



Town of Old Orchard Beach
Office of the Town Manager

1 Portland Ave, Old Orchard Beach, Maine

Phone: 207.937.5626

Web: www.oobmaine.com or

www.oobmaine.com/town-council

Regular Town Council Meeting Minutes

May 7th, 2024

I, Tim Fleury, Secretary to the Town Council of Old Orchard Beach, Maine, do hereby certify that the foregoing document consisting of 21 pages is a copy of the original minutes from the regular meeting of the Old Orchard Beach Town Council held on 5/7/2024.

Prepared By:	Tim Fleury
Approved By:	Old Orchard Beach Town Council
Approval Date:	5/21/2024

Respectfully
Submitted,

Tim Fleury
Town Council
Secretary



Town Council - Meeting Agenda

May 7th, 2024 @ 6:30pm
Council Chambers - 1 Portland Avenue

www.oobmaine.com/town-council

**Members of the public wishing to view the meeting from home may tune into Local Access TV (Channel 3 or 1301 - check with your provider) or by clicking the Meeting Videos link on oobmaine.com.)*

PLEDGE OF ALLEGIANCE:

ROLL CALL:

Tim Fleury called roll. The following individuals were present:

Vice Chair Kenneth Blow
Councilor V. Louise Reid
Councilor Connor Rague
Councilor Mike Tousignant

Town Manager Diana Asanza
Council Secretary Tim Fleury

Chairman O'Neill had an excused absence.

ACKNOWLEDGEMENTS:

Vice Chair Blow acknowledge Jay Chase and his work on the plantings in the park

GOOD & WELFARE:

PRESENTATION:

Ron Smith, RHR Smith and Company, FY 2023 Audit presentation. Moved to after Town Manager report.

ACCEPTANCE OF MINUTES:

Accept the minutes from the 4/11/2024 Executive Sessions, 4/16/2024 Regular Meeting, 4/17/2024 Workshop, and the 4/30/2024 Workshop.

Chair: Shawn O'Neill

Motion to accept: Councilor Reid

Second: Councilor Rague

Vote :4-0

PUBLIC HEARING - LIQUOR LICENSE & APPROVALS:

~~Sugars LLC, Christina Sugars, (206-31-9), 41 Old Orchard Street, m-s-v in a class A restaurant/lounge.~~

Chair: Shawn O'Neill

Removed from agenda per applicant request.

Motion to remove without prejudice: Councilor Tousignant

Second: Councilor Reid

Vote: 4-0

PUBLIC HEARING – BUSINESS LICENSE & APPROVALS:

Emily and Matt Doherty, (315-15-3-2), 21 Union Avenue #2, one (1) year-round rental.

Alberto Grajales, (305-7-1-16), 78 East Grand Avenue #204, one (1) year-round short-term rental.

Lois & Bruce Dickison Trust, Jeff Dickison, (322-2-3), 17 Connecticut Avenue, one (1) seasonal short-term rental.

Stephen Robert Thompson, (105A-1-822), 6 Woods Lane, one (1) year-round short-term rental.

Noah Dileo, (307-2-1), 1 Old Orchard Street, retail.

Country Meadows LLC, Ashlea Giard, (107-3-6-21), 13 Country Drive, one (1) year-round short-term rental.

Miriya and Jerrod Smith, (204-3-36), 41 Cascade Road, one (1) year-round short-term rental,

Todd Regoulinsky, (206-4-5) 100 Saco Avenue, one (1) year-round short-term rental.

Apollo Capital LLC, Daphne Rioux, (304-4-1), 2 York Street, two (2) year-round short-term rentals.

Kim Morrison LLC, Alfred & Kimberly Tetrault, (303-1-2), 3 Morrison Street, one (1) year-round rental.

Donald Lenzie, (315-6-7-6), 22 Odessa Avenue #6, one (1) year-round short-term rental.

Continued on next page

Ronald & Dawn Houle, (206-28-4), 25 Summit Street, one (1) year-round short-term rental.

Archer Homes LLC, John Garrett, (314-10-1), 77 Ocean Avenue, one (1) year-round short-term rental.

BJB Realty LLC, (210-4-10), 6 Oregon Avenue, sixteen (16) year-round rentals.

~~Sugars LLC, Christina Sugars, (206-31-9) 41 Old Orchard Street, victualers with prep and alcohol.~~

Chair: Shawn O'Neill

Brief intermission while Councilor Reid was not feeling well

Vice Chair Blow opened the hearing at 6:53 pm

Motion to remove Sugars LLC without prejudice: Councilor Tousignant

Second: Councilor Rague

Vote: 3-0

Motion to approve: Councilor Tousignant

Second: Councilor Rague

Vote:3-0

Chairman O'Neill closed the hearing at: 6:54pm

PUBLIC HEARING – SPECIAL AMUSEMENT PERMITS & APPROVALS:

Eagle Holding Company, Birdies Tavern & Grill, (208-1-6), 168 Saco Avenue, live music and trivia, Sunday through Saturday, 12:00 pm until 10:00 pm, inside.

~~Christina Sugars, Sugars LLC, (206-31-9), 41 Old Orchard Street, single person or duet, Sunday through Saturday, 12:00 pm until 9:00 pm, inside and outside.~~

Cameron & Christian Langlois, Big Bites Big Shots, (307-3-1), 8 West Grand Avenue, dancing, DJ, live entertainment, music, Saturday through Friday, 11:00 am until 1:00 am, inside and outside.

Ben Dechristoforo, The Local Eatery and Tap, (309-1-5), 23 Washington Avenue, acoustic solo and duos, DJ, trivia, Wednesday through Sunday, 8:00 pm until 11:00 pm, inside.

Dimitry Inc., Jimmy Albert, Jimmy the Greeks, (211-9-1), 215 Saco Avenue, bands, comedy, DJ, Sunday through Saturday, 12:00 pm until 12:00 am, inside and outside.

Chair: Shawn O’Neill

Motion to remove Sugars LLC without prejudice: Councilor Tousignant

Second: Councilor Rague

Vote: 3-0

Chairman O’Neill opened the hearing at: 6:55pm

Motion to approve: Councilor Tousignant

Second: Councilor Rague

Vote: 3-0

Chairman O’Neill closed the hearing at: 6:56 pm

TOWN MANAGER REPORT

RHR Smith – Ron Smith gave a quick presentation after the Town Manager’s report on the FY 23 financial standing of the town – expenses generally flat and revenue up – unassigned fund balance grew by over \$900,000 from last year – good financial outlook for the town. Already working on FY 24 audit – Finance Director Jordan Miles has been working hard while being short staffed.

NEW BUSINESS:

AGENDA ITEM #8148

Discussion with Action: Set the Public Hearing Date for June 4, 2024, for the Town Council to consider amendments to repeal Ch. 70 (Floods), Article II (Floodplain Management Ordinance), Secs. 70-26 – 70-38 and referenced Flood Insurance Rate Maps and adopt Ch. 70 (Floods), Article II (Floodplain Management Ordinance), Secs. 70-26 – 70-41 and referenced Flood Insurance Rate Maps. This proposal replaces the current floodplain management ordinance and references flood insurance rate maps with an updated floodplain management ordinance and flood insurance rate maps. To continue participation in the National Flood Insurance Program the Town is required to adopt the ordinance and maps no later than 17 July 2024.

Chair: Shawn O'Neill

Motion to set the date: Councilor Rague

Second: Councilor Tousignant

Vote: 3-0

AGENDA ITEM #8149

Discussion with Action: Set the public hearing date of May 21st, 2024 to amend the Code of Ordinances Section 54-187, Restrictions and Prohibitions, East Grand Avenue, by adopting the underscored language: Three Free 30-Minute parking spaces will be allowed on the East Side (Ocean Side) of East Grand Avenue in a northerly direction in front of the following addresses; Two spaces in front of 13 East Grand Avenue MBLU 306-3-2, and one space in front of 19 East Grand Avenue MBLU 306-4-3.

Chair: Shawn O'Neill

Motion to set the date: Councilor Rague

Second: Councilor Tousignant

Vote: 3-0

AGENDA ITEM #8150

Discussion with Action: Approve the Order of Discontinuance of a portion of Odena Avenue without reservation of a public easement in the same dated April 1st, 2024, and filed with the Town Clerk, and to appropriate the sum of \$0.00 to pay damages as stated in the aforementioned order.

Chair: Shawn O'Neill

Motion to approve: Councilor Tousignant

Second: Councilor Rague

Vote: 3-0

AGENDA ITEM #8151

Discussion with Action: Approve the quote from Connecticut Canine Services for the purchase of a police K-9 in the amount of \$9,950.00 from account 20131-50519 Police Department K9 Program with a current balance of \$15,000.00.

Chair: Shawn O'Neill

Chief Elise Chard – The PD has found a canine to begin K9 program again. Dog has been assigned to Chase Panza – dual certified.

Motion to approve: Councilor Rague

Second: Councilor Tousignant

Vote: 3-0

AGENDA ITEM #8152

Discussion with Action: Approve the quote from Port2Port Construction in the amount of \$131,000.00 to remove and replace siding on the Police Department Building, from account number 52002 – 50917 CIP Police Department Building Repairs and Maintenance with a balance of \$203,449.25.

Chair: Shawn O'Neill

Motion to approve: Councilor Tousignant

Second: Councilor Rague

Vote: 3-0

AGENDA ITEM #8153

Discussion with Action: Approve the Quote from Wright Pierce for the West Grand Marsh Resiliency Study in an amount not to exceed \$50,000.00 funded by the State of Maine Coastal Community Resiliency Grant awarded to the Town in the amount of \$50,000.00, account number #40422-50933 Community Resiliency Grant Expense.

Chair: Shawn O'Neill

Motion to approve: Councilor Rague

Second: Councilor Tousignant

Vote: 3-0

Councilor Tousignant – what is being studied? – Town Manager Asanza – tide gate function and saltwater marshes – collaboration with conservation commission – results in the fall – lots of sampling and collecting data – drone flyover completed – Councilor Rague – reaching out to Ocean Park residents? – Town Manager Asanza meeting with engineers to go over scope of work

AGENDA ITEM #8154

Discussion with Action: Per Section 50-111 of the Code of Ordinances, the Town Council, for E-911 services, are naming the private way Pinebrook Terrace.

Chair: Shawn O'Neill

Motion to approve: Councilor Rague
Second: Councilor Tousignant
Vote: 3-0

AGENDA ITEM #8155

Discussion with Action: Approve the quote from Automatrix Inc. for a PLC Programming Station and 2 days of onsite training in the amount of \$7,779.00 from account #20161-50501 Wastewater Operating Supplies with a balance of \$10,208.37.

Chair: Shawn O'Neill

Motion to approve: Councilor Tousignant

Second: Councilor Rague

Vote: 3-0

AGENDA ITEM #8156

Discussion with Action: Approve the quote from Vortex Services for wet well and pump station tank cleaning in the amount of \$18,300.00 from account #20161-50342 Wastewater Waste Pumping Expense with a balance of \$18,782.21.

Chair: Shawn O'Neill

Motion to approve: Councilor Rague

Second: Councilor Tousignant

Vote: 3-0

AGENDA ITEM #8157

Discussion with Action: Approve the Special Event Permit application from Hyde Park Elementary School to hold a bonfire on the beach in front of the Waves Oceanfront Resort on Friday, June 7th, 2024 from 5 p.m. to 10 p.m., including set-up and takedown; rain date Saturday, June 8th, 2024, same times. Applicant must obtain a State open burning permit from the Fire Department on the day of the event. Insurance, listing the Town of Old Orchard Beach as additionally insured, shall be submitted to the Town Clerk's Office at least two weeks prior to the event.

Chair: Shawn O'Neill

Councilor Rague – inquired about FD involvement – Chief Gilboy explained the process.

Motion to approve: Councilor Rague

Second: Councilor Tousignant

Vote: 3-0

AGENDA ITEM #8158

Discussion with Action: Approve the Special Event Permit Application for Palace Playland and the Pier to hold Fireworks displays every Thursday at 9:45 p.m. on the beach in front of Palace Playland, June 27th to August 22nd, 2024, to also include July 3rd and July 5th, 2024. Approval by the State Fire Marshall's Office to be provided to the Town Clerk's Office at least one week prior to the first display. No fee as this event is co-sponsored by the Town. Insurance, listing the Town of Old Orchard Beach as additionally insured, to be provided at least two weeks prior to the events.

Chair: Shawn O'Neill

Motion to approve: Councilor Tousignant

Second: Councilor Rague

Vote: 3-0

AGENDA ITEM #8159

Discussion with Action: Renew the Liquor License for Paloma's Camlin LLC, Nancy Bautista Camlin, Paloma's, (306-4-4-B), 15B Eat Grand Avenue, m-s-v in a restaurant.

Chair: Shawn O'Neill

Motion to approve: Councilor Rague

Second: Councilor Tousignant

Vote: 3-0

AGENDA ITEM #8160

Discussion with Action: Renew the liquor license for Guy Loranger, Big Daddy's, (307-3-4), 13 Old Orchard Street, m-s-v in a restaurant.

Chair: Shawn O'Neill

Motion to approve: Councilor Tousignant

Second: Councilor Rague

Vote: 3-0

AGENDA ITEM #8161

Discussion with Action: Renew the liquor license for Ben Dechristoforo, The Local Eatery and Tap, (309-1-5), 23 Washington Avenue, m-s-v in a class A restaurant/lounge.

Chair: Shawn O'Neill

Motion to approve: Councilor Rague

Second: Councilor Tousignant

Vote: 3-0

AGENDA ITEM #8162

Discussion with Action: Renew the liquor license for Cameron and Christian Langlois, Big Bites Big Shots, (307-3-1), 8 West Grand Avenue, m-s-v in a class A lounge.

Motion to approve: Councilor Rague

Second: Councilor Tousignant

Vote: 3-0

Chair: Shawn O'Neill

AGENDA ITEM #8163

Discussion with Action: Renew the liquor license for Dimitri Inc., D.B.A. Jimmy the Greeks, James Albert, (211-9-1), 215 Saco Avenue, m-s-v in a class A restaurant/lounge.

Chair: Shawn O'Neill

Motion to approve: Councilor Rague

Second: Councilor Tousignant

Vote: 3-0

ADJOURNMENT

Motion to adjourn at 7:24: Councilor Rague

Second: Councilor Tousignant

Vote: 3-0

Chair: Shawn O'Neill