

**TOWN OF OLD ORCHARD BEACH
TOWN COUNCIL MEETING
Tuesday, May 2, 2017
TOWN HALL CHAMBERS
6:30 p.m.**

A Town Council Meeting of the Old Orchard Beach Town Council was held on Tuesday, May 2, 2017. Chair Thornton opened the meeting at 6:31 p.m.

The following were in attendance:

Chair Joseph Thornton
Councilor Kenneth Blow
Councilor Jay Kelley
Councilor Michael Tousignant
Town Manager Larry Mead
Assistant Town Manager V. Louise Reid

Absent: Vice Chair Shawn O'Neill

CHAIR: May I have a motion to add an agenda item.

MOTION: Councilor Tousignant motioned and Councilor Kelley seconded to add an Agenda Item # 6910 after 6908 – Discussion with Action: Amend the Special Event Permit issued on April 18th, 2017 to Thornton Academy for their beach picnic/campfire. The dates remain the same. The time is being amended from 3:30 p.m.—7 p.m. to 4:30 p.m.—8 p.m.

VOTE: Unanimous.

CHAIR: Due to the inability of the Fire Chief to attend the scheduled Executive Session, Agenda Item 6909, may I have a motion to Remove without Prejudice.

MOTION: Councilor Kelley motioned and Councilor Tousignant seconded to Remove without Prejudice Agenda Item 6909, a previously advertised Executive Session, to discuss labor contract issue related to the Old Orchard Beach Local 2247 International Association of Firefighters AFL-CIO-CLO Union Contract, as defined under Title 1 M.R.S.A., Section 405(6)(D), due to the absence of the Fire Chief.

VOTE: Unanimous.

PRESENTATION:
Vice Chair O'Neill will present the
2016 Annual Report
In Honor of
John Bird (Conservation)
and
Beverly Russell (Community Animal Watch)

Vice Chair, Shawn O'Neill, who as previous Chair nominated John Bird and Beverly Russell to be honored in the Annual Report, made the presentations this evening. Due to the illness of Vice Chair O'Neill, the presentation will be made by the Town Manager. Due to an illness in the Russell family, the presentation to Beverly Russell will be made at a later date.

JOHN BIRD: The Town of Old Orchard Beach lost one of its greatest supporters last May. The passing of Conservationist, John Russell Bird, was a shock and great loss to many. John's passion for environmentalism led him to cofound the Ocean Park Conservation Society in 1971 to foster, preserve, conserve and promote the natural physical beauty and setting of Ocean Park. He served as its Director until his death. John served as Chairman of the Old Orchard Beach Conservation Commission from 2009 to the present – serving most of that time as Chair. John was an avid participant in public service. He served two terms on the Old Orchard Beach Town Council (Vice Chairman and Chairman – 1973 and 1975), Charter Commission (2009), Finance Committee, Recycling Committee, School Building Committee (1974), License Ordinance Revision Committee (1976), and Republican Committee (Chair) 1980). John was a devoted and loving son, father and grandfather. John is survived by his two daughters, Kaleo Bird and Rebecca Bird. The Assistant Town Manager's tribute to John was a remembrance that after each Council meeting it was her responsibility to turn off the lights, lock up the building and set the alarm. John would always wait in his car until she came out, no matter how late, and once she was safe in her car – he would drive away. A special and caring friend. It is my honor to present a copy of the Annual Report in honor of John to Kimbark Smith, Chair of the Conservation Commission.

KIMBARK SMITH: He accepted the reports in honor of John and spoke about many of the attributes that John brought to this community and his dedication and commitment to conservation and that his presence is greatly missed.

ACKNOWLEDGEMENTS:

COUNCILOR JAY KELLEY: Great events are listed on the Town's Website – oobmaine.com - including May Day Fair – Vendor and Craft Fair – Duffy's Restaurant – Saturday, May 6th from 10 to 2 to benefit the Community Food Bank; Swap'n Shop Saturday, May 13, 2017 from 9:00 to 3:00 p.m. at Jimmy the Greek's parking lot; Household Hazardous Waste Drop Off at the Scarborough Public Works on Saturday, May 13th; Farmers Market and Maine Crafters every Sunday starting June 4th at the Ballpark; and the Scottish Festival at Memorial Park on June 3rd. Please go on our web site for further information and contacts.

ASSISTANT TOWN MANAGER:

We are encouraging as many of you as possible to show up at the Ballpark on Saturday morning and assist with getting the Ballpark ready for the summer season. The Rotary Club is going to help but we need many more volunteers as well. Please be advised that Regional School Unit 23 – will hold their Regional Budget Meeting on Thursday, May 18th at 6:00 p.m. at the Old Orchard Beach High School. This is the registered voter's opportunity to vote on individual cost centers. On Tuesday, June 13th there will be a Budget Validation Referendum at the high School. That will be to vote yes or no on the School Budget. On June 13th the State will also have a Bond issue on the ballot.

ACCEPTANCE OF MINUTES:

Accept the Town Council Meeting Minutes of April 18, 2017; Town Council Workshop Meeting Minutes of April 18, 2017; and Town Council Workshop Minutes of April 26, 2107.

Please note these Minutes are individually listed in your Drop Box

MOTION: Councilor Tousignant motioned and Councilor Blow seconded to Accept the Minutes as read.

VOTE: Unanimous.

PUBLIC HEARING: Shall We Consider a grant application to the Maine State Housing Assistance Program to fund needed repairs and improvements to a Birch Lane residential property owned by Port Resources, a non-profit organization serving people with intellectual/developmental challenges? The Birch Lane property has been used for many years to provide assisted living for two residents. There is no expenditure of local funds required in this grant program.

CHAIR: I open the Public Hearing at 6:43 p.m.

BACKGROUND: There are some very timely needs for repair and replacement including:

| | |
|--|-----------------|
| Replace all skylights (8) – bad seals and rotting - \$18,000 | |
| Boiler replacement of old cast iron boiler | |
| Energy saver | \$6,500 |
| Total | \$24,500 |
| Priority Needs: | |
| Radon mitigation system | \$2,500 |
| Exterior trim painting | 2,500 |
| Interior painting | 3,000 |
| IDF hot water heater | 1,500 |
| Total | \$34,000 |

The Town Manager explained that this grant was a consideration for three residences, one being in Old Orchard Beach. He indicated we have received two neighbors' concerns which had to do with the upkeep out the outside of the residence, i.e., yard work being done on a regular basis and that funding be considered for yard maintenance. Neighbors in this community are anxious to maintain the neat and orderly outside areas of the homes. They did not have any concerns about the residence itself, focusing importantly on the necessity for timely attention to work outside of the residence.

CHAIR: I close the Public Hearing at 6:45 p.m.

MOTION: Councilor Kelley motioned and Councilor Blow seconded to Approve a grant application to the Maine State Housing Assistance Program to fund needed repairs and improvements to a Birch Lane residential property owned by Port Resources, a non-profit organization serving people with intellectual/developmental challenges recognizing the Birch Lane property has been used for many years to provide assisted living for two residents; and no expenditure of local funds required in this grant program.

VOTE: Unanimous.

**STATE OF MAINE
COMMUNITY DEVELOPMENT BLOCK GRANT
COVER SHEET AND CERTIFICATIONS**

Housing Assistance Grant Program

A. Applicant Identification

| | | | |
|---|--|----------------|--------------------------|
| Applicant: | Town of Old Orchard Beach | | |
| Address: | 1 Portland Avenue | | |
| Town/City/County: | Old Orchard Beach/York County | | |
| Zip Code: | 04064 | | |
| Chief Executive Officer: | Larry Mead, Town Manager | | |
| Phone Number: | 207-934-5714 | E-mail: | lmead@oobmaine.com |
| Contact Person: | Stu Simon | | |
| Phone Number: 207-828-0048 | | E-mail: | ssimon@portresources.org |
| Census Tract(s) Where Proposed HA Activities will occur: | | | |
| | | | |
| DUNS #: | Applicant DUNS (Dunn & Bradstreet) #:077465714 (visit www.nea.gov/grants/apply/DUNS.html if applicant needs to obtain a number) | | |

B. The Applicant Certifies That:

1. State Certifications

- a. To the best of my knowledge and belief, the information in this Phase I application is true and correct;
- b. the document has been duly endorsed by the governing body of the applicant;
- c. provide a match (cash and/or in-kind) of at least 10 percent of the total HA grant award for housing rehabilitation activities; provide a cash match of at least 20 percent of the total HA grant award for all other HA activities;
- d. the proposed project has been reviewed and it complies with the Community's comprehensive plan and/or applicable state and local land use requirements;
- e. it will work with the Office of Community Development to develop a detailed project if it receives a conditional award; and
- f. it will comply with all applicable State laws and regulations.

2. Federal Certifications

Public Hearing Notice to Comply with Title VI Requirements

a. it will take actions to affirmatively further fair housing and implement CDBG activities in compliance with Title VI of the Civil Rights Act of 1964 and Title VIII of the Civil Rights Act of 1968;

b. it will not attempt to recover capital costs for the construction of public improvements, assisted in whole or in part with CDBG funds, by charging special assessments or fees against properties owned and occupied by persons of low and moderate income, including any fee, charge or assessment made as a condition of obtaining access to such public improvements, unless:

(i) CDBG funds are used to pay the proportion of such fee or assessment that relates to the capital costs of such public improvements that are financed from revenue sources other than CDBG funds; or

(ii) for purposes of assessing any amount against properties owned and occupied by persons of low and moderate income who are not persons of very low income, and the applicant certifies that it lacks sufficient CDBG funds to comply with the requirements of clause (i) above.

c. prior to expenditure of CDBG funds, it will establish a local community development plan that identifies the Community's housing and community development needs, including the needs of low and moderate income, and the activities to be undertaken to meet them;

d. it will provide in a timely manner for citizen participation, public hearings, and access to information with respect to the Maine CDBG Program and the proposed local CDBG project/program. Indicate in public notices and at public hearings that the State program is competitive, the maximum grant amount that can be requested, and the general type of activities contained in the proposed local program. Also announce in public notices the availability of the local program plan/application, describe the Community's previous CDBG performance (if any), and how the Community will collect, consider and maintain all oral and written comments received on the proposal;

e. it will adopt and follow a residential anti-displacement and relocation assistance plan which complies with Section 104 (d) of the Housing and Community Development Act of 1974, as amended, that at a minimum provides for the replacement of all low/moderate income dwelling units that are demolished or converted to a non-LMI housing use as a direct result of CDBG assistance, and a relocation assistance component;

f. it is not listed on U. S. Dept of Labor's Debarred and Suspended Contractor's List and will not employ contractors or subcontractors on this list;

g. it will comply with the requirements of Section 319 of Public Law 101-121 regarding government-wide restrictions on lobbying; and

h. with the exception of administrative or personnel costs, it will verify that no person who is an employee, agent, consultant, officer, or elected official or appointed official of state or local government or of any designated public agencies, or subrecipients which are receiving CDBG funding may obtain a financial interest or benefit, have an interest in or benefit from the activity, or have an interest in any contract, subcontract or agreement with respect to CDBG activities, per 24 CFR Part 570.611.



**Public Hearing Notice
The Town of Old Orchard Beach**

The Town of Old Orchard Beach will hold a Public Hearing on May 2nd, 2017 at 6:30 PM, at the Old Orchard Beach Town Hall to discuss an application being submitted to the State of Maine CDBG program for Housing Assistance.

The purpose of the grant application is to fund needed repairs and improvements to three residential properties for individuals with developmental disabilities, properties owned by Port Resources Inc, a non-profit entity, properties located one each in Old Orchard Beach, Buxton and Saco. Public comments will be solicited at this Hearing and will be submitted as part of the application. All persons wishing to make comments or ask questions about the grant application are invited to attend this Public Hearing.

Comments may be submitted in writing to: Asst. Town Manager Louise Reid at any time prior to the Public Hearing. TDD/TTY users may call 711. If you are physically unable to access any of the City's/Town's programs or services, please call V. Louise Reid, Asst Town Manager, 207-934-5714, ext. 1526, so that accommodations can be made.

PUBLIC HEARING: BUSINESS LICENSES AND APPROVAL:

CHAIR: I open this Public Hearing at 6:45 p.m.

Lisa Durivage & John Orsini (318-8-6-29), 146 West Grand Avenue, #29, one seasonal rental; and Jaime Walker (208-1-1-4), 180 Saco Avenue, #4, one seasonal rental.

CHAIR: I close this Public Hearing at 6:45 p.m.

MOTION: Councilor Tousignant motioned and Councilor Blow seconded to Approve the business licenses as read.

VOTE: Unanimous.

PUBLIC HEARING: AMUSEMENT PERMITS AND APPROVAL:

CHAIR: I open this Public Hearing at 6:46 p.m.

Duffy's Tavern & Grill OOB Inc. dba/Duffy's Tavern & Grill OOB (208-1-6), 168 Saco Avenue, Music, Comedy Inside – 11:00 a.m. – 12:00 a.m.; Last Call Inc. dba/Last Call (206-31-19-A), 4 First Street, Live Bands Amplified, Inside – 11:00 a.m. – 1:00 a.m.; Pun Saloon LLC dba/Uptown O'Leary's Public House (206-31-9-A), 41 Old Orchard Street, Blues Trios Inside – 8:00 p.m. – 12:00 a.m.; and Surf's Up Inc. dba/Surf 6 (306-2-9-A), Acoustical & Amplified Music, Outside & Inside – 11:00 a.m. – 1:00 a.m.

CHAIR: I close this Public Hearing at 6:47 p.m.

MOTION: Councilor Kelley motioned and Councilor Blow seconded to Approve the Amusement Permits as read.

VOTE: Unanimous.

TOWN MANAGER'S REPORT: The Manager reported that Boutet versus OOB that a tentative settlement has been reached on the lawsuit filed by Ron Boutet, et al. against the Town and the Developer of two sub-divisions at Dunegrass. The suit against the Town asserted that the Planning Board erred in granting approval to the two sub-divisions. The settlement would allow the two sub-divisions, totaling over thirty family residences, to move forward. In addition the Town was informed by Maine Water that, as a result of these lawsuits being resolved, Maine Water will now take ownership of and responsibility for the water lines serving part of Wild Dunes Way and the Long Cove Drive, Oakmont Drive residential area. Very good news for the neighborhood. FEMA has released proposed updated flood insurance maps that establish new base flood elevations for OOB and other York and Cumberland County communities. There are virtually no changes to the coastal areas from the proposed maps related but never implemented in 2013. There are some minor changes to some areas of upland from the coast adjacent to streams and brooks. Staff is working on making the proposed 2017 maps available on the Town's website. We do not yet have information on when FEMA will initiate the required day comment period, nor do we know when the proposed new maps would be in effect. Once we have that information we will share it with the community. Milling and paving of both Old Orchard Street and Cascade Road is scheduled to begin on May 8th, weather permitting. Old Orchard Street will be closed for parking on May 8th and portions of the street will have restricted parking during the week of May 8th. The work is being done by Pike Industries under contract to the State DOT and is planned to be completed by Memorial Day, weather permitting. He attended a PACTS meeting last week in which the Town received an additional \$60,000 in State funds so that both shoulders of Cascade road will be included in this project, making it curb-to-curb. The Town now has a new FACEBOOK page providing municipal information for residents, a new way for people to stay informed, including information on employment openings, municipal projects, and special events. Visit FACEBOOK and look for Old Orchard Beach Municipal Information. The Town's restrooms downtown and at Memorial Park will be open for the season starting May 6th and the maintenance contractor begins cleaning operations as well.

6897 Discussion with Action: Accept the lowest bids from Shaw Brothers Construction, Pike Industries, Inc., Dayton Sand & Gravel, Co., Inc., and Glidden Excavating & Paving, Inc., based on their availability to work with the Town's Public Works Department schedule, from Account Number 50002-50506- CIP Road Maintenance, with a current balance of \$495,929.95.

BACKGROUND:

The Town went out with an RFP for paving (HMA – hot mixed asphalt) and received four bids. The Public Works Director has determined from studying the numbers that it would appear advantageous for the Town to use this as a “pick and choose” method based on availability. The language in the RFP does give us the ability to negotiate with any of these bidders as needed. The Public Works Director is recommendation that we accept the bids received and use the two lowest contractors, (Dayton Sand & Gravel and Shaw Brothers Construction) based on their availability to work with the Public Works' schedule. The Public Works Department

would secure hot mixed asphalt from Pike of Westbrook and Pike of Wells, on a schedule as needed. This is the recommendation of the Public Works Director.

Travel Time to each of these facilities is:

| | |
|----------------------|---------------------------------------|
| Shaw Brothers | 26 minutes at \$.20.2 cents per mile |
| Pike Westbrook | 20 minutes at \$.17.2 cents per mile |
| Pike Wells | 29 minutes at \$.25.6 cents per mile |
| Dayton Sand & Gravel | 21 minutes at \$.12.4 cents per miles |

MOTION: Councilor Tousignant motioned and Councilor Blow seconded to Accept the lowest bids from Shaw Brothers Construction, Pike Industries, Inc., Dayton Sand & Gravel, Co., Inc., and Glidden Excavating & Paving, Inc., based on their availability to work with the Town’s Public Works Department schedule, from Account Number 50002-50506- CIP Road Maintenance, with a current balance of \$495,929.95.

VOTE: Unanimous.

| <i>Product</i> | | <i>Units</i> | <i>Bid Amount</i> | <i>Low Bidder</i> |
|----------------------|-------------------------|--------------|-------------------|-------------------|
| 9.5 MM HMA 0-200 | Placed Per Mobilization | Tons | 63 | Dayton |
| 9.5 MM HMA 201-500 | Placed Per Mobilization | Tons | 63 | Dayton |
| 9.5mm HMA 500 + | Placed Per Mobilization | Tons | 63 | Dayton |
| 12.5 mm HMA 0-200 | Placed Per Mobilization | Tons | 62 | Shaw Bros |
| 12.5 MM HMA 201-500 | Placed Per Mobilization | Tons | 62 | Shaw Bros |
| 12.5 MM HMA 500 | Placed Per Mobilization | Tons | 62 | Shaw Bros |
| 19MM HMA 0 - 200 | Placed Per Mobilization | Tons | 58 | Shaw Bros |
| 19 MM HMA 201 - 500 | Placed Per Mobilization | Tons | 58 | Shaw Bros |
| 19 MM HMA 500 + | Placed Per Mobilization | Tons | 58 | Shaw Bros |
| 9.5 HMA Picked Up | Picked Up - Westbrook | Tons | 56 | Pike |
| 12.5 HMA | Picked Up - Westbrook | Tons | 54 | Pike |
| 19 MM | Picked Up - Westbrook | Tons | 52 | Pike |
| Cold Patch | Picked Up - Dayton | Tons | 92 | Dayton |
| Curb Mix | Picked Up - Wells | Tons | 76.5 | Pike |
| Sidewalk Paving | | Tons | 100 | Dayton |
| Parking Lot Paving | | Tons | 63 | Dayton |
| Driveway Paving | | Tons | 100 | Dayton |
| Hand Placed Paving | | Tons | 100 | Dayton |
| Cold Planning | | SY | 3 | Dayton |
| Reclaim | | SY | 1.8 | Shaw Bros |
| Reclaim w/cement | | SY | 5 | Dayton |
| Bituminous Tack Coat | | Gal | 4 | Dayton |
| Adjust Structures | | Ea | 900 | Glidden |
| Drop Plate Adjust | | Ea | 1150 | Glidden |
| Butt Joints | | Ea | 15 sy. | Glidden |
| Gravel | | CY | 50 | Glidden |

| | | | | |
|---------------------|--|----|---|---------|
| Hot Bit Curb Placed | | LF | 8 | Glidden |
|---------------------|--|----|---|---------|

6898 Discussion with Action: Accept the lowest bids from Shaw Brothers Construction and Dayton Sand & Gravel Co., Inc., and Dearborn Construction, as needed, for Public Works Aggregate products, based on availability with the Town’s Public Works Department schedule, from Account Number 50002-50506 – CIP Road Maintenance, with a current balance of \$495,929.95.

BACKGROUND:

| Product | Low Bid is | Shaw Brothers Picked Up | Shaw Brothers Delivered | CY ** Dearborn Picked up | CY ** Dearborn Delivered | Year 1 Dayton * Picked up | 75. Delivered Dayton * Delivered | Year 2 Dayton * Picked up | 75. Delivered Dayton * Delivered | Year 3 Dayton * Picked up | 75. Delivered Dayton * Delivered | Conversion Multiplier |
|---------------------|---|-------------------------|-------------------------|--------------------------|--------------------------|---------------------------|----------------------------------|---------------------------|----------------------------------|---------------------------|----------------------------------|-----------------------|
| 3" Minus per ton | Shaw Brothers | \$ 8.00 | \$ 12.50 | \$ 9.75 | \$ 14.75 | No Bid | No Bid | No Bid | No Bid | No Bid | No Bid | |
| 1 1/2" Crush Gravel | Shaw Brothers | \$ 8.50 | \$ 13.00 | \$ 11.50 | \$ 16.50 | \$ 14.00 | | \$ 15.00 | | \$ 16.00 | | 1.1 |
| 3/4 Crush | Dayton year 1 and 2, Shaw Brothers year 3 | \$ 15.75 | \$ 20.25 | \$ 18.00 | \$ 23.00 | \$ 14.00 | | \$ 15.00 | | \$ 16.00 | | 1.1 |
| 6" Rip Rap | Dayton year 1 and 2, Shaw Brothers year 3 | \$ 18.00 | \$ 22.50 | \$ 19.00 | \$ 24.00 | \$ 16.50 | | \$ 17.50 | | \$ 18.50 | | |
| 12" Minus | Dayton year 1 and 2, Shaw Brothers year 3 | \$ 18.00 | \$ 22.50 | \$ 19.00 | \$ 24.00 | \$ 16.50 | | \$ 17.50 | | \$ 18.50 | | |
| Stone Dust | Shaw Brothers | \$ 6.00 | \$ 10.50 | 5.75 | \$ 10.75 | \$ 12.00 | | \$ 12.00 | | \$ 13.00 | | 1.1 |
| Pipe Bedding | Shaw Brothers | \$ 7.25 | \$ 11.75 | 6 | \$ 11.00 | \$ 14.00 | | \$ 15.00 | | \$ 16.00 | | 1.1 |
| Stone | Dayton and Shaw Brothers | \$ 15.00 | \$ 19.50 | \$ 20.50 | \$ 25.50 | \$ 15.00 | | \$ 16.00 | | \$ 17.00 | | 1 |
| Beach Sand | Shaw Brothers | \$ 7.25 | \$ 10.50 | \$ 9.00 | \$ 14.00 | No Bid | | No Bid | | No Bid | | 1 |
| Loam | Shaw Brothers | \$ 15.00 | \$ 19.50 | \$ 14.00 | \$ 19.00 | No Bid | | No Bid | | No Bid | | |

*Dayton is \$75 more per delivery. Truck size will determine actual delivery price per ton.
*Dayton Delivery 12yd truck adds \$6.25 per ton 16yd truck adds \$4.68 per ton
*Daytons Prices are lower for year 1 and 2 only.
** Dearborn Price is in Cubic Yards instead of Tons see Conversion line for prices multiplye
Dayton and Shaw Brothers are both located in Dayton. Dearborne is located in Buxton

MOTION: Councilor Blow motioned and Councilor Kelley seconded to Discussion with Action: Accept the lowest bids from Shaw Brothers Construction and Dayton Sand & Gravel Co., Inc., and Dearborn Construction, as needed, for Public Works Aggregate products, based on availability with the Town’s Public Works Department schedule, from Account Number 50002-50506 – CIP Road Maintenance, with a current balance of \$495,929.95.

VOTE: Unanimous.

6899 Discussion with Action: Set the Public Hearing date of May 16th, 2017 to Amend the Town of Old Orchard Beach Code of Ordinances, Division 2, Compensation of Elected Officials, Article IV, Town Council.

BACKGROUND:

In 1990 the compensation for a Councilor was \$500 and \$600 for the Chair. At a Public Hearing on October 17, 1995, there was a recommendation to amend it to \$1,500 for the Council and \$1,750 for the Chair. That did not pass but on November 8, 1995 the Council agreed to the current amount of \$1,000 for Council and \$1,200 for the Chair. After discussion it was recommended that the Council compensation be \$2,000 and the Town Council Chair be \$2,500, effective November 2019. The School Board no longer comes under the authority of the Town Council.

MOTION: Councilor Tousignant motioned and Councilor Blow seconded to Set the Public Hearing date of May 16th, 2017 to Amend the Town of Old Orchard Beach Code of Ordinances, Division 2, Compensation of Elected Officials, Article IV, Town Council.



Municipal Salary Survey

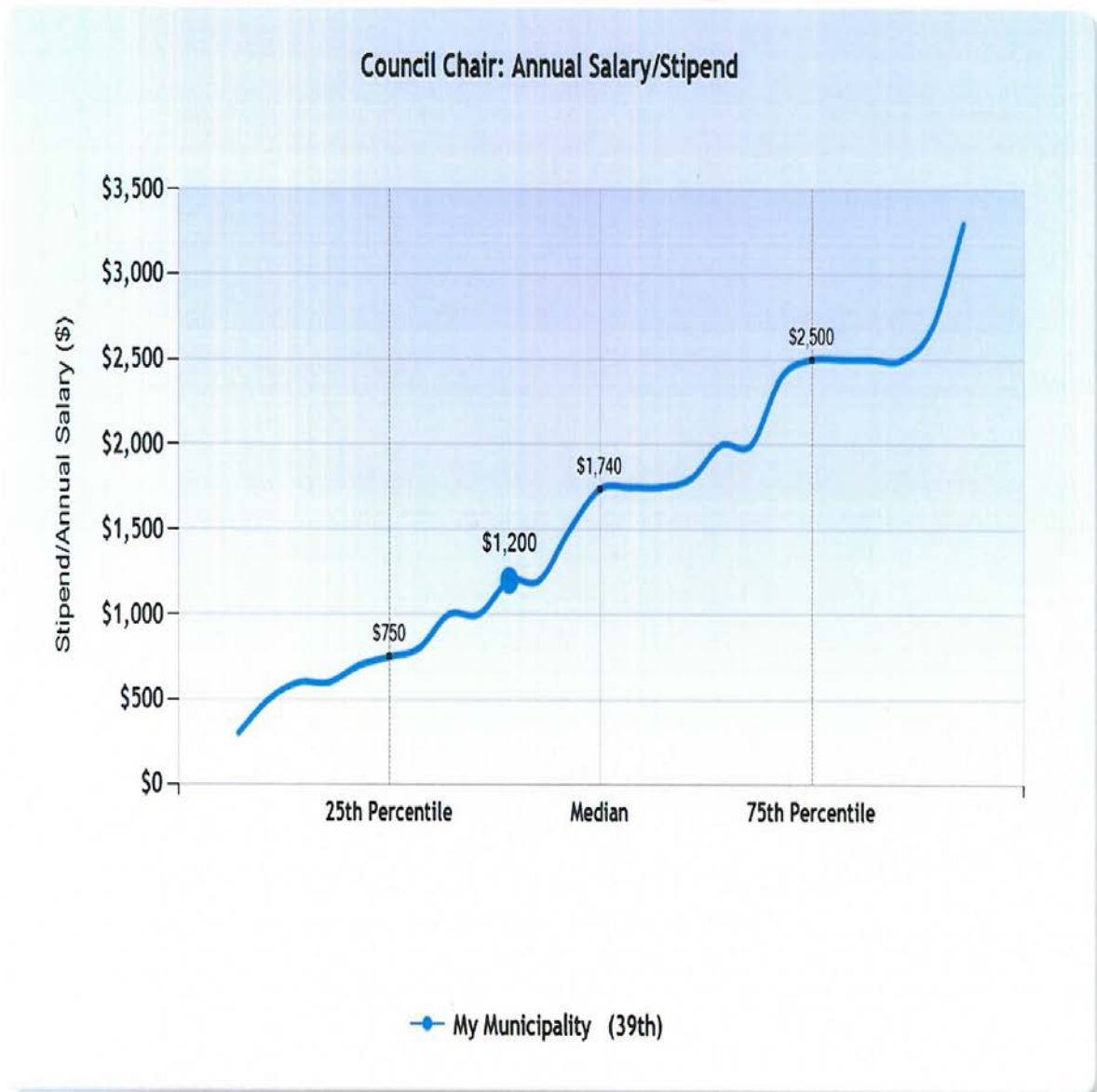
Boards & Committees

Year: 2016

Active Filter(s):



In partnership with



| MUNICIPALITY | CHAIR SALARY | VICE CHAIR | MUNICIPALITY | Mayor | NOTES |
|--------------|--------------|------------|--------------|-------|-------|
|--------------|--------------|------------|--------------|-------|-------|

| Y | | SALARY | OFFICER SALARY | | |
|---------------|------------------------------|----------|---|---------------------------------------|--|
| Alton | \$3,500 | n/a | \$3,000 | | |
| Auburn | n/a | n/a | \$1,800 | \$4,000 | |
| Augusta | n/a | na/ | \$2,444.45 | | Divides \$22,200 annual amongst Mayor and 8 City Councilors |
| Bath | \$3,880 | n/a | \$3,280.00 | | Also reimbursed for any event fees and travel |
| Biddeford | n/a | n/a | \$1,200.00 | \$10,000.00 | |
| Brunswick | \$2,500 | n/a | \$2,000 | | 21,000 population |
| Buxton | n/a | n/a | up to \$4,700 | | \$15 per day or \$105 per week and \$10 per hour for time turned in. |
| Caribou | | | \$50 per regular/workshop; \$30 per special; up to \$1500 per councilor | Additional \$500/Dep Mayor addl \$150 | |
| Fairfield | \$50 per mtg, capped \$1,200 | n/a | \$41.66 per mtg capped at \$1,000 | | |
| Gorham | n/a | n/a | \$2,350 | | Asking for raise of \$500 in FY18 |
| Kennebunk | n/a | n/a | \$1,750 | | |
| Kittery | n/a | n/a | \$20 per meeting plus actual and necessary expenses | | pay only for regular mtgs and Specials only/not workshops |
| Lisbon | n/a | n/a | \$1,425 | | |
| Long Island | \$5,330 | n/a | \$3,300 | | 205 population, 1,200 summer |
| Rockland | n/a | n/a | \$800 | \$1,000 | |
| Saco | n/a | na/ | \$1,200 | \$3,600 | |
| Sanford | n/a | n/a | \$4,000 | \$5,000 | |
| Solon | \$10,834 | \$10,333 | \$9,833 | | 1,000 population |
| South Berwick | n/a | n/a | \$200 | | |
| Standish | n/a | n/a | \$1,500 | | |
| Westbrook | \$3,500 | | \$3,000 | \$6,500 | |
| Windham | n/a | n/a | \$35 per meeting for voting meetings | | |

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 May 16, 2017, at 6:30 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 Division 2, Compensation of Elected Officials, Article IV, Town Council is hereby amended by adding the underscored language and deleting the strikethrough language to the Town of Old Orchard Beach Code of Ordinances, as follows:

DIVISION 2. - COMPENSATION OF ELECTED OFFICIALS^[5]

Charter reference— Compensation, § 414.

Sec. 2-151. - Definitions.

The following words, terms and phrases, when used in this division, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

~~*School board* means the elected policymaking board of the department of education, as further defined in article VI of the Charter.~~

~~*School board chairperson* means the person selected by the school board to preside at meetings of the school committee, as further defined by section 605 of the Charter.~~

Town council means the elected policymaking board of the town, as further defined in article IV of the Charter.

Town council chairperson means the person selected by the town council to preside at meetings of the town council, as further defined in section 405 of the Charter.

(Ord. of 11-20-1990, art. III)

Cross reference— Definitions generally, § 1-2.

Sec. 2-152. - Purpose.

The purpose of this division shall be to establish the compensation of the elected members of the town council ~~and school board~~ in accordance with section 414 of the Charter.

(Ord. of 11-20-1990, art. II)

Sec. 2-153. - Compensation.

The compensation of the town council ~~and school board~~ shall be as follows:

- (1) Councilmember, ~~\$1,000.00~~ 2,000.00 annually.
- (2) Council chairperson, ~~\$1,200.00~~ 2,500.00 annually.
- ~~(3) School board member, \$800.00 annually.~~
- ~~(4) School board chairperson, \$1,000.00 annually.~~

(Ord. of 11-20-1990, art. IV; Ord. of 11-8-1995)

Sec. 2-154. - Payment.

Compensation of the town council ~~and school board~~ will be paid on an annual basis, from election day in November to election day in November. Payment will be made during the first pay period in December. Members will receive the entire year's stipend, except that payment will be made on a per-diem basis if more than one person serves during the term.

(Ord. of 11-20-1990, art. V)

Sec. 2-155. - Amendments.

This division may be amended in the customary fashion, except that any increase in compensation will not take effect until the beginning of the town's next fiscal year, as defined by Charter section 414. The amendment dated June 6, 2017 will take affect on November 18, 2019.

(Ord. of 11-20-1990, art. VII)

Secs. 2-156—2-205. - Reserved.

Per Order of the Municipal Officers this _____ day of May, 2017.

A True Copy
Attest:

6900 Discussion with Action: Set the Public Hearing date of Tuesday, May 16th, 2017 to Amend the Town of Old Orchard Beach Code of Ordinances, Chapter 54, Traffic and Vehicles, Article V, Stopping, Standing and Parking, Division 2, Specific Places, Section 54-187, Restrictions and prohibitions, parking in the Town Hall parking lots and Veteran's Square.

BACKGROUND:

Set the Public Hearing date of Tuesday, May 16th, 2017 to amend

**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 May 16th, 2017, at 6:30 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 Chapter 54, Traffic and Vehicles, Article V, Stopping, Standing and Parking, Division 2, Specific Places, Section 54-187, Restrictions and prohibitions, is hereby amended by adding the underscored language and deleting the strikethrough language to the Town of Old Orchard Beach Code of Ordinances, as follows:

~~Town hall. Upper lot parking shall be limited to town hall business only, Monday through Friday. Lower lot parking and adjacent town-owned parking lot located at Veteran's Sq. (19 Imperial St. MBL: 205-3-3) shall be limited to town hall business or by parking permit only, Monday through Friday.~~

Town hall. Upper lot and lower lot parking areas shall be limited to Town Hall business, Monday, Wednesday, Thursday and Friday from 8 a.m. to 4 p.m. and Tuesdays until 6 p.m. After Town Hall business hours, the lower lot parking area, the adjacent town-owned parking lot located at Veteran's Square (19 Imperial St. MBL: 205-3-3) and the upper lot parking area shall be limited to town hall business only or by town-issued permit. The Police Chief or his designee has the right to reserve spaces for meetings being held at Town Hall. Parking restrictions during Town Hall business hours are in effect year round. Parking restrictions after Town Hall business hours are in effect the Friday before Memorial Day until Labor Day.

~~Veteran's Square. This refers to the area known as Veteran's Square or that area which runs from Old Orchard Street to Imperial Street. There shall be no entrance onto Veteran's Square from Old Orchard Street, and a righthand turn only shall be permitted from Veteran's Square onto Portland Avenue. Parking shall be limited to permit parking only Monday through Friday.~~

Veteran's Square. This refers to the area which runs from Old Orchard Street to Imperial Street. There shall be no entrance onto Veteran's Square from Old Orchard Street, and a right-hand turn only shall be permitted from Veteran's Square onto Old Orchard Street. Parking shall be limited to Town Hall business only, Monday, Wednesday, Thursday and Friday from 8 a.m. to 4 p.m. and Tuesdays until 6 p.m. All other times shall be limited to Town Hall business or by town-issued permit. The Police Chief or his designee has the right to reserve spaces for meetings being held at Town Hall. Parking restrictions during Town Hall business hours are in effect year round. Parking restrictions after Town Hall business hours are in effect the Friday before Memorial Day until Labor Day.

MOTION: Councilor Blow motioned and Councilor Kelley seconded to the Town of Old Orchard Beach Code of Ordinances, Chapter 54, Traffic and Vehicles, Article V, Stopping, Standing and Parking, Division 2, Specific Places, Section 54-187, Restrictions and prohibitions, parking in the Town Hall parking lots and Veteran's Square.

VOTE: Unanimous.

6901 Discussion with Action: Approve the line item transfers for the Fire Department in the amount of \$10,825.00 from Account Number 20138-50501 - Operating Supplies with a balance of \$16,926.11; and \$2,400 from Account Number 20138-50510 - Vehicle Fuel, with a balance of \$7,209.44; to Account Number 20138-50310 - Service Contracts, with a balance of (\$11,951); in the amount of \$3,000 from Account Number 20138-50120 - Call Force Wages, with a balance of \$10,309 to Account Number 20138-50230 - Clothing Allowances in the amount of (\$3,000); in the amount of \$2,800 from Account Number 20138-50120 - Call Force Wages, with a balance of \$10,309 to Account Number 20138-50450 - Building Repair, with a balance of (\$5,420); in the amount of \$3,525 from Account Number 20138-50120 - Call Force Wages, with a balance of \$10,309, to Account Number 20138-50251 - Conferences/Training, with a balance of (\$3,525); in the amount of \$4,521.04 from Account Number 20137-50108 - Lifeguard Seasonal Wages, with a balance of

\$43,481.25; to Account Number 20137-50111 - Lifeguard Overtime Wages, with a balance of (\$3,521.04); in the amount of \$6,600 from Account Number 20137-50108 - Lifeguard Seasonal Wages, with a balance of \$43,481.25 to Account Number 20138-50536 - EMS Supply Expense with a balance of (\$6,600); in the amount of \$2,620 from Account Number 20137-50108 - Lifeguard Seasonal Wages, with a balance of \$43,481.25, to Account Number 20138-50450 - Building Repair Expense with a balance of (\$5,420).

MOTION: Councilor Kelley motioned and Councilor Blow seconded to Approve the line items for the Fire Department as read.

VOTE: Unanimous.

6902 Discussion with Action: Approve the line item transfers for the Police Department in the amount of \$15,000, from Account Number 20131-50251 - Conferences and Training, with a balance of \$17,874.44; to Account Number 20131-50111 – Overtime Wages, with a balance of (\$18,003.73); in the amount of \$6,500 from Account Number 20131-50510 - Vehicle Fuel, with a balance of \$23,958.25, to Account Number 20131-50111 - Overtime Wages, with a balance of (\$18,003.73); in the amount of \$5,470.06 from Account Number 20131-50104 - Seasonal Reserve Wages, with a balance of \$65,697.50, to Account Number 20131-50109 – Seasonal Overtime Wages, with a balance of (\$5,470.06); in the amount of \$48,000, from Account Number 20118-50350 – Contingency, with a balance of \$170,000, to Account Number 20131-50106 – Full Time Wages, with a balance of \$248,247.65.

MOTION: Councilor Kelley motioned and Councilor Blow seconded to Approve the line item transfer for the Police Department as read.

VOTE: Unanimous.

6903 Discussion with Action: Approve the Liquor License Renewals for Duffy's Tavern & Grill OOB Inc. dba/Duffy's Tavern & Grill OOB (208-1-6), 168 Saco Avenue, m-s-v in a Restaurant; Portland Avenue Associates dba/Grand Beach Inn (202-3-5), 198 East Grand Avenue, m-s-v in a Hotel – Food Optional; Last Call Inc. dba/Last Call (206-31-19A), 4 First Street, m-s-v in a Class A Lounge; Pun Saloon LLC dba/Uptown O'Leary's Public House (206-31-9-A), 41 Old Orchard Street, m-s-v in a Restaurant; Chrysanthe Dikos dba/Chrys's Restaurant (306-5-1), 6 East Grand Avenue, m-v in a Restaurant; and Surf's Up Inc. dba/Surf 6 (306-2-9-A), 2 Cortland Street, m-s-v in a Restaurant/Lounge.

MOTION: Councilor Blow motioned and Councilor Kelley seconded to Approve the Liquor License Renewals as read.

VOTE: Unanimous.

6904 Discussion with Action: Approve the Special Event Permit application for the Mainiac Volleyball Club to hold their Volleyball Tournament on the beach, at the courts in front of Palace Playland, on the following Saturdays in 2017; June 3rd, August 12th, August 26th and September 23rd, from 9 a.m. to 9 p.m.

MOTION: Councilor Tousignant motioned and Councilor Kelley seconded to Approve the Special Event Permit as read.

VOTE: Unanimous.

6905 Discussion with Action: Approve the Special Event Permit Applications for the Salvation Army to host Family Fun Night, closing the section of Church Street adjacent to their property (Sixth Street to end of Salvation Army property), on the following Tuesdays; August 1st, 2017; July 31st, 2018; July 30th, 2019; Set-up from 2 p.m. to 5 p.m. Event occurs from 5 p.m. to 9 p.m. Insurance, listing the Town as additionally insured, to be provided at least one month prior to the 2018 and 2019 events.

MOTION: Councilor Kelley motioned and Councilor Blow seconded to Approve the Special Event Permit as read.

VOTE: Unanimous.

6906 Discussion with Action: Approve the Special Event Permit application for the Salvation Army to hold their annual parade from Saco and Biddeford Savings Bank to the Square on Sunday, July 28th, 2019. Set-up from 2:30 p.m. to 3 p.m. Event occurs from 3 p.m. to 4 p.m. 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.

MOTION: Councilor Blow motioned and Councilor Kelley seconded to Approve the Special Event Permit as read.

VOTE: Unanimous.

6907 Discussion with Action: Approve amendment to the OOB365 Special Event Permit application for the Scottish Festival approved on January 5th, 2016 for years 2017 and 2018; Addition of a 10-minute piper/clan parade at 9:15 a.m. leaving from Adelaide Road at 9:45 a.m., down Old Orchard Street and into Memorial Park for 10 a.m. ceremonies; addition of Bonfire on the beach in front of the Brunswick Motel from 6 p.m. to 9 p.m. on June 2nd.

MOTION: Councilor Blow motioned and Councilor Kelley seconded to Approve the Special Event Permit as read.

VOTE: Unanimous.

6908 Discussion with Action: Approve the Special Event Permit application for the Salvation Army to hold their evening program in the Square. Set-up is from 8 a.m. to 10 p.m. on Friday, July 26th, 2019; events are from 11 a.m. to 11 p.m. on Saturday, July 27th, and Sunday July 28th; 5 p.m. to 11 p.m. on July 29th, 30th, 31st, August 1st and August 2nd; take down is from 11 p.m., August 2nd to 1 a.m. August 3rd, 2019. A request to place a banner in the Square from July 27th to August 2nd; 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.

MOTION: Councilor Kelley motioned and Councilor Blow seconded to Approve the Special Event Permit as read.

VOTE: Unanimous.

6910 Discussion with Action: Amend the Special Event Permit issued on April 18th, 2017 to Thornton Academy for their beach picnic/campfire. The dates remain the same. The time is being amended from 3:30 p.m.—7 p.m. to 4:30 p.m.—8 p.m.

MOTION: Councilor Blow motioned and Councilor Tousignant seconded Amend the Special Event Permit as read.

VOTE: Unanimous.

6909 Executive Session: Discuss Labor Contract: (Note: This item discusses labor contract issue related to the Old Orchard Beach Local 2247 International Association of Firefighters AFL-CIO-CLO 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.)

MOTION: Councilor Kelley motioned and Councilor Tousignant seconded to Remove without Prejudice the previously advertised Executive Session to discusses labor contract issue related to the Old Orchard Beach Local 2247 International Association of Firefighters AFL-CIO-CLO 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;) due to the absence of the Fire Chief.

VOTE: Unanimous.

GOOD AND WELFARE: Guy Fontaine spoke about the upcoming cleaning day at the Ballpark which had been previously announced at the beginning of the meeting.

ADJOURNMENT:

MOTION: Councilor Tousignant motioned and Councilor Blow seconded to Adjourn the Town Council Meeting at 7:20 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 seventeen (17) pages is a copy of the original Minutes of the Town Council Meeting of May 2, 2017.

V. Louise Reid