratorium on Short Term Rentals, whereas no specific regulations governing Short Term Rentals exists under the Town of Old Orchard Beach's Zoning Ordinances and which has raised concerns related to public safety and welfare and potential adverse effects on the fabric of residential neighborhoods.

Chair: Shawn O'Neill

AGENDA ITEM #8010

Discussion with Action: Shall the Council approve a Contract Zone Agreement between Land Matters, LLC and the Town of Old Orchard Beach, for the property located at 60 Saco Ave., Map 206, Block 10, Lot 1 in the GB2 district, pursuant to 30A M.R.S.A., Section 4352 (8), Chapter 78, Section 78-31 and Chapter 78, Article IX of the Old Orchard Beach Zoning Ordinance, and Section 410 of the Old Orchard Beach Charter. The purpose of the Contract Zone is to allow the establishment of a 6-unit residential condominium building.

Chair: Shawn O'Neill

AGENDA ITEM #8011

Discussion with Action: Shall the Council amend the Code of Ordinances, Section 54, Traffic and Vehicles, Section 187, Restrictions and Prohibitions, York Street, changing the designation of the first two parking spaces on the left side facing the ocean, from East Grand Avenue, as handicap parking, to designating the second and third parking spaces on the left side facing the ocean, from East Grand, as handicap parking spaces.

Chair: Shawn O'Neill

AGENDA ITEM #8012

Discussion with Action: Award the proposal from Knowles Industrial Services Corporation in the amount of \$58,076.00 for building repairs to the fire station from CIP account 52002-50813 CIP Public Safety Facility Improvements - Fire, with a balance of \$141,565.24.

Chair: Shawn O'Neill

AGENDA ITEM #8013

Discussion with Action: Approve the quote from Eagle Network Solutions for the upgrade and licensing of 4 virtual servers in the amount of \$8,463.00 from account 51002-50923 CIP IT Infrastructure Account with a balance of \$45,641.11. This was approved as part of the FY 24 CIP budget.

Chair: Shawn O'Neill

AGENDA ITEM #8014

Discussion with Action: Discussion with Action: Set the public hearing date of October 17th, 2023 to amend the Code of Ordinances, Section 54 Traffic, sub-section 187, Old Orchard Street, by changing all of the two-hour parking spaces and free 15-minutes spaces to free 30-minute parking spaces, and adding nine free one-hour handicap spaces.

Chair: Shawn O'Neill

AGENDA ITEM #8015

Discussion with Action: Approve the FY 23 Line Item Transfer in the amount of \$170,725.00 from the following accounts with credit balances:

\$170,725 from account 20131-50106 Polic Department Full Time Wage Expense with a balance of \$171,446.46

To the following accounts with deficit balances:

\$58,655.59 to account 20131-50101 Police Department Head Salary with a balance of (\$58,655.59)

\$18,081.53 to account 20131-50109 Police Department Seasonal Overtime Wage Expense with a balance of (\$18,081.53)

\$17,719.55 to account 20131-50111 Police Department Overtime Wage Expense with a balance of (17,719.55)

\$57,929.13 to account 20131-50251 Police Department Conferences/Training with a balance of (\$57,929.13)

\$18,339.20 to account 20131-50453 Police Department Vehicle Repair/Tire with a balance of (\$18,339.20)

Total Deficit: \$170,725

Chair: Shawn O'Neill

AGENDA ITEM #8016

Discussion with Action: Approve the FY 23 Line Item Transfer in the amount of \$47,552.04 from the Following Accounts with Credit Balances:

\$45,091.39 from account 20131-50104 Police Department Seasonal Reserve Wage Expense with a balance of \$194,665.08

\$1,528.50 from account 20132-50108 Parking Enforcement Seasonal Employee Wage Expense with a balance of \$1,528.50

\$932.15 from account 20132-50106 Parking Enforcement Full Time Employee Wage Expense with a balance of \$955.87

Total Credit Balance to Transfer: \$47,552.04

To the Following Accounts with Deficit Balances:

\$30,700.79 to account 20132-50450 Parking Enforcement Debit Card Fees with a balance of (\$30,700.79)

\$11,118.69 to account 20132-50836 Parking Enforcement Sign Expense with a balance of (\$11,118.69)

\$5,732.56 to account 20132-50310 Parking Enforcement Service Contracts with a balance of (\$5,732.56)

Total Deficit: \$47,552.04

Chair: Shawn O'Neill

AGENDA ITEM #8017

Discussion with Action: Per Section 50-111 of the Code of Ordinances, the Town Council, for E-911 services, is naming the following private ways:

- Summer Winds Drive
- R and R Lane
- Bordeaux Drive

Chair: Shawn O'Neill

AGENDA ITEM #8018

Discussion with Action: Approve the Special Event Permit application for Special Olympics to hold their annual Lobster Dip on Monday, January 1st, 2024 from 8am to when the “Dip” takes place at noon; clean up by 2pm. Parking allowed on one side of West Grand Avenue; two police officers required. Applicant must confirm and coordinate with the OOB Fire Department the following: that the Major Medical Emergency Response Team and the Maine State Police Dive Team will be available; and availability of on duty crews transport-incident dependent. Insurance, listing the Town of Old Orchard Beach as additionally insured, to be provided one month prior to the event.

Chair: Shawn O'Neill

AGENDA ITEM #8019

Discussion with Action: Renew the liquor license for The Shack, Kevin Mcallister, (307-1-3), 27 West Grand, m-s-v in a restaurant.

Chair: Shawn O'Neill

AGENDA ITEM #8020

Discussion with Action: Renew the liquor license for Jumpin' Jake's Restaurant and Fish Market, Bryan Gale, (208-3-3), 181 Saco Ave, m-s-v in a restaurant.

Chair: Shawn O'Neill

ADJOURNMENT

Chair: Shawn O'Neill