

**TOWN OF OLD ORCHARD BEACH  
REGULAR TOWN COUNCIL MEETING  
TUESDAY, JUNE 7, 2016  
TOWN HALL COUNCIL CHAMBERS  
6:30 p.m.**

Pledge to the Flag  
Roll Call

**ACKNOWLEDGEMENTS:**

**ACCEPTANCE OF MINUTES:** Town Council Meeting Minutes of May 17, 2016; Town Council Workshop Minutes of May 17, 2016; Special Town Council Meeting Minutes of May 26, 2016; and Town Council Workshop Minutes of May 26, 2016.

**PUBLIC HEARING:** Community Development Block Grant Program –  
2016 Safe Neighborhood Grant – Police Department

Shall We Consider the Community Development Block Grant Program – 2016 Safe Neighborhood Grant?

**PUBLIC HEARING:** Time Warner Cable Television Franchise Renewal

Shall we Consider the Time Warner Cable Television Franchise Renewal commencing on April 1, 2016 following the expiration of the current franchise; and terminating on March 31, 2028?

**PUBLIC HEARING BUSINESS LICENSES AND APPROVAL:**

Lawrence Spector (104-2-10-11), 129 Portland Avenue, Unit #11, one year round rental; Jacques Gani (205-3-6), 40 Old Orchard Street, one seasonal rental; Acer Properties & Rentals LLC (206-7-7), 10 Glenwood Lane, one year round rental; Amnon Ben dba/Seaside Gifts (206-31-20), 27 Old Orchard Street, Retail; Rebecca Trudel (208-1-1-38), 180 Saco Avenue, Unit #38, one seasonal rental; Missy Dunnells (210-6-1), 1 Maple Avenue, one year round rental; Mark E. Mooradian (305-4-1-507), 1 Cleaves Street, Unit #507, one year round rental; Denis & Daphne Rioux dba/The Rebekah Inn (305-5-6), nine seasonal rentals; Pedro Baez (306-1-2-VC-1), 1 East Grand Avenue, Vending Cart, Victualers with Preparation with no Alcohol sales; Luis Cachimuel dab/Yarina Threads (306-1-2-VC-3), 1 East Grand Avenue Vending Cart, Retail; Pamela Golarz dba/Salvage Place (308-4-8), 8 Washington Avenue, two year round rentals; Susan Symington (311-12-1), 40 Wesley Avenue, one year round rental; Sergio Dias (315-14-2), 23 Ocean Avenue, one year round rental; and Lynn St. Hilaire (321-7-1), 189 West Grand Avenue, one year round rental.

**PUBLIC HEARING AMUSEMENTS PERMITS AND APPROVAL:**

Pun Saloon LLC/Keith O’Leary dba/Uptown O’Leary’s Public House (206-31-9A), 41 Old Orchard Street, Blues Trios Inside – 8:00 p.m. to 12:00 a.m.

**TOWN MANAGER’S REPORT**

**NEW BUSINESS:**

- # 6695 Discussion with Action: Adoption of the FY2017 Municipal Budget. Town Manager Larry Mead**

**Consider FY17 Municipal Operating Budget Appropriation in the amount of \$14,846,255.**

**Consider FY17 Capital Improvement Budget Appropriation in the amount of \$1,153,836.**

**Consider FY17 Non-Property Tax Revenue Appropriation in the amount of \$3,489,000.**

**Consider FY17 Appropriation of \$550,000 from the Unassigned Fund Balance; \$525,000 from the Rescue Fees Revenue Billing Fund; and \$300,000 from the 2008 Road, Water and Sewer Bond Fund, for the purpose of reducing the FY17 Property Tax Commitment.**

- # 6696 Discussion with Action: Consider setting due dates of September 8, 2016 and March 8, 2017, for taxes for FY2017.**
- # 6697 Discussion with Action: Consider setting interest rate of 7% for delinquent taxes.**
- # 6698 Discussion with Action: Consider Authorizing the Tax Collector and Treasurer to Accept Prepayments of Taxes before Commitment, at an interest rate of 0%, pursuant to 36 M.R.S.A., Section 506.**
- # 6699 Discussion with Action: Consider Authorizing the Finance Director to Set the Percentage for Sewer Rate for FY2017 to Reflect the Percentage of the Tax Bill Used for the Operation of Waste Water Treatment Plant after Approval of the Budget.**
- # 6700 Discussion with Action: Consider Authorizing and Directing the Assessor to Prepare a Perfect List of All Taxes of the Municipality and to Commit the same to the Tax Collector.**
- # 6701 Discussion with Action: Consider Authorizing and Directing the Tax Collector and Treasurer, Pursuant to 36 M.R.S.A., Section 906, to Apply any Tax Payment Received from an Individual as Payment for any Property Tax Against Outstanding or Delinquent Taxes due on said Property in Chronological Order Beginning with the Oldest Unpaid Tax Bill Provided, however, that No Such Payment May Be Applied to any Tax for which an Abatement Application or Appeal is pending unless Approved in Writing by the Taxpayer.**
- # 6702 Discussion with Action: Consider Amending the Code of Ordinances, Appendix A, Schedule of License, Permit and Application Fees, by amending the following sections: Ambulance Billing Fees.**

- # 6703 Discussion with Action: Consider approving the addition of one full-time sworn Police Officer as part of the FY17 municipal budget.
- # 6704 Discussion with Action: Authorize the Town Manager to Accept, if awarded, the Community Development Block Grant Program – 2016 Safe Neighborhood Grant. Town Manager  
Larry Mead
- # 6705 Discussion with Action: Approve the Time Warner Cable Television Franchise Renewal commencing on April 1, 2016 following the expiration of the current franchise; and terminating on March 31, 2028. Town Manager  
Larry Mead
- # 6706 Discussion with Action: Approve the line item transfer for the Public Works Department in the amount of \$2,500 from Account Number 20151-50515 – Road/Salt Account, with a balance of \$13,718.22; to Account Number 20151-50336 – Equipment Rental, with a balance of \$1,931.04; and \$8,000 from Account Number 20151-50515 – Road/Salt Account, with a balance of \$ 13,718.22; to Account number 20151-50508 Sewer Maintenance Account with a balance of (801.38). Town Manager  
Larry Mead
- # 6707 Discussion with Action: Approve the line item transfer for Police Department in the amount of \$7,500.00 from Account Number 20131-50106 - Full Time Wages, with a balance of \$162,039.61; to Account Number 20131-50453 - Vehicle Repair/Maintenance Account, with a balance of (\$3,203.63); and \$30,000 from Account Number 20131-50106 - Full Time Wages with a balance of \$162,039.61; to Account Number 20131-50111 – Overtime, with a balance of (\$3,884.12); and Approve the line item transfers for the Town Manager in the amount of \$65,000 from Account Number 20118-50350 - Contingency Account, with a balance of \$200,000 to Account Number 20102-50301 - General Legal Expense, with a balance of (\$25,071.88); and transfer \$18,000 from Account Number 20118-50350 - Contingency Account, with a balance of \$200,000 to Account Number 20115-50450 - Town Hall Building Repair /Maintenance Account, with a balance of (\$14,917.98). Town Manager  
Larry Mead
- # 6708 Discussion with Action: Approve the purchase of a new permit and business licensing software application (iWorQs) for an annual amount of \$6,700; plus the one-time conversion fee of \$3,276; from Account Number 20102-50450 – Computer Systems Upgrade, with a balance of \$16,429.03. Town Manager  
Larry Mead
- # 6709 Discussion with Action: Approve the Liquor License Renewal of Pun Saloon LLC/Keith O’Leary dba/Uptown O’Leary’s Public House (206-31-9A), 41 Old Orchard Street, m-s-v in a Restaurant. Chair Shawn O’Neill

- # 6710 Discussion with Action: Cancel the Regular Town Council Meeting of Tuesday, July 5, 2016; and Authorize the Town Manager to close Town Hall only on Friday, December 23, 2016, with Town Hall employees taking either ½ vacation day or ½ floating holiday.** **Chair Shawn O'Neill**
- # 6711 Discussion with Action: Accept, with regret, the resignation of Jerome Begert from the Ballpark Commission and Finance Committee.** **Chair Shawn O'Neill**
- # 6712 Discussion with Action: Approve the Special Event Permit for the Chamber of Commerce to hold their annual Season by the Sea Celebration on Sunday, December 4<sup>th</sup>, 2016. Set-up from 7 a.m. to 10 a.m. Event from 10 a.m. to 6 p.m. and breakdown from 6 p.m. to 8 p.m., to include a parade, music, tree lighting in the Square and possibly Memorial Park. Civic organizations serving food on First Street. Possible bonfire on the beach, and Trolley Rides. Request to close First Street and the Square on December 4<sup>th</sup>. Request for a banner in the Square from November 16<sup>th</sup>, 2016 to December 5<sup>th</sup>, 2016; Insurance, listing the Town of Old Orchard Beach as additionally insured, to be provided to the Town Clerk's Office at least one month prior to the event.** **Chair Shawn O'Neill**
- # 6713 Discussion with Action: Approve the Special Event Permit for the OOB Recreation Department to hold their 5<sup>th</sup> Annual OOB Girls High School Beach Slam Classic at the Memorial Park Basketball Courts on Saturday, July 23<sup>rd</sup>, from 6 a.m. to 6 p.m., with a rain date of July 24<sup>th</sup>, 2016, same times; request to waive the fee as it is a Town event.** **Chair Shawn O'Neill**
- # 6714 Discussion with Action: Approve the Special Event Permit application for JTG Hospitality Inc. to hold a Blues Festival at the Ballpark on Saturday, September 3<sup>rd</sup>, rain date September 4<sup>th</sup>, 2016, from noon to 7 p.m. Alcohol to be served. Requirement of one Old Orchard Beach Police Officer. Request for a banner on the corner of Saco Avenue/E. Emerson Cummings Blvd. (Fire Station) for two weeks prior to the event.** **Chair Shawn O'Neill**
- # 6715 Discussion with Action: Approve the Special Event Permit Application for the Salvation Army to host Family Fun Night, closing the section of Church Street adjacent to their property, Tuesday, August 2<sup>nd</sup>, 2016, from 2 p.m. to 9 p.m. Insurance, listing the Town as additionally insured, to be provided at least one month prior to the event.** **Chair Shawn O'Neill**

**# 6716 Discussion with Action: Approve the Special Event Permit application for the Chamber of Commerce to hold their Annual Car Show on Friday, September 16<sup>th</sup>, 2016, from 2 p.m. to 8:00 p.m., closing Old Orchard Street, Seavey Street, Milliken Street from Old Orchard Street to Imperial Street, and closing the Square; on Saturday, September 17<sup>th</sup>, 2016, from 6 a.m. to 5 p.m., in Memorial Park and the Milliken Street parking lot, and closing First Street. Takedown will be from 5 p.m. to 7 p.m.; request for a banner in the Square up to two weeks prior to the event. Insurance, listing the Town of Old Orchard Beach as additionally insured, to be provided to the Town Clerk's Office at least one month prior to the event.**

**Chair Shawn O'Neill**

**# 6717 Discussion with Action: Approve the Special Event Permit application for the Chamber of Commerce to hold their Annual Beach Olympics on the beach and in the Square (request to close the Square) on Friday, August 19<sup>th</sup> through Sunday, August 21<sup>st</sup>, 2016. Set-up on Thursday, August 18<sup>th</sup>, and takedown on Monday, August 22<sup>nd</sup>, 2016. Insurance, listing the Town as additionally insured, to be provided to the Town Clerk's Office at least one month prior to the event.**

**Chair Shawn O'Neill**

#### **GOOD AND WELFARE:**

**# 6718 Executive Session: Discuss Labor Negotiations: (Note: This item discusses labor contract issues related to the Old Orchard Beach Patrolmen's Association – Maine Association of Police union contract, as defined under Title 1 M.R.S.A., Section 405 (6) (D), and the Council anticipates that the discussion portion will be held in Executive Session.)**

**Chair Shawn O'Neill**

#### **ADJOURNMENT**