

**TOWN OF OLD ORCHARD BEACH
TOWN COUNCIL MEETING
Tuesday, September 1, 2015
TOWN HALL CHAMBERS
7:00 p.m.**

A Town Council Meeting of the Old Orchard Beach Town Council was held on Tuesday, September 1, 2015. Chair O'Neill opened the meeting at 7:00 p.m.

The following were in attendance:

Chair Shawn O'Neill
Vice Chair Joseph Thornton
Councilor Kenneth Blow
Councilor Jay Kelley
Councilor Michael Tousignant
Town Manager Larry Mead
Assistant Town Manager V. Louise Reid

Pledge to the Flag
Roll Call

ACKNOWLEDGEMENTS:

CHAIR O'NEILL: With sadness, we acknowledge the passing of Reverend Bob Dow, Al Hills, Roger Pouliot, George Heseltine and Bob Jolicoeur. All Hills was a Warden for elections for many years and only retired due to health concerns; and Bob Jolicoeur is a current member of the Board of Assessment Review, serving since 2009. To each of their families we extend our sincere thoughts and prayers at this difficult time.

ACCEPTANCE OF MINUTES:

Accept the Town Council Meeting Minutes of August 18, 2015; and Town Council Workshop Minutes of August 18, 2015.

MOTION: Vice Chair Thornton motioned and Councilor Blow seconded to Accept the Minutes as read.

VOTE: Unanimous.

PUBLIC HEARING BUSINESS LICENSES AND APPROVAL:

CHAIR: I open this Public Hearing at 7:03 p.m.

Gary Litman (203-2-8), 11 Lewis Avenue, one year round rental; Stacy & Michael Maddalena (205-19-24-5), 2 Foote Street, Apartment 5, one year round rental; Ryan Laverriere (210-1-20-50), 39 Smithwheel Road, #50, one year round rental; Mark Genest – MCG Properties, LLC (318-8-6-54), 146 West Grand Avenue, Unit 54, one year round rental; and Robert Harrisburg (305-6-1-B), 32 B East Grand Avenue, one year round rental – 2 person's maximum – No J-1 Students.

CHAIR: I close this Public Hearing at 7:04 p.m.

MOTION: Councilor Tousignant motioned and Councilor Blow seconded to Approve the Business Licenses as read.

VOTE: Unanimous.

TOWN MANAGER'S REPORT: The Town Manager reported that he worked with the tax office on foreclosures and with legal counsel on two foreclosed properties and is planning to bring to Council an order to sell these properties, one to the former owner. Working with the Human Resource Director on revisions to the personnel police and this will be brought to the Council at a workshop this fall. Met with the Code staff on proposed changes to the ordinance related to J-1 student housing. The changes would allow more flexibility to renters as it relates to minimum square footage for each student. Met with the Ballpark staff and representatives from the Surge baseball team for initial discussions about the 2016 baseball season. The owner has said he wants to return to Old Orchard Beach. Attended a meeting of PACT, which is the regional transportation planning and funding agency. The Town Manager services on the Executive Committee. There will likely be three paving projects done in the next year in partnership with PACTS; Cascade Road, Old Orchard Street, and Saco Avenue from the spur to Union Avenue. Grant application for Washington Avenue area – he spent several hours looking at the infrastructure needs and issues (streets, sidewalks, curbing, lighting, sewer, drainage) in and around Washington Avenue, the Campground area and the other streets between Union and Heath and Saco Avenue and 1st Street. He believes this neighborhood has great potential for new investment and revitalization given its proximity to the beach and downtown. Staff is going to put together a grant application to the State for CDBG funding (community development block grant) to make infrastructure improvements to this area. Old Orchard Beach should be a strong candidate for these funds because it is one of only two low-moderate income status (Parsonfield is the other Town). The Town Manager met with Chuck Morgan who works for Southern Maine Regional Planning, who has agreed to assist Town staff in putting a grant proposal together. The grant applications are not due until sometime this Spring but it will require a good deal of planning and preparation, as well as some neighborhood input. It might also be a good item for a Town Council workshop this fall. Challenge Family event (Rev3) this weekend was a great success. Almost 900 people participated in the two-day event. Thanks to all who worked to make this happen, including volunteers and staff. Special acknowledgement to Jason Webber, Recreation Director, who coordinated the event this year. As one resident report to me – “he seemed to be everywhere.”

NEW BUSINESS:

6489 Discussion with Action: Consideration of a request from owners Homewood Park LLC, HP/OOB, LLC, HP Developers, LLC, Fortin Construction, Inc., and Vacation Properties, Inc., to accept Poplar Street Extension as a Town way and to be named Poplar Street.

BACKGROUND:

This request for consideration was discussed at the Public Hearing on August 18, 2015. The Council's consensus was to support this agenda item.

When John Bird asked what this was costing the community the Chair responded that these citizens pay taxes and should be afforded this request.

MOTION: Councilor Blow motioned and Councilor Kelley seconded to Accept Poplar Street Extension as a Town Way and to be named Poplar Street.

VOTE: Unanimous.

6490 Discussion with Action: Accept the bid of \$13,999 from Beaverbrook Tennis, LLC, to resurface the Tennis Courts at Loranger Middle School as requested by the Recreation Department from Account Number 51002-50902 Recreation Loranger Tennis/Pickle, with a balance of \$20,000.

BACKGROUND:

The Recreation Director went out to bid and received the following:

BEAVERBROOK TENNIS, LLC	\$13,999
NEW ENGLAND SEALCOATING CO. INC.	\$20,792
ADVANTAGE TENNIS INC.	\$16,848
VERMONT TENNIS COURT	\$18,476

THE RECREATION DIRECTOR IS REQUESTING APPROVAL FROM THE BEAVERBROOK TENNIS, LLC. IN THE AMOUNT OF \$13,999.

John Bird asked why the School was not paying for this since it is on their property. The Town Manager responded that actually the property is owned by the Town, not the school, and that statistically more residents participate in the use of it that school children since neither the high school nor the lower grades have tennis teams. He also reminded everyone that these courts were funded and guided by the conservation grant it received.

MOTION: Councilor Blow motioned and Councilor Kelley seconded to Accept the bid of \$13,999 from Beaverbrook Tennis, LLC, to resurface the Tennis Courts at Loranger Middle School as requested by the Recreation Department from Account Number 51002-50902 – Recreation Loranger Tennis/Pickle, with a balance of \$20,000.

VOTE: Unanimous.

6491 Discussion with Action: Accept the bid of \$1,194,710 from Sutphen Corporation to purchase a 2015 – 100 foot Mid-Mount Tower Ladder Truck, subject to bond financing to be issued in Spring of 2016, in the amount up to \$1,200,000, as approved at the Special Election on June 9, 2015.

BACKGROUND:

The Fire Chief went out to bid for a 2015 – 100 foot Mid-Mount Tower Ladder Truck. An ad was placed in the Portland Press Herald. Only one bid was received:

Sutphen Corporation (Dingee Machine Company) \$1,194,710

An e-mail was received from Andrew Stevenson of Bull Dog Apparatus who indicated that they did not choose to bid.

**TOWN OF OLD ORCHARD BEACH
Memorandum**

August 27, 2015

**TO: Members of the Town Council
FROM: Larry Mead, Town Manager**

RE: AGENDA ITEM # 6491; PURCHASE OF LADDER TRUCK FOR FIRE DEPT.

Voters in June approved the purchase of a ladder truck and the borrowing of up to \$1.2 million for that purpose.

Specifications were developed by the Fire Department based on a detailed vetting process conducted over several months. Please see the accompanying memo written by Chief Plummer explaining the rationale for the specified apparatus. Bids were solicited from the following companies:

- Ferrara Fire Apparatus
- E-One
- KME Fire Apparatus
- Smeal Incorporated
- Sutphen Corporation
- Pierce Fire Trucks Inc.

In addition the Town became a participating member of the Cooperative Purchasing Program Houston-Galveston Area Council (H-GAC). This entity does an annual RFP process on a wide variety of fire apparatus and equipment, soliciting competitive bids from all manufacturers in the United States. The H-GAC process provides assurance that participating members get competitive pricing when specifying equipment, resulting in a savings to Old Orchard Beach, since bidders must honor the H-GAC price.

Sutphen Corporation submitted a bid of \$1,194,710.

The Town will sell the existing ladder truck upon delivery of the new apparatus, which will reduce the overall expense to the Town.

cc: Rick Plummer; Fire Chief
Diana Asanza; Finance Director

A memorandum was presented by the Fire Chief, Ricky Plummer.

MEMO

To: Larry Mead
From: Chief Plummer
Subj : Ladder Truck
Date: August 27, 2015

I am writing a synopsis of how and why we came up with the Tower Ladder Truck we wrote the specifications for. We started in January with a Truck Committee made up of members from all sections of the department. I along with Full-time Firefighters, Fire Officers, and Call Force personnel sat on the committee.

Over the next several months we met almost weekly to specify the best truck for the Town of Old Orchard Beach. We first listed all the things we needed to accomplish to make this the correct truck for our department. As you know we have several unique hazards as well as access issues within our community that we need to ensure that the new truck would handle.

Some of the things we looked at that we deemed crucial that it meet these needs:

- Delivery time was a crucial component as our truck continues to have issues. We could not wait 12 months or more if at all possible.
- Maneuverable- must be able to negotiate tight streets with traffic and tight turns.
- Wheel Base and Length of the apparatus. Again looking of maneuverability.
- It needs to be a quint – Ladder truck with pump and water to be to function with limited staff and only 2 pumpers in the department. (down from 3)
- Reliability – researched many trucks traveling to CT, Boston and Western Mass to look at different manufactures. We also invited several manufactures here to Old Orchard Beach to actually try the truck down tight streets in the “campground” as well as on the beach front.
- It needed to be user friendly.
- We wanted a lifetime warranty on the frame after the issues we encountered with the current Ladder truck.
- We wanted the best paint warranty in the industry which is 7 years.
- Dealer support must be good. We called several departments from each manufacturer to get a wide range of feedback.
- Weight was an extremely important issue. Most Ladder Truck/Quints we in excess of 80,000 lbs. We were concerned about some of our older streets and having the truck damage the road or damaging the truck. Sutphen was the only truck that carried water, pump, hose and Ladder Tower and weighed 64,000 lbs. instead of 84,000 lbs.
- Height of truck and ease of pulling a hose off. Most trucks were extremely high and are not firefighter friendly.
- Availability of parts and service. We also looked at whether or not our part-time mechanic could work on it while under warranty. We specified that 2 of our personnel must be trained at the factory on aerial repairs as well as the wiring and other systems on the truck.
- The Company must be a proven company with several years of building this type of truck.
- Must be able to have a 1,000 bucket capacity.
- Must have dual ladder pipes and able to flow 2,000 gallons per minute.
- Must be capable of pumping 2,000 gallon pump.
- As we met it became obvious that there were very few if any that could meet our specifications. Specifications that would allow this truck to serve Old Orchard now and for 20- 25 years.

- We traveled to the New England Fire Chiefs show in Springfield Mass to look at all the manufactures.

In summarizing we, as a committee, spent hundreds of hours researching the best possible truck for our department and our town. We have found that only 1 manufacture met all of our needs and our specifications.

The Sutphen 100 Ft Tower Ladder, who submitted a bid today, is the best possible truck we feel we can buy.

They also participate in the Cooperative Purchasing Program Houston-Galveston Area Council (H-GAC). We are now a member community and they have provided their bid using H-GAC pricing saving several thousand dollars. H-GAC has over 5,000 members that they bid products for.

I feel we have done our best to get the best truck for the best price that will fit our needs.

I am therefore recommending that we purchase the Sutphen 100 ft. Tower Ladder as submitted in their bid. \$1,194,710.00. They have the best warranty and they have been building fire trucks since 1890.

Councilor Blow asked the question as to what would be done with the present truck to which the Town Manager responded that it would be sold through a broker since the Charter requires sealed bids.

MOTION: Councilor Kelley motioned and Councilor Blow seconded to Accept the bid of \$1,194,710 from Sutphen Corporation to purchase a 2015 – 100 foot Mid-Mount Tower Ladder Truck, subject to bond financing to be issued in Spring of 2016, in the amount up to \$1,200,000, as approved at the Special Election on June 9, 2015.

VOTE: Unanimous.

6492 Discussion with Action: Set the date of September 15th, 2015 to hold a Public Hearing on the Time Warner Cable Television Franchise Renewal and proposed Franchise Transfer.

BACKGROUND:

**TOWN OF OLD ORCHARD BEACH
Memorandum**

August 27, 2015

**TO: Members of the Town Council
FROM: Larry Mead, Town Manager**

RE: AGENDA ITEM #6492 TIME WARNER CABLE FRANCHISE RENEWAL AND PROPOSED FRANCHISE TRANSFER BY TWC TO CHARTER COMMUNICATIONS

This item is to set a public hearing for September 15 to gather input on a renewal of the franchise agreement with Time Warner Cable to operate a cable system in Old Orchard

Beach. The existing agreement expires on November 8, 2015 and it is a requirement of the renewal process that a public hearing be held. It is important to understand that the franchise agreement cannot address consumer related issues such as customer pricing or program offerings, and therefore the public hearing is not intended for input on those types of topics. This can be confusing or frustrating for residents since those issues are of most importance and immediate relevance to consumers.

The franchise agreement does address Time Warner's obligation to assist the Town in providing public access broadcasting to residents. To that end Town staff is identifying improvements and/or additional equipment that will improve the quality of Channel 3 broadcasts.

In addition to the franchise renewal the public hearing on the 15th will also allow for public input on the proposed acquisition of Time Warner by Charter Communications. This proposed acquisition by Charter is under review by the Federal Communications Commission. If approved the transfer would likely take place sometime after the November expiration of the Town's franchise agreement with Time Warner.

Attorney Bill August is assisting the Town in the process of franchise renewal and will be on hand for the September 15 hearing. Attorney August previously worked with the Town in 2003 when the franchise agreement was last renewed.

Town Manager, Larry Mead

MOTION: Councilor Tousignant motioned and Vice Chair Thornton seconded to Set the date of September 15th, 2015 to hold a Public Hearing on the Time Warner Cable/ Television Franchise Renewal and proposed Franchise Transfer.

VOTE: Unanimous.

6493 Discussion with Action: Set the Public Hearing date of September 15th, 2015, to Amend the Town of Old Orchard Beach Code of Ordinances as follows: Chapter 54 – Traffic and Vehicles, Article V – Stopping, Standing, Parking, Division 2 – Specific Places, Section 54-187 – Restrictions and Prohibitions, *Seaside Avenue*.

BACKGROUND:

At a recent Workshop the Police Chief presented the need to address the parking issues as it involves Seaside Avenue. A large number of citizens attended and gave their input during the discussion period. The current parking ordinance for Seaside Avenue has nine separate elements within in a distance covering 4/10 of a mile. Making another change to the ordinance would make ten.

The Police Chief has, on many occasions, voiced his concerns regarding the safety of pedestrians and traffic congestion in the areas between Seacliff Avenue and Winona Avenue. As most of you know, during the summer months, Seaside Avenue is very congested and heavily traveled by motor vehicles, bicyclists and pedestrians. There are no sidewalks and pedestrians are forced to walk in the roadway. Pedestrians walking in the street and coming out from between parked vehicles are always at risk of being struck. With cars in some locations parked on both sides, the roadway is barely wide enough to accommodate one vehicle. Larger vehicles, such as fire trucks, large trucks, etc., cannot

get through. The road width varies to between 20 and 25 feet from Seacliff to Winona. The towns parking ordinance states that parking is restricted to one side only on roads that are between 20 and 30 feet wide. In some areas of Seaside Avenue, parking is allowed on both sides, creating even more congestion. In other areas of Seaside Avenue, vehicles are able to park off from the pavement in what would be the town's right of way, however, in some locations, the towns right of way has been improved out to the edge of the pavement by abutters. Bushes, flowers, trees and other barriers have been installed, preventing parked vehicles from getting off from the pavement. This has occurred over a period of years and has resulted in narrowing areas of Seaside to where they can no longer safely accommodate parking on both or in some cases, even one side. In other areas where parking is allowed on one side only, parked vehicles, because of encroachments, have been forced further out onto the pavement because of the narrowing of the travel portion of the roadway to one lane.

CURRENT ORDINANCE

Seaside Avenue. Diagonal parking only shall be allowed on the ocean side of Seaside Avenue, between Colby Avenue and Temple Avenue; each parking space shall have a 30-minute limit and shall be so marked with appropriate signs. No vehicle shall be parked on either side of Seaside Avenue between Randall Avenue and Porter Road. Parallel parking only shall be allowed on the ocean side of Seaside Avenue between Winona and Tunis Avenues. No vehicle shall be parked on the westerly side of Seaside Avenue between Winona and Tunis Avenues. Parking is allowed on both sides of Seaside Avenue from Demeritt Square to Oceana Avenue; parking is allowed on the ocean side only of Seaside Avenue from Oceana to Tunis Avenue; parking is allowed on both sides of Seaside Avenue from Tunis Avenue to Seacliff Avenue. No vehicle shall be parked on either side of Seaside Avenue from Seacliff Avenue to Union Avenue.

The Police Chief's recommendation is:

Eliminate all parking on Seaside Avenue from the intersection of Union Avenue and Seaside Avenue to the intersection of Seaside and Winona Avenue.

PROPOSED NEW ORDINANCE

NOTICE OF PUBLIC HEARING MUNICIPAL OFFICERS OF THE TOWN OF OLD ORCHARD BEACH

The Municipal Officers of the Town of Old Orchard Beach, Maine hereby give Public Notice that there will be a Public Hearing held at the Town Hall, Council Chambers, on September 15th, 2015, at 7:00 p.m. to consider the following:

Be it hereby ordained, by the Town Council of the Town of Old Orchard Beach, Maine, in Town Council assembled, that section 54-187, Restrictions and Prohibitions (Seaside Avenue), of the Town of Old Orchard Beach Traffic Ordinance is amended by adding the underscored language, and deleting the strikethrough language :

Sec. 54-187. Restrictions and prohibitions.

~~Diagonal parking only shall be allowed on the ocean side of Seaside Avenue, between Colby Avenue and Temple Avenue; each parking space shall have a 30-minute limit and shall be so marked with appropriate signs. No vehicle shall be parked on either side of Seaside Avenue between Randall Avenue and Porter Road. Parallel parking only shall be allowed on the ocean side of Seaside Avenue between Winona and Tunis Avenues. No vehicle shall be parked on the westerly side of Seaside Avenue between Winona and Tunis Avenues. Parking is allowed on both sides of Seaside Avenue from Demeritt Square to Oceana Winona Avenue; parking is allowed on the ocean side only of Seaside Avenue from Oceana to Tunis Avenue; Parking is allowed on both sides of Seaside Avenue from Tunis Avenue to Odessa Seaclyff Avenue. No vehicle shall be parked on both either sides of Seaside Avenue from Winona Seaclyff Avenue to Union Avenue.~~

MOTION: Councilor Tousignant motioned and Councilor Kelley seconded to Set the Public Hearing date of September 15th, 2015, to Amend the Town of Old Orchard Beach Code of Ordinances as follows: Chapter 54 – Traffic and Vehicles, Article V – Stopping, Standing, Parking, Division 2 – Specific Places, Section 54-187 – Restrictions and Prohibitions, *Seaside Avenue*.

VOTE: Unanimous.

6494 Discussion with Action: Appoint Linda Mailhot as a regular member of the Planning Board, term to expire 12/31/2016.

MOTION: Vice Chair Thornton motioned and Councilor Blow seconded to Appoint Linda Mailhot as a regular member of the Planning Board, term to expire 12/31/2016.

VOTE: Unanimous.

6495 Discussion with Action: Direct staff to prepare for the September 15, 2015 Council meeting, the Order necessary to place the Wastewater Process Building and Dewatering Upgrades on the November ballot; and for staff to prepare the Orders necessary for the Council to authorize borrowing funds for the Maintenance and Storage Building project.

**TOWN OF OLD ORCHARD BEACH
Memorandum**

August 27, 2015

TO: Members of the Town Council
FROM: Larry Mead, Town Manager

RE: AGENDA ITEM # 6495; BONDING FOR WASTEWATER PROJECTS

During the FY16 budget process both the Council and the Finance Committee voted to support financing two Wastewater Department projects in FY16:

- Maintenance and Storage Building - \$390,000

- **Process Building and Dewatering Upgrades - \$857,000**

The Town Charter requires that borrowing for projects over \$500,000 must be approved by referendum of the voters. The Process Building project is obviously over that amount. As such the Council will need to take action at the September 15 meeting in order for this proposal to be placed on the November ballot.

The Council can, under the charter, authorize the issuance of general obligation bonds for the Maintenance and Storage Building project. As was discussed during the budget meetings this year the storage building is an urgent need because the current building used for equipment storage at the wastewater facility experienced a partial roof collapse this past winter and is beyond functional repair. For this reason staff intends to bring an action item to Council at the September 15 meeting authorizing the borrowing of funds for this purpose so that a pre-engineered steel building can be completed by the end of this year.

If the Council is supportive of this approach, and so that the appropriate orders can be prepared for the September 15 council agenda, I would ask that the Council vote on Tuesday for an order as follows:

“Motion to direct staff to prepare for the September 15 Council meeting the orders necessary to place the Wastewater Process Building and Dewatering Upgrades on the November ballot, and for staff to prepare the orders necessary for the Council to authorize borrowing funds for the Maintenance and Storage Building project.”

cc: Diana Asanza, Finance Director
Chris White, Wastewater Superintendent
Kim McLaughlin, Town Clerk

John Bird spoke about odor issues and encouraged the Council to address the issue. He said it has been an ongoing issue and that it is recognized that it will cost us millions but it is an issue that needs to be dealt with.

MOTION: Councilor Tousignant motioned and Councilor Kelley seconded to direct staff to prepare for the September 15, 2015 Council meeting, the Order necessary to place the Wastewater Process Building and Dewatering Upgrades on the November ballot; and for staff to prepare the Orders necessary for the Council to authorize borrowing funds for the Maintenance and Storage Building project.

VOTE: Unanimous.

GOOD AND WELFARE:

MR. TIM MCORMICK: Mr. McCormick spoke passionately about their home on Connecticut Avenue which they bought two years ago and that they love Ocean Park but that the odor from the Waste Water facility has become unbearable. He related three experiences this week where they could not sit outside their house because of the impending odor as well as even being inside their house and having to close the windows when the temperatures are close to 90 degrees. He thanks Chris White for meeting with him and he offered his assistance in any way that would be helpful. He stressed that it is something he does not want to live with nor do his neighbors. He presented to the

Council a petition asking for assistance and signed by many of the residents in the area of the Waste Water Facility. He like others said there has to be reasonableness in dealing with this for it is not only unhealthy but unacceptable to have to close your windows during the summer months and not be able to sit outside your residence because of the smell. There were other residents in the audience from Ocean Park who acknowledged the smell and the odor are not acceptable to them.

There was discussion among Councilor members and Councilor Tousignant gave descriptions of the issues involved and how other Councils have dealt with this and that it is a complicated and expensive issue. He encouraged the Council to have a workshop on the sewer fee issues in the coming month and that this is something the Council needs to address from a funding aspect. The Chair acknowledged the need for a Workshop and other Councilors acknowledged the need for more information and the need to move ahead on the issue of odor and upgrades to the Waste Water building.

HELENE WHITTAKER: My involvement with Neighborhood Watch brought the smell issue up through e-mails and I'm representing the many that can't be here tonight. I have also been smelling the strong stench coming from the Waste Water facility for many, many years. This is not just a seasonal issue; it is an all year-round issue at times so strong it makes me gag. My compliments go out to Chris White who has been working with antiquated technology and doing the best he can. Whenever I sent e-mails making him aware of the smell permeating our area, be it at night or daytime, he would always respond. I'm told this facility was not designed for comprehensive odor control. The Old Orchard Beach plant does not have either filtering or scrubbing equipment. The plant does employ an aerosol masking agenda. The Town needs to seriously consider the outcome if we neglect to bring our Waste Water facility up to standings. What irritates me is back in 2009 there was a facility improvement plan which did include improvements that would significantly help the management of odors. Unfortunately funding was not there. Goosefare Brook and the Waste Water odor are problematic for Ocean Park residents and vacationers. Do we know for sure if bacterial aerosols emitted from aeration tanks form bacterial air pollution and could affect the residents downwind of the plant? Are potential pathogens in our environment causing health issues? Have you considered real estate values could be affected if the smell persists? We have ordinances on the books. Chapter 78 – Definitions, Section 78-1: Air contaminant: Any fume, odor, smoke, particulate matter, vapor, gas or any combination thereof but not including water vapor or steam condensation. Air Contaminant Source: Any source whatsoever at, from or by reason of which there is emitted or discharged into the atmosphere any air contaminant. Emission: To discharge, release or to permit or cause the discharge or release of one or more air contaminants into the atmosphere. Nuisance: The doing of or the failure to do something that allows or permits air contaminant to escape into the open air that are or tend to be detrimental to the health, comfort, safety or welfare of the public or that causes or tends to cause injury or substantial annoyance or inconvenience to persons exposed thereto or causes or tends to cause damage to property. Is the Town following its own ordinance? Funding is a big issue and we know this, however we cannot avoid doing something about it as it will come back to haunt us if and when the system fails. How will we fund filters or scrubbing equipment? Let's be proactive and not reactive on this issue. Do we consider the usage sewer fee change at this time? So how do we solve this? It isn't going to go away because people are now upset, annoyed, frustrated, inconvenienced and sick of the smell. It is affecting our community and neighborhood. The solution is to purchase and install the newest, greatest technology which would eliminate bad odors. I appreciate your time and thank you.

JOHN GALLO: Mentioned about the Parkinson race and the need for the Administration to raise the issue with the Department of Transportation on the work that will supposedly started the weekend of the race at the intersection of Saco and E. Emmons Cummins and that this would definitely affect the race and its ability to move forward. The Town Manager assured the Ballpark Commission that this would be raised with the Department of Transportation at a meeting being held tomorrow.

ADJOURNMENT:

Councilor Tousignant motioned and Councilor Kelley seconded to Adjourn the meeting at 7:55 p.m.

VOTE: Unanimous.

Respectfully Submitted,

V. Louise Reid
Town Council Secretary

I, V. Louise Reid, Secretary to the Town Council of Old Orchard Beach, Maine, do hereby certify that the foregoing document consisting of twelve (12) pages is a copy of the Town Council Meeting Minutes held on September 1, 2015.