

**TOWN OF OLD ORCHARD BEACH  
REGULAR TOWN COUNCIL MEETING  
TUESDAY, SEPTEMBER 1, 2009 – 7:00 P.M.  
TOWN HALL CHAMBERS  
AGENDA**

**Pledge to the Flag  
Roll Call**

**PROCLAMATION: State of Maine Pain Awareness Month**

**ACKNOWLEDGEMENTS:**

**PRESENTATION: Presentation of Police Department Building Project  
Referendum Item**

**ACCEPTANCE OF MINUTES: Town Council Meeting Minutes of August 18, 2009;  
and Town Council Workshop Minutes of August 19, 2009;**

**BUSINESS LICENSES: John L. Braden (305-4-1-508), 1 Cleaves Street, Unit 508,  
one year round rental; David Lenzie (314-2-2), 21 Lake Avenue,  
one year round rental; and Gene Landry (322-2-5), 5 Connecticut  
Avenue, one year round rental.**

**ACTING TOWN MANAGER'S REPORT:**

**NEW BUSINESS:**

- |               |   |                               |
|---------------|---|-------------------------------|
| <b># 5295</b> | <b>Discussion with Action: Amend the Code of Ordinances, Section 54-187, Restrictions and Prohibitions, Smithwheel Road.</b>  | <b>Chair Sharri MacDonald</b> |
| <b># 5296</b> | <b>Discussion with Action: Amend the Code of Ordinances, Section 54-187, Restrictions and Prohibitions, Seavey Street.</b>  | <b>Chair Sharri MacDonald</b> |
| <b># 5297</b> | <b>Discussion with Action: Sewer appeal pursuant to Section 58-124 of the Sewer Ordinance and a request to review the determination that David Lenzie is required to pay the sewer permit fee to connect the single family dwelling at 21 Lake Avenue to the Municipal Sewer System at a cost of \$3,300.</b> | <b>Chair Sharri MacDonald</b> |
| <b># 5298</b> | <b>Discussion with Action: Approval of the AFSCME Council 93, Local 481-06, Old Orchard Beach <u>Waste Water Treatment Plant</u> Union Contract, effective July 1, 2009 through June 30, 2010.</b>  | <b>Chair Sharri MacDonald</b> |

- # 5299 Discussion with Action: Approve the Special Event Permit Application for Pier Patio Pub to hold their Annual Bike Fest in the Square on Friday, September 11 and Saturday, September 12, 2009, with permission to close the Square on Saturday, September 12 from 11:00 a.m. to 1:00 a.m. Chair Sharri MacDonald**
- # 5300 Discussion with Action: Approve the Special Event Permit application for OctoberFest - Jimmy the Greek's, to use the Ballpark for parking on October 9<sup>th</sup> and 10<sup>th</sup>, 2009 from noon to 1 a.m.; request to waive the fee in lieu of a donation to the Ballpark Enterprise Fund. Chair Sharri MacDonald**
- # 5301 Discussion with Action: Approve the Special Event Permit application for John Brooks to have a wedding reception on the beach in front of Surf 6 on September 19<sup>th</sup>, 2009 from 3 p.m. to 11:30 p.m., to include tiki torches and a campfire, subject to acquiring a fire permit from the Fire Department on the day of the event. Chair Sharri MacDonald**
- # 5302 Discussion with Action: Approve the Special Event Permit application for Ashley Reynolds to hold a Wedding Reception on the Beach in front of the Brunswick on Saturday, September 12, 2009 with a request to rope off an area by the Brunswick to hold the Ceremony. Chair Sharri MacDonald**
- # 5303 Discussion with Action: Act on Order Clarifying Ownership of "Unnamed Street," now known as Fayette Street. Chair Sharri MacDonald**
- # 5304 Discussion with Action: Accept, with regret, the resignation of Steven Bergeron from the Conservation Commission; appoint Randy Sears Jr as a regular member of the Conservation Commission, term to expire 12/31/2012; appoint Jacqui Deveneau as a regular member of the Recycling Committee, term to expire 06/30/2010; appoint Pat Carter as an alternate member of the Finance Committee, term to expire 12/31/10; appoint the following members to the Ordinance Revision Committee, terms to expire 12/31/11— Roy Bryant Jr., Robert Scoville, George Kerr, Linda Mailhot and William Daley as Regular Members. Chair Sharri MacDonald**
- # 5305 Discussion with Action: Order to issue bonds for the construction of a new police department building, to place the bond question on the November 3, 2009 ballot and to set a public hearing date thereon of September 15, 2009. Chair Sharri MacDonald**

- # 5306 Discussion with Action: Be it Further** **Chair Sharri MacDonald**  
**Ordered that a Public Hearing on the subject**  
**of the Charter Commission Referendum Question**  
**shall be conducted by the Town Council on Tuesday,**  
**September 15, 2009 at 7:00 p.m. at the Town Hall**  
**and public notice of the hearing shall be given**  
**in the manner required by law.**
- # 5307 Discussion with Action: Approve the Curbside** **Chair Sharri MacDonald**  
**Recycling/Waste Contract with BBI, Inc., in the**  
**amount of \$325,000, effective from October 4, 2009**  
**to October 3, 2010; with \$213,000 from FY10**  
**Account Number 20163 – 50341 - Solid Waste, with a**  
**balance of \$213,000; and \$31,000 from Undesignated**  
**Fund Balance with a balance of \$5,297,570; and the**  
**balance of \$81,000 from FY11 - Solid Waste Budget**  
**(Account Number to be determined.)**
- # 5308 Discussion with Action:: Proposal to Amend Current** **Chair Sharri MacDonald**  
**Downtown and Beachfront Cleaning Contract**  
**between the Town of Old Orchard Beach and**  
**Extreme Clean, Inc. to add that between Labor Day**  
**and Columbus Day 2009; and going forward to**  
**amend the current contract to include weekdays**  
**from 8:00 a.m. to 8:00 p.m.; and all services as**  
**outlined in the current contract including beach**  
**trash maintenance from Union Avenue to Walnut**  
**Street and at Temple Avenue for a sum of \$12,500**  
**payable on the schedule most convenient to the Town**  
**from Account Number 10013 – 30100 - Undesignated**  
**Fund with a balance of \$5,297,670.**
- # 5309 Discussion with Action: Set the Public Hearing date** **Chair Sharri MacDonald**  
**of September 15, 2009 to amend the Code of Ordinances,**  
**Section 54-187, Restrictions and Prohibitions,**  
**Jameson Hill Road.**

**GOOD & WELFARE:**

**ADJOURNMENT**