



Town of Old Orchard Beach
Office of the Town Manager

1 Portland Ave, Old Orchard Beach, Maine

Phone: 207.937.5626

Web: www.oobmaine.com or

www.oobmaine.com/town-council

Regular Town Council Meeting Minutes

October 17th, 2023

I, Tim Fleury, Secretary to the Town Council of Old Orchard Beach, Maine, do hereby certify that the foregoing document consisting of 32 pages is a copy of the original minutes from the regular meeting of the Old Orchard Beach Town Council held on 10/17/2023.

Prepared By:	Tim Fleury
Approved By:	Old Orchard Beach Town Council
Approval Date:	11/21/2023

Respectfully
Submitted,

Tim Fleury
Town Council
Secretary



Town Council - Meeting Agenda

October 17th, 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:

Vice Chairman Kenneth Blow
Councilor Larry Mead
Councilor Mike Tousignant
Councilor V. Louise Reid

Town Manager Diana Asanza
Council Secretary Tim Fleury

Chairman O'Neill had an excused absence.

ACKNOWLEDGEMENTS:

Vice Chair Blow - OOB football team closed the season undefeated - first playoff game 10/26

GOOD & WELFARE:

Peter Mourmouras – 30 Saco Ave – Council regaining trust in the last few years – Mr. Mourmouras gave his opinion on sitting Council member.

Patrick Mourmouras – 11 Ocean Park Rd – provided memos to Council from May and July of 2021 – attached to minutes – Mr. Mourmouras gave his opinion on interactions between Council members at meetings – Mr. Mourmouras gave his opinion on Council member actions.

Tom Mourmouras – 30 Saco Ave – introduced himself to OOB residents and gave history of his businesses in the area – Mr. Mourmouras gave his opinion on Council member's actions in Council meetings – Mr. Mourmouras asked about the state of the comprehensive plan in town –

Vice Chair Blow – papers presented to Council – specifically for campground expansion, comprehensive plan is overdue due to staff shortages and time needed to work on plan – Vice Chair Blow acknowledged disagreements between Council members during meetings.

Jerome Beggert – Gables Way – concern – streetlight at bend of Smithwheel and E.E. Cummings Blvd.

Councilor Mead – thanked residents that have reached out to Councilor Mead regarding campaign against him – Councilor Mead – explained the history of the signs put up in town and campaign against him currently in town – Councilor Mead gave a brief history of his public service and has never seen a campaign directed towards an individual from individuals not running for office –

10/17/23

RECEIVED
TF

TOWN OF

Old Orchard Beach

THE FINEST, CLEANEST BEACH IN THE WORLD

May 4, 2021

Robert Hamblen
City Planner
City of Saco
300 Main Street
Saco, Maine 04072-1538

RE: Old Orchard Beach Campground Additional Camp Sites

Dear Mr. Hamblen:

Please forward this letter to members of the Saco Planning Board in advance of the scheduled May 18 public hearing.

I am writing with respect to the Planning Board's upcoming public hearing and review of the Old Orchard Beach Campground's proposal to add 152 new campsites. The proposed expansion of campsites will add traffic volume to an already difficult transportation corridor between the five-way intersection of Ocean Park Road and Saco Avenue, which is located 1000 feet from the OOB Campground entrance, and the terminus of I-195 and merger with the Saco portion of Ocean Park Road. As I commented to you in a February 12 email, while the campsites are located within the Saco City limits, the most significant effect on traffic volumes resulting from the expansion of capacity is at the Campground's entrance on Ocean Park Road in Old Orchard Beach. Existing traffic conditions during the summer months are problematic with respect to volume, excessive speeds by vehicles coming off of the interstate, and the frequency of left turns by vehicles exiting the campground and heading west to Saco or the Maine Turnpike.

The proposal before the Planning Board includes a new exit from the campground on Ocean Park Road in Saco. This feature is essential from the perspective of the Town of Old Orchard Beach in order to reduce traffic volumes at the main entrance by directing a portion of exiting campground patrons to this new exit. The new exit will be significantly safer for people operating 30' motorhomes or 20' camper trailers. The proposed exit leads to a two lane road where most vehicles are traveling at 35 mph. The entrance/exit in Old Orchard Beach requires that drivers navigate four travel lanes and elevated vehicle speeds coming to and from I-195.

Over the past several months the Town has been in dialogue with representatives of the Maine Department of Transportation regarding this section of Ocean Park Road from the Saco town line to the intersection with Saco Avenue, Temple Avenue, and Old Orchard Road. The Town and MDOT are currently conducting a study of this intersection to consider options for a redesign or reconfiguration to improve this designated high crash location. A hearing to present options and obtain public input will take place in June.

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I recently met with Campground owners John and Mike Daigle to discuss their planned improvements, and to explore what potential options exist to minimize the number of vehicles entering and exiting in Old Orchard Beach. We had a productive dialogue. They pledged to take proactive steps to encourage customers to use the new exit when operating a motorhome or camper trailer. John and Mike also expressed their willingness to work flexibly and cooperatively with Old Orchard Beach as it relates to the configuration of the campground entrance should the Town and MDOT act in the future to signalize the intersection of Ocean Park Road and Smithwheel Road.

To conclude, it is the position of the Town of Old Orchard Beach that the proposed new exit on Ocean Park Road in Saco must be part of any approved site plan for the Old Orchard Beach Campground expansion. Also, because of the unique circumstance that Saco is the authority having jurisdiction, and OOB is where the campground entrance and business address is, I ask that you include staff from the OOB Planning Office in your internal project review throughout the process. This should happen immediately given the upcoming public hearing and initial review.

Regards,


Larry S. Mead
Town Manager

**cc: Diana Asanza, Interim Town Manager
Jeffrey Hinderliter, Town Planner
Michael Foster, Associate Town Planner
Joseph Cooper, Public Works Director
Members of the OOB Town Council
John and Mike Daigle, OOB Campground Owners**

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10/17/23

Old Orchard Beach THE FINEST. CLEANEST BEACH IN THE WORLD

July 28, 2021

Mr. Robert Hamblen
City Planner
City of Saco
300 Maine Street
Saco, ME 04072-1538

Re: Old Orchard Beach Campground Expansion Project

Dear Mr. Hamblen:

I am writing to you regarding the Old Orchard Beach Campground expansion project that will add 152 campsites, all within Saco city limits, and the possible traffic impact this expansion may create at the entrance/exit on Ocean Park Road in Old Orchard Beach. It's our understanding Saco Planning Board review of the Campground's project includes consideration of traffic impacts on surrounding communities and the Board is seeking comments from Old Orchard Beach to assist with their evaluation.

On June 14, 2021, the Town met with the property owners Mike and John Daigle, as well as traffic engineer William (Bill) Bray, to discuss the project and the potential traffic impact in Old Orchard Beach. At the meeting Mike and John Daigle discussed the projected traffic, overall project scope, project timeframe (two phases over four to five years), construction of an exit in Saco, and their willingness to work with Old Orchard Beach on relocation of the Campgrounds Old Orchard Beach entrance/exit and a signalized intersection at Smithwheel and Ocean Park Road. At the conclusion of the meeting we requested submission of Mr. Bray's traffic study before we offered comment to the Saco Planning Board.

The Town received the requested study (dated July 12, 2021) as well as additional documents submitted to the Saco Planning Board. Based on our review of these documents as well as the assurances provided by the Daigle's, Old Orchard Beach concludes the additional traffic generated by this project will not result in undue impacts as long the following requests are met:

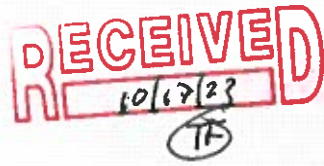
1. Old Orchard Beach Campground must construct the Campground's Saco exit to Ocean Park Rd. as part of the Phase 1 development. The exit must be fully operational at the time Phase 1 campsites are allowed to be occupied.
2. Old Orchard Beach Campground must encourage campground occupants to use the new exit.
3. Old Orchard Beach Campground will continue to work with the Town of Old Orchard Beach on projects associated with improving vehicle, bicycle and pedestrian safety at the Smithwheel and Ocean Park Rd. intersection. This work includes relocation of the Campgrounds Ocean Park Rd. entrance/exit in Old Orchard Beach and traffic signals at the Ocean Park Rd./Smithwheel Rd. intersection.

In closing, the Town does not have concerns with the expansion and traffic impacts that would cause the City of Saco's Planning Board to delay the proceedings for this project. The Daigle's have cooperated with Town requests and expect this will continue. We thank the City of Saco Planning Board and Planning staff for providing the Town an opportunity to review and comment on this project.

Sincerely,


Diana H. Asanza, Interim Town Manager

Cc: Jeffrey Hinderliter, Town Planner
Michael Foster, Associate Planner
Joe Cooper, Public Works Director
Members of the Town Council
John and Michael Daigle



OOB Provisions Budget

Budget for Construction, Operations, and Maintenance

The following is draft budget based on estimated costs, which may be subject to change if the property is selected for a license and continues through the land use approval/permitting process with an architect/engineering firm.

<i>Item</i>	<i>Estimated costs</i>	<i>w/traffic light</i>
Estimated cost of build out and operation		
Roads/Parking	65,000	300,000
Storm Water	15,000	
Structures	600,000	
Legal	15,000	
Water Supply	3,500	
Sewage Disposal	3,500	
Landscaping	12,500	
Erosion	2,500	
Interior Improvements	100,000	
Security	65,000	
Operational Costs/Maintenance (6 months)	125,000	

Hours of operation and opening/closing procedures

The store's hours of operation will be Monday to Sunday within the hours of 9:00 AM – 9:00 PM. Final hours of operation and the hours during which the store will be open to the public will be confirmed before the store opens, but the store will never be open before 9:00 AM or after 9:00 pm daily.

Standards and procedures for store opening

1. Opening manager arrives. Drive around the building to make sure nothing looks suspicious. This includes checking anything that may be obstructing the parking lot or store entrance or any loitering.
2. If the exterior of the dispensary looks ok, park in open space that is farthest from the entrance door for customers. If you spot something suspicious, call company ownership, security, or 911.

ACCEPTANCE OF MINUTES:

Accept the minutes from the 10/3/2023 Regular Town Council Meeting and the 10/5/2023 Town Council Workshop.

Vice Chair: Kenneth Blow

Motion to accept: Councilor Tousignant

Second: Councilor Reid

Vote: 4-0

PUBLIC HEARING – ORDINANCE AMENDMENTS:

Shall the Council consider amendments to 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-minute spaces to free 30-minute parking spaces, and adding nine free one-hour handicap spaces.

Vice Chair: Kenneth Blow

Vice Chair Blow – opened at 6:50

Kathy Smith – Whispering Pines Drive – lived here her entire life – summer tourists support businesses in town – town is busy during summer months – residents come out after Labor day to enjoy the town when it is less busy – looks forward to parking meters coming down at the end of the summer – Town does not benefit directly from tourists in town, benefits go towards businesses, town has increased financial needs during the summer months – pay to park brings in revenue for town services – pay to park keeps parking spaces turned over and allows more people to park – parking revenues exceeded budgeted amounts in the last fiscal year – extra revenue can be used for town improvements – Council is looking to make prime, 2 hour paid parking area in town into 30 minute free parking – parking enforcement will have to work more on Old Orchard St to check 30 minute limit – Old Orchard Street is best street for businesses, Council catering to businesses on Old Orchard Street – Mrs. Smith gave her opinion on the licensing fees and parking fines/fees given to locals – Town overhauled business license fees and increased them – Mrs. Smith gave opinions on where revenue should be derived from and what it could be used for – encouraged Council to keep pay for parking on Old Orchard Street.

Closed 7:00pm

PUBLIC HEARING – BUSINESS LICENSE & APPROVALS:

Paul Leite, (301-7-2), 182 East Grand Ave, two (2) year-round rentals.

1031 Portland Rd, LLC, Steven Hanscom, (316-13-11), 14 Union Ave, two (2) seasonal, short-term rentals.

Spencer Graham, (305-4-1-503), 1 Cleaves St. #503, one (1) year-round, short-term rental.

OMR School LLC, Alex Bakman, (206-28-19), 36 School St, three (3) year-round, short-term rentals.

93 Union LLC, Alex Bakman, (314-15-4), 93 Union Ave, three (3) year-round, short-term rentals.

Bradford & Kathleen Sheldon, (319-15-3), 125 West Grand Ave, two (2) year-round, short-term rentals.

Forever Real Estate LLC, Aaron Addition, (311-12-6), 18 Wesley Ave, one (1) seasonal short-term rental.

Dino Kisamitanis, (313-2-4-3), 15 Bay Ave unit #3, one (1) year-round, short-term rental.

Valdemar Marquez, (315-13-7), 39 Ocean Ave, one (1) year-round, short-term rental.

William Lee, (321-19-4), 20 Oceana Ave, two (2) seasonal short-term rentals.

Faith Roche, (316-5-2-3), 15 Seacliff Ave #3, one (1) seasonal short-term rental.

Jereld Sweet, (310-6-1-57), 39 West Grand Ave #57, one (1) seasonal short-term rental.

Valentyna Koval, (206-2-2), 10 Laurene Dr, one (1) year-round, short-term rental.

David & Judith Miller, (314-11-9), 111 Ocean Ave, one (1) year-round, short-term rental.

Amanda Fournier, (208-1-9-16), 7 Trinity Way, one (1) year-round, short-term rental.

Vice Chair: Kenneth Blow

Vice Chair Blow opened the hearing at: 7:03 pm

Councilor Mead – request to table 14 Union Ave to next meeting – property has police activity in the last few months – would like to hear from owner of the property

Motion to table 14 Union Ave: Councilor Mead

Second: Councilor Reid

Vote: 4-0

Motion to approve remaining licenses: Councilor Tousignant

Second: Councilor Mead

Vote: 4-0

Vice Chair Blow closed the hearing at: 7:06 pm

PUBLIC HEARING – SPECIAL AMUSEMENT PERMITS & APPROVALS:

Portland Ave Associates d/b/a Grand Beach Inn (Rumorz), King Weinstein, (202-3-5), 198 East Grand Ave, Acoustic 1-3 person bands, Mon-Sunday 1:00 pm to 9:00 pm outside and inside.

Patio Pub Inc. d/b/a Pier Patio Pub, Thomas R. Redmond, (306-6-1), 2 Old Orchard St, DJ, solo, duet, band, comedy, Mon-Sunday 11:00 am to 1:00 am outside and inside.

TPR Inc. d/b/a Bull & Brew Wing House, Thomas R. Redmond, (306-5-2), 6 East Grand Ave, DJ, solo, duet, band, Mon-Sunday 11:00 am to 1:00 am outside and inside.

TPR Inc. d/b/a Tequila Frogs, Thomas R. Redmond, (306-5-3), 8 East Grand Ave, solo, duet, DJ, Mon-Sunday 12:00 pm to 12:30 am outside and inside.

Patio Pub Inc. d/b/a Hooligans Landing, Thomas R. Redmond, (306-6-1), 2 Old Orchard St, DJ, solo, duet, Mon-Sunday 12:00 pm to 1:00 am outside and inside.

Vice Chair: Kenneth Blow

Vice Chair Blow opened the hearing at: 7:06 pm

Motion to approve: Councilor Reid

Second: Councilor Tousignant

Vote: 4-0

Vice Chair Blow closed the hearing at: 7:07 pm

TOWN MANAGER REPORT



10/17/2023

Town Manager's Report

Walnut Street Sewer Project: I received an update on the Walnut Street sewer replacement project that is part of the Wastewater Facilities and Pump Station Upgrade project. According to the contract the project should be substantially complete by December 15th, and Shaw Bros has indicated they will start receiving material deliveries by the end of October/beginning November and should have all materials on hand by mid-November.

Shaw Bros. is not concerned with the ability to complete the sewer work by December 15th, however they did express concern on being able to perform final paving by December 15th, and may need to request temporary patching measures for winter season until springtime. We will consider this as it gets closer to what sort of temporary paving will work best for the winter months. However, the sewer work will be completed.

The bid opening on the rest of the Wastewater Facilities and pump station upgrade project has been extended to October 25th. This request is from two of the 4 potential bidders for this project to finalize bid pricing with sub contractors and suppliers.

Foreclosures: I received a request from a resident that is interested in purchasing Town owned property acquired by foreclosure or non-payment of property taxes. Based on the recent Supreme Court decision and the Maine Legislatures emergency law regarding the sale of tax foreclosed property there are a new set of obligations that must be met. Primarily the new law now requires the excess proceeds from the sale of foreclosed properties to be returned to the previous property owner after taxes and legal costs are paid.

I would like to schedule a workshop next month to discuss this further with Council and the Town's attorney. At the same time, I am working with the Finance Director and Tax Collector to review other tax foreclosed properties for further discussion.

Public Hearings November 21st: On tonight's agenda there are a couple of important items where public hearings will be held on November 21st

- First is the contract zone agreement between Seacoast Land Acquisitions, LLC, and the Town for a 19-acre vacant parcel located off of E. Emerson Cummings Blvd across from the high school. This project is for a 61-unit single-family condominium development. Before the Public Hearing, there will be a Council workshop with the developer and Town Planner to go over the details of the project since this is the Council's first introduction. The workshop is tentatively scheduled for November 15th at 6:00 p.m.
- The other important public hearing on November 21st is the Road Acceptance for Eastern Trail Estates and Kylie Lane and Mary's Way. Council held a workshop on October 5th to discuss the road acceptance in detail. Staff identified items that will be addressed by the developer prior to Council's vote. The items the Town will accept and those the Town will not accept are included in the agenda language this evening. The updated Warranty Deed that will include this detail will be published with the public hearing notice no later than November 9th.

The Comp Plan Committee is starting to meet regularly, and there are new members on the committee with a new member appointment on the agenda

tonight – Sarah Petrin. The next Comp Plan meeting is scheduled for tomorrow at the Police Station Community Room at 6:00 pm. The agenda has been published on the Town’s website.

Friday October 20th is OOB Employee Appreciation, and the Town offices will be closing at noon except for the Town Clerk’s office since absentee voting is taking place.

Reminder the next Council Meeting will be November 21st after the November 7th election. I want to wish the two councilors up for re-election Councilor Reid and Councilor Mead the best of luck at the polls November 7th.

Also there will be a Special Council Meeting followed by the Inaugural Meeting on November 20th at 6:30 here in the Council Chamber.

The Yellow Tulip Project: I would like to point out the photographs behind Council which is a travelling exhibit for the Yellow Tulip Project aimed at smashing the stigma around mental illness and building community that supports the importance of mental health. Mental illness touches every age, ethnic group, and gender. The Yellow Tulip project is geared to opening up conversations surrounding mental illness wo people will feel less alone and realize that there is always hope and help. **The exhibit is called I am More: Facing Stigma** and it will be here at Town Hall starting Monday October 23rd until November _____. The exhibit will be located on the 3rd floor exhibit hall by the elevator. We hope everyone will have an opportunity to stop by to view the photograph exhibit.

Thank you,
Diana H. Asanza,
Town Manager

TABLED ITEMS:

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.

Vice Chair: Kenneth Blow

Item to be tabled to the next meeting, 11/21/2023

Motion to table: Councilor Mead

Second: Councilor Reid

Vote: 4-0

NEW BUSINESS:

AGENDA ITEM #8021

Discussion with Action: Approve the quote from Beauregard Equipment for the purchase of a 2024 Case 621G front-end loader for \$199,008.00 from general liability insurance proceeds and the balance from CIP Public Works account #50002-50531 Operating Equipment Capital with a balance of \$73,153.09.

Vice Chair: Kenneth Blow

Vice Chair Blow – gave a quick overview for the need to replace the loader

Motion to approve: Councilor Tousignant

Second: Councilor Mead

Councilor Tousignant – timeline? – Town Manager Asanza – 2 weeks

Vote: 4-0

AGENDA ITEM #8022

Discussion with Action: Approve the quote from Allegiance Trucks for the repair of the 2013 International plow truck for \$7,009.58 from account #20151-50452 Operating Equipment Repair with a balance of \$136,626.03.

Vice Chair: Kenneth Blow

Motion to approve: Councilor Mead

Second: Councilor Reid

Vote: 4-0

AGENDA ITEM #8023

Discussion with Action: Approve the quote from Vortex Services for wet well and pump station cleaning at the Wastewater Treatment Facility for \$17,300 from account #20161-50342 Waste Pumping Expense with a balance of \$40,000.

Vice Chair: Kenneth Blow

Motion to approve: Councilor Tousignant

Second: Councilor Mead

Vote: 4-0

AGENDA ITEM #8024

Discussion with Action: Accept the grant funds from the Community Resilience Partnership Community Action Grant in the amount of \$33,500 to be used towards conducting energy audits of six (6) municipal buildings including Town Hall, Public Works, Wastewater Treatment Administration Building, Police Department, Fire Department, and the Recreation Building, and enacting an implementation plan for energy efficiency upgrades and weatherization.

Vice Chair: Kenneth Blow

Motion to accept: Councilor Tousignant

Second: Councilor Mead

DA – gave a quick overview of the grant.

Vote: 4-0

AGENDA ITEM #8025

Discussion with Action: Appoint Patrick Surette as Election Warden, Warren “Todd” Bassett, Sandra Jones, and Martha Conlan as Deputy Election Wardens., terms to expire 10/17/2024.

Vice Chair: Kenneth Blow

Motion to appoint: Councilor Reid

Second: Councilor Tousignant

Vote: 4-0

AGENDA ITEM #8026

Discussion with Action: Appoint Sarah Petrin as a regular member of the Comprehensive Planning Committee, term to expire 12/31/2025.

Vice Chair: Kenneth Blow

Motion to appoint: Councilor Tousignant

Second: Councilor Reid

Sarah Petrin introduced herself

Vote: 4-0

AGENDA ITEM #8027

Discussion with Action: Set the date of November 21, 2023 to hold a public hearing to consider whether to approve a Contract Zone Agreement between Seacoast Land Acquisitions, LLC and the Town of Old Orchard Beach, for the property located at 63-91 E. Emerson Cummings Blvd, MBL: 207-1-2, in the PMUD 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 61-unit single-family condominium project. Council will schedule a workshop at a to-be-determined and posted date.

Vice Chair: Kenneth Blow

Motion to set the date: Councilor Mead

Second: Councilor Reid

Vice Chair Blow – concern on setting public hearing without having anything in front of them prior to public hearing – may be delay after public hearing and vote – Councilor Mead – proposed workshop Nov 15th and public hearing Nov 21st – Vice Chair Blow – concern on changing procedure for applicant and not remaining consistent – Dave Walker, planning board chair – Planning board worked on it for 2 months before sending to Council – comfortable with work being done so far – planning board has done work – Town Manager Asanza – no details given to Council prior – Dave Walker – no one showed at planning board public hearing for project – Councilor Tousignant – concerns on contract zones in general in town – doesn't support this tonight, would like to see more workshops prior to voting –

Vice Chair Blow – issue with setting public hearing without final plans, have done so in the past – Dave Walker – possibly amend ordinance to require final project before approving contract zones – Councilor Tousignant – in PMUD district, requirements in 2000/2005 ? – is this last of PMUD land? – Vice Chair Blow – interject to hold off on questions until workshop – Jason LaBonte – large project on city water and sewer, without contract zone, unknown if project is feasible – full plan in place with planning board – would like to see workshops before public hearing and happy to accommodate – Town Manager Asanza – potential dates for 11/8 and 11/15 prior to public hearing – Vice Chair Blow – comfortable with workshops before public hearing? – Councilor Tousignant – lack of complete public picture of what is proposed – circumventing zoning – PMUD zone has specific ordinances – Town Planner Hinderliter – Council will have better understanding with packet provided to Town – workshops will give better understanding for Town and abutters –

Vote: roll call vote – 4-0

Councilor Tousignant – traffic study? – Kendra Ramsell, Sebago Technics, – draft study will be presented at the workshop

AGENDA ITEM #8028

Discussion with Action: Set the Public Hearing date of November 21, 2023, to consider a request from Atlantic Developers to accept title in fee simple and to accept and establish town ways those portions of Mary’s Way and Kylie Lane, together with any storm water drainage systems located within the right of way of said Mary’s Way and Kylie Lane; two 50’ x 50’ turnaround and snow storage easements located on subdivision plan lots 4 and 5; 12’ wide easement off Ross Road, as shown on the _____ plan dated _____, for the purposes of accessing storm water drainage systems within the open space area; 50’ wide water, gas, and public access easement across the remaining land of Beaulieu from the terminus of Mary’s Way to the Eastern Trail; 5’ wide public access easement from Ross Road to Kylie Lane, as shown on the _____ plan dated _____, through the open space area; fire hydrants; street signs; together with the responsibility for trash removal, plowing of roads within the travelled way and all responsibilities of maintaining public road or way, except and specifically excluding a 15’ wide utility easement located on subdivision lot 18; 10’ wide utility easements located along subdivision lots 5 – 18 and open space area; open space areas; lawn care and maintenance of 12’ wide Ross Road access easement, 5’ wide public access easement, and 50’ wide water, gas and public access easement; mailboxes and snow removal of the mailbox area; sidewalks and sidewalk maintenance including plowing and repairs; landscaping and maintenance of the cul-de-sac on Kylie Lane; street lights; lighting facilities; lampposts; lighting electricity costs; street trees; lawn and yard maintenance within the right of way; lawn irrigation systems within the right of way; storm water drainage systems outside of the right of way; non-traffic control signage such as the development sign. As described in the Warranty Deed from Atlantic Developers to the Town of Old Orchard Beach, Maine, dated, _____.

Vice Chair: Kenneth Blow

Motion to accept: Councilor Mead

Second: Councilor Reid

Vice Chair Blow – would like to make sure signage for no truck traffic – add no construction traffic on public roads – all truck traffic on new access road –

Vote: 4-0

AGENDA ITEM #8029

Discussion with Action: Approve the FY 23 Line Item Transfer of \$114,831.15 from the following accounts with credit balances:

- \$114,831.15 from account 20151-50106 Public Works Full Time Employee Wages with a balance of \$148,978.07

Total Credit to be Transferred: \$114, 831.15

To the Following accounts with deficit balances:

- \$37,921.50 to account 20151-50318 Beach Cleaners Expense with a balance of (\$37,921.50)
- \$8,948.55 to account 20151-50336 Equipment Rental Expense with a balance of (\$8,948.55)
- \$48,726.53 to account 20151-50452 Operating Equipment Repair with a balance of (\$48,726.53)
- \$19,234.57 to account 20151-50515 Road Salt- Winter Expense with a balance of (\$19,234.57)
- Total Deficit to be covered: \$114,831.15

Vice Chair: Kenneth Blow

Motion to approve: Councilor Tousignant

Second: Councilor Mead

Vice Chair Blow – transfer items received at least a week prior – not rubber stamped through – explained process of similar transfers

Vote: 4-0

AGENDA ITEM #8030

Discussion with Action: Approve the FY 23 Line Item Transfer of \$28,254.43 from the following accounts with credit balances:

- \$28,254.43 from account 20163-50340 Waste Tipping/Disposal with a balance of \$32,799.66

Total Credit to be transferred: \$28,254.43

To the following account with a deficit balance:

- 28,254.43 to account 20163-50341 Waste Collection Expense with a balance of (\$28,254.43)

Total deficit: \$28,254.43

Vice Chair: Kenneth Blow

Motion to approve: Councilor Reid

Second: Councilor Tousignant

Vote: 4-0

AGENDA ITEM #8031

Discussion with Action: Renew the Liquor License for Portland Avenue Associates d/b/a Grand Beach Inn (Rumorz), Portland Ave Associates, King Weinstein, (202-3-5), 198 East Grand Ave, m-s-v in a Class I restaurant.

Vice Chair: Kenneth Blow

Motion to approve: Councilor Reid

Second: Councilor Mead

Vote: 4-0

AGENDA ITEM #8032

Discussion with Action: Renew the Liquor License for Taqueria 207, Jesus Ayala Puentes, (210-2-51), 2 Ocean Park Rd, m-s-v in a Class I restaurant.

Motion to approve: Councilor Tousignant

Second: Councilor Reid

Vote: 4-0

Vice Chair: Kenneth Blow

AGENDA ITEM #8033

Discussion with Action: Renew the Liquor License for Patio Pub Inc. d/b/a Pier Patio Pub, Thomas R. Redmond, (306-6-1), 2 Old Orchard St, m-s-v in a Class I restaurant.

Vice Chair: Kenneth Blow

Motion to approve: Councilor Mead

Second: Councilor Reid

Vote: 4-0

AGENDA ITEM #8034

Discussion with Action: Renew the Liquor License for TPR Inc. d/b/a Bull & Brew Wing House, Thomas R. Redmond, (306-5-2), 6 East Grand Ave, m-s-v in a Class I restaurant.

Vice Chair: Kenneth Blow

Motion to approve: Councilor Reid

Second: Councilor Mead

Vote: 4-0

AGENDA ITEM #8035

Discussion with Action: Renew the Liquor License for TPR Inc. d/b/a Tequila Frogs, Thomas R. Redmond, (306-5-3), 8 East Grand Ave, m-s-v in a Class I restaurant.

Vice Chair: Kenneth Blow

Motion to approve: Councilor Tousignant

Second: Councilor Reid

Vote: 4-0

AGENDA ITEM #8036

Discussion with Action: Renew the Liquor License for Patio Pub Inc. d/b/a Hooligans Landing, Thomas R. Redmond, (306-6-1), 2 Old Orchard Street, m-s-v in a Class I restaurant.

Vice Chair: Kenneth Blow

Motion to approve: Councilor Reid

Second: Councilor Mead

Vote: 4-0

AGENDA ITEM #8037

Discussion with Action: To cancel the regularly scheduled Town Council meeting on Tuesday, November 7th, due to State and Local Election Day, and to approve the closure of Town Hall for the Christmas Holidays according to the Personnel Policy, on Monday, December 25th, and Tuesday, December 26th, 2023 with personnel using half personal/vacation time for Tuesday.

Vice Chair: Kenneth Blow

Motion to approve: Councilor Tousignant

Second: Councilor Mead

Vote: 4-0

AGENDA ITEM #8038

Discussion with Action: Set the public hearing date of 11/21/2023 to amend the Code of Ordinances, Chapter 54, Section 114, Milliken Street Parking Lot; Section 115, Memorial Park Parking Lot; Section 142, Parking at expired meters and overtime parking; Section 160, Motorcycles; Section 187, Restrictions and prohibitions, Town Hall, amending the effective date for parking permits and parking meters/kiosks from May 1st through September 30th to May 1st through Labor Day, and amending the \$300 overnight parking permit for the Milliken Street Parking Lot from May 1st through September 30th, to May 1st through October 31st.

Vice Chair: Kenneth Blow

Motion to approve: Councilor Tousignant

Second: Councilor Reid

Vote: 4-0

ADJOURNMENT

Vice Chair: Kenneth Blow

Motion to adjourn @ 7:56: Councilor Mead

Second: Councilor Reid

Vote: 4-0