

**TOWN OF OLD ORCHARD BEACH
REGULAR TOWN COUNCIL MEETING
TUESDAY, AUGUST 21, 2012
TOWN HALL CHAMBERS
7:00 P.M.
AGENDA**

Pledge to the Flag

Roll Call

ACKNOWLEDGEMENTS:

ACCEPTANCE OF MINUTES: Special Town Council Minutes of August 1, 2012; Town Council Minutes of August 7, 2012; and Special Town Council Minutes of August 14, 2012.

PUBLIC HEARING BUSINESS LICENSES AND APPROVAL:

Wagon Wheel LLC (108-2-1-B), 3 Old Orchard Road, six seasonal RV rentals (pre-existing sites); MAHC Inc., (205-1-27 X), 28C Portland Avenue, one year round rental; Brandon Decker (205-16-3-6D), 9 Cascade Road, Unit 6D, one year round rental; Heidi M. Card (206-28-18), 38 School Street, one year round rental; Wild Acres LLC (208-3-2), 179 Saco Avenue, 22 seasonal RV rentals (pre-existing sites); Virginia Tent LLC (208-3-6), 4 Williams Street, 23 seasonal RV rentals (pre-existing sites); and Frederick Thompson (318-8-6-50), 146 West Grand Avenue, Unit #50, one year round rental.

PUBLIC HEARING SPECIAL AMUSEMENT PERMIT:

Joseph's by the Sea Inc., dba/Joseph's by the Sea (310-3-3), 55 West Grand Avenue, DJ & Live Music Inside – 12:00 p.m. to 11:00 p.m.

TOWN MANAGER'S REPORT:

NEW BUSINESS:

5707 Discussion with Action: Grant easement to Stillridge LLC across land located in Memorial Park, west of the Tennis Courts.

Chair Bob Quinn

5708 Discussion with Action: Approve the Amended Special Event Permit application for REV3, that received Town Council approval on 8/16/11 and amended previously on 5/1/12, and 8/7/12 to change the set-up time from 8 a.m. on Friday, August 24th, to 2 p.m. on Thursday, August 23rd, 2012.

Chair Bob Quinn

- # 5709 **Discussion with Action: Approve the Liquor License Renewal for Joseph's by the Sea Inc. dba/Joseph's by the Sea (310-3-3), 55 West Grand Avenue, s-m-v in a Restaurant; and VFW Post 7997 (312-14-2), 76 Atlantic Avenue, s-m-v in a Club.** Chair Bob Quinn
- # 5710 **Discussion with Action: Approve the amendment to the Knights of Columbus Special Event Permit previously approved by the Town Council on 8/7/12 for a Tootsie Roll Drive in the Square on 8/10 and 8/11/12. Due to rain, the Knights of Columbus are requesting rain dates of Friday, August 31st and Saturday, September 1st, 2012; everything else remaining the same.** Chair Bob Quinn
- # 5711 **Discussion with Action: Appoint David Huntington as Election Warden; and Urbain Goulet, Jerome Plante, and Michael Lavenbein as Deputy Wardens, terms to expire August 21, 2013.** Chair Bob Quinn
- # 5712 **Discussion with Action: Approve the Special Event Permit application for The Pier Patio Pub Inc. to hold the Old Orchard Beach Bikefest on Saturday, September 8th, 2012 from 11 a.m. to 1 a.m. in the Square. Request to close the Square to motorcycles and bicycles only. Paid the application fee; request the fee be refunded.** Chair Bob Quinn
- # 5713 **Discussion with Action: Approve the Special Event Permit application for the POW/MIA Recognition/OOB365 to hold the POW-MIA Recognition Weekend on Friday, September 21st through Sunday, September 23rd, 2012 at the Ballpark from 8 a.m. to 8 p.m.; to include ceremonies, BBQ grills and the Ballpark Concession Stand, the landing of a Huey 68-16563, a 21-gun Salute on Saturday afternoon, and a Baseball Game on Sunday. Request to place a banner on the posts at the intersection of E. Emerson Cummings Boulevard and Saco Avenue; and a request to waive the fee.** Chair Bob Quinn
- # 5714 **Discussion with Action: Confirm the Appointment and Approve the Employment Agreement for James Butler as full-time Code Enforcement Officer for the Town of Old Orchard Beach, effective August 21, 2012, with a probationary period ending October 23, 2012, at a salary of \$48,100.** Chair Bob Quinn
- # 5715 **Discussion with Action: Amend the current Employment Agreement between the Town of Old Orchard Beach and Jeffrey Hinderliter, Town Planner, to include in his duties the position of Community Development Director, at a combined salary of \$58,500, effective August 21, 2012.** Chair Bob Quinn

- # 5716 Discussion with Action: Confirm the Appointment and Approve the Employment Agreement between the Town of Old Orchard Beach and the Human Resource Director, Tammy Lambert, effective August 21, 2012, at a salary of \$52,500. Chair Bob Quinn

- # 5717 Discussion with Action: Today In America Television Production Proposal featuring Old Orchard Beach. Chair Bob Quinn

- # 5718 Discussion with Action: Appoint Karen Brozek as an Alternate Member of the Conservation Commission, term to expire 12/31/13. Chair Bob Quinn

- # 5719 Discussion with Action: Procedure for payment of unapproved invoices. Chair Bob Quinn

- # 5720 Discussion with Action: Direct the Town Manager to issue a one (1) percent increase, retroactive to July 1, 2012, to all currently employed non-Union personnel who have been so employed for at least one year. Chair Bob Quinn

- # 5721 Discussion with Action: Affirm the completed six month evaluation of the Town Manager, Mark Pearson, with satisfactory performance. Councilor Mike Coleman

- # 5722 Discussion with Action: Confirm the Appointment and Amend the Two-Year Employment Agreement between the Town of Old Orchard Beach and the Town Manager, Mark Pearson, retroactive to August 13, 2012, at a salary of \$ 96,636.80.

GOOD AND WELFARE:

- # 5723 Executive Session pursuant to 1 M.R.S.A., Section 405(6)(E) for the Town Council to consult with the Town Attorney concerning the Town's legal rights and responsibilities related to the disposition of Town-owned property acquired through the foreclosure of real estate liens. Chair Bob Quinn

- # 5724 Executive Session pursuant to 1 M.R.S.A., Section 405(6)(C) for purposes of discussing issues related to use and disposition of certain interest of the Town property formerly owned by Acorn Village LLC, acquired by the Town through the foreclosure of real estate tax liens. Chair Bob Quinn

ADJOURNMENT: