

**TOWN OF OLD ORCHARD BEACH
REGULAR TOWN COUNCIL MEETING
TUESDAY, DECEMBER 15, 2009 – 7:00 P.M.
TOWN HALL CHAMBERS
AGENDA**

**Pledge to the Flag
Roll Call**

ACKNOWLEDGEMENTS:

PRESENTATION: **Update on Bond Projects.**

ACCEPTANCE OF MINUTES: **Town Council Meeting Minutes of December 1, 2009; and Town Council Workshop of December 8, 2009.**

PUBLIC HEARINGS: **Shall We Amend Chapter 2, Administration, Article III, Officers and Employees by deleting Section 2-126 and amending 2-151 through 155, and amending Article IV, Boards, Committees and Commissions, sections 2-232, 2-234, 2-326, 2-357, 2-444 and 2-445, of the Old Orchard Beach Code of Ordinances?**

Shall We Amend Chapter 6, Alcoholic Beverages, Article II, Special Amusement, section 6-32, and deleting Article III, Bottle Clubs, of the Old Orchard Beach Code of Ordinances?

Shall We Amend Chapter 14, Animals, sections 14-2 through 14-4, 14-7 and 14-8, of the Old Orchard Beach Code of Ordinances?

BUSINESS LICENSES: **Glenn Wallace (108-1-6-28), 131 Temple Avenue, Unit #28, one year round rental; Dino Kisamitakis (206-7-8), 8 Glenwood Lane, one year round rental; Pierrette Bolduc (206-27-5-3), 5 Sunset Avenue, Unit #3, one year round rental; J&M Holdings LLC (210-2-1), 36 Smithwheel Road, three year round rentals; Raymond A. St.Cyr., (210-2-53-2), 16 Smithwheel Road, Unit #2, one year round rental; The Caris Landings By the Sea, LLC dba/The Caris Landings Inn & Guest House (206-24-40), 23 School Street, nine year round rentals; and The Caris Landings by the Sea, LLC dba/The Caris Landings Inn by the Sea (206-27-10), 29 Saco Avenue, eighteen year round rentals.**

INTERIM TOWN MANAGER'S REPORT:

NEW BUSINESS:

- # 5353 Discussion with Action: Amend Chapter 2, Administration, Article II, Town Council, Division 2, Rules of Procedure, of the Old Orchard Beach Code of Ordinances. Chair Sharri MacDonald**
- # 5354 Discussion with Action: Amend Section 78-1 of the Town of Old Orchard Beach Zoning Ordinance to define Drug Paraphernalia and Head Shops. Chair Sharri MacDonald**
- # 5355 Discussion with Action: Amend Sections 78-1, 78-607, 78-609, 78-962, 78-964, 78-1022 through 78-1028 and Add Chapter 78, Article VIII, Division 12 of the Zoning Code to permit changes needed to allow anemometer wind test towers in the PMUD, R-5, Rural Districts. Chair Sharri MacDonald**
- # 5356 Discussion with Action: Amend the General Assistance Ordinance, Section 6.8, Overall maximum levels of assistance and maximum amounts allowed for housing. Chair Sharri MacDonald**
- # 5357 Discussion with Action: Waive any and all fees for the new RSU 23 - Alternative Education building at Old Orchard Beach High School. Such fees include, but are not limited to, Site Plan Review application to Planning Board (\$300), sewer connection fee (\$3,300), street opening permit (\$100 - although one year \$1,000 bond will remain in effect), and other miscellaneous building, electrical, and plumbing permits as needed. Interim TM Jack Turcotte**
- # 5358 Discussion with Action: Direct Interim Town Manager to issue a Request for Proposal (RFP) for Little River dredging from Walnut Street out to the open marsh. Chair Sharri MacDonald**
- # 5359 Discussion with Action: Approve the Special Event Permit application for the Salvation Army to hold their evening program in the Square, in the area near the Pier, from 7 p.m. to 11 p.m. on Saturday, July 31, 2010 to Friday, August 6, 2010. Request to place a banner in the Square; and a request to waive the fee. Chair Sharri MacDonald**

- # 5360 Discussion with Action: Approve the Special Event Permit application for the Salvation Army to hold their annual parade at 3:30 p.m. on Sunday, August 1, 2010, from Saco & Biddeford Savings Bank to the Pier Parking area; a request to place a banner in the square; and a request to waive the fee. Chair Sharri MacDonald**
- # 5361 Discussion with Action: Approve the Special Event Permit application for the Salvation Army to hold their annual Community Family Fun Fest from 4 p.m. to 6 p.m. on Thursday, August 5, 2010 in Memorial Park. Request to place a banner on the Gazebo, or lawn area in Memorial Park; and a request to waive the fee. Chair Sharri MacDonald**
- # 5362 Discussion with Action: Appoint Kim Hatch as an Alternate Member of the Community Animal Watch Committee, term to expire 12/31/2011. Chair Sharri MacDonald**
- # 5363 Discussion with Action: Accept with regret the resignation of Jetta Antonakos from the Recycling Committee. Chair Sharri MacDonald**
- # 5364 Discussion with Action: Accept the bid from Pizzagalli Construction in the amount of \$992,990 from Account Number 31142-50847 – West Grand Pump Station, with a balance of \$1,093,329 for the construction of the West Grand Pump Station. Interim Town Mgr. Jack Turcotte**
- # 5365 Discussion with Action: Authorize the Town Manager to close Town Hall only on Thursday, December 23, 2010 with Town Hall employees taking either ½ vacation day or ½ floating holiday. Chair Sharri MacDonald**
- # 5366 Discussion with Action: Authorize the Town Manager to sign a 2009 Beverage Agreement covering a five year contract beginning November 1, 2009 through October 14, 2014. Interim Town Mgr. Jack Turcotte**
- # 5367 Discussion with Action: Accept the bid to purchase a Heartstart MRxCardiac Monitor from Phillips Healthcare in the amount of \$23,868.72 from Account Number 20202-50858-CIP, with a balance of \$20,000 and \$3,868.72 from Account Number 20138-50501 – Operational Supplies, with a balance of \$23,046.16. Chair Sharri MacDonald**

- # 5368 Discussion with Action: Approve replacement of subsurface waste disposal system at 3 Apple Blossom Lane, as it is technically infeasible and an economic hardship to connect to the Municipal Sewer as required by Section 58-90 of the Municipal Code. Chair Sharri MacDonald**
- # 5369 Discussion with Action: Accept the bid from HSE Gould in the amount of \$9,765 for the Gear washer and \$3,995 for the Gear dryer, for a total of \$13,760 from Account Number 20202-50859 – Fire-Decontam Washer/Dryer, with a balance of \$15,000 for the Old Orchard Beach Fire Department. Chair Sharri MacDonald**
- # 5370 Discussion with Action: A waiver request for the \$75.00 ZBA application fee and cost of abutter notification for the Town of Old Orchard Beach’s generator pad for the West Grand Pump Station project. Chair Sharri MacDonald**
- # 5371 Discussion with Action: Approve the extension of health and dental benefits to qualified domestic partners of Old Orchard Beach Town employees under the current group plan and extend this benefit option to both union and non-union employees, effective January 1, 2010. Chair Sharri MacDonald**
- #5372 Discussion with Action: Cancel Town Council Meeting of November 2, 2010, due to Election. Chair Sharri MacDonald**

GOOD & WELFARE:

ADJOURNMENT