



TOWN COUNCIL MEETING

MONDAY, JULY 10, 2023 AT 5:00 P.M.

COUNCIL CHAMBER, 59 MAIN STREET, ORONO, MAINE

WATCH ONLINE AT <https://us06web.zoom.us/j/85941919038>

CALL IN (312) 626-6799 Webinar ID: 859 4191 9038

AGENDA

Background material will be posted [here](#) prior to the meeting.

- 1. Roll Call**
- 2. Agenda Review**
- 3. Approval of Minutes of June 12 and June 26, 2023**
- 4. Public Comments**

Those who wish to speak are asked to come to the microphone (in-person) or raise their hand (Zoom), state their name and affiliation, and then briefly address the Town Council Chair on items not on the agenda. Comments should not be repetitive and the Council Chair reserves the right to limit speaker time.

5. Public Hearings

- a. To consider a Victualer's License for The Donut Grove, LLC, 153 Park Street, Suite B.
- b. To consider a Class IV – Tavern Liquor License, Special Amusement Permit for Music, Dancing and Entertainment and Victualer's License for Timothy Gallon, d/b/a Black Bear Brewery, 19 Mill Street, Suite 4.
- c. To consider a Class I – Malt Liquor, Wine & Spirits Liquor License, Special Amusement Permit for Music, Dancing and Entertainment and Victualer's License for Marsh Island Brewing, LLC, 2 Main Street.
- d. To consider a Class I – Malt Liquor, Wine & Spirits Liquor License and Victualer's License for ZRKM, LLC, d/b/a Tacorita, 2 Mill Street.
- e. To consider a Class A - Restaurant/Lounge (XI) – Malt Liquor, Wine & Spirits License, Special Amusement Permit for Music, Dancing & Entertainment and Victualer's License for Woodman's LLC, d/b/a Woodman's Bar & Grill, 31 Main Street.

- f. To consider an Amendment to the Town of Orono Land Use Ordinances, Section 18-106, Schedule of Uses, to reduce the minimum lot area requirement in the Commercial-2 District from 40,000 square feet to 20,000 square feet.

6. Acknowledgments by Council Members

7. Unfinished Business

8. Consent Agenda

The consent agenda is moved and voted on as a single action with no discussion by Town Councilors or members of the public. A member of the Town Council or the public can request that an order on the consent agenda be removed and added to new business to allow for explanation and discussion prior to the vote.

- Order 23-123 Order, approving a Victualer’s License for The Donut Grove, LLC, 153 Park Street, Suite B, conditioned upon approval by Code Enforcement.
- Order 23-124 Order, approving a Class IV – Tavern Liquor License, Special Amusement Permit for Music, Dancing and Entertainment and Victualer’s License for Timothy Gallon, d/b/a Black Bear Brewery, 19 Mill Street, Suite 4.
- Order 23-125 Order, approving a Class I – Malt Liquor, Wine & Spirits Liquor License, Special Amusement Permit for Music, Dancing and Entertainment and Victualer’s License for Marsh Island Brewing, LLC, 2 Main Street.
- Order 23-126 Order, approving a Class I – Malt Liquor, Wine & Spirits Liquor License and Victualer’s License for ZRKM, LLC, d/b/a Tacorita, 2 Mill Street.
- Order 23-127 Order, approving a Class A - Restaurant/Lounge (XI) – Malt Liquor, Wine & Spirits License, Special Amusement Permit for Music, Dancing & Entertainment and Victualer’s License for Woodman’s LLC, d/b/a Woodman’s Bar & Grill, 31 Main Street.
- Order 23-128 Order, changing the time of the September 11, 2023 Regular Council Meeting from 7PM to 5PM.
- Order 23-129 Order, confirming the employment contract of Meghan Mazzella as the Parks and Recreation Director for the Town of Orono, effective July 1, 2023 to June 30, 2026.
- Order 23-130 Order, accepting and authorizing the expenditure of up to \$2,965 in Grant Funds from the Harold Alford Center for the Advancement of Maine’s Workforce for Fire Department Training.

New Business

After orders under New Business are read by the Council Chair, other members of the Council will move and second that they be placed “on the floor” for discussion. The Chair will recognize staff to provide background and then “open the floor” for discussion. It is at this time that

members of the public can be recognized to ask questions or provide comments. Those who wish to speak are asked to come to the microphone (in-person) or raise their hand (Zoom), state their name and affiliation, and then briefly address the Town Council Chair. Comments should not be repetitive and the Council Chair reserves the right to limit speaker time.

Order 23-131 Order, authorizing the Town Manager to enter into a one year Pilot Operating Agreement with Bird Rides, Inc. of Santa Monica, CA for a Stand-up Electric Scooter Sharing System.

Order 23-132 Order, authorizing the Carrying Forward of \$174,193 from the balance of the FY23 Municipal Budget into FY24 to complete projects identified in FY23:

- \$12,400 DEI Consulting Services
- \$45,833 MCJA Reimbursement
- \$11,500 FlashVote
- \$ 2,000 Window Dressers
- \$ 2,000 August Election
- \$ 7,900 KACH Fire Panel Repair/Replacement (FY23 Encumbrance)
- \$48,200 PW Pickup (Approved FY22 and FY23 Project)
- \$ 5,000 Upgrades for Brownie's Beach Trail (FY23 Project)
- \$ 5,000 Upgrades for Brownie;s Beach Trail
- \$ 9,000 Council Chamber Project (Approved FY23 Project)
- \$15,360 PS Building Assessment (Approved FY23 Project)
- \$10,000 EV Charger (Approved FY23 Project)

Order 23-133 Order, authorizing the Town Manager to enter into a Sole Source Agreement with It is Time... LLC of New Gloucester, Maine for Diversity, Equity, Inclusion, and Belonging Training with Staff from July 1, 2023 to June 30, 2024 at a cost of up to \$12,400 paid from funds carried forward from the FY23 Police Department Operating Budget.

Order 23-134 Order, authorizing the Town Manager to purchase of one (1) 2023 Ford Utility Police Interceptor Hybrid from Darling' Bangor Ford of Bangor, for the Police Department in the amount of \$50,685; plus up to \$5,770 paid to Island Tech Services Group of Levant, Maine for equipment purchase and set-up; and \$2,545 for miscellaneous equipment for a total cost not to exceed \$59,000 to be drawn from the approved FY24 Capital Equipment Budget.

Order 23-135 Order, authorizing the Town Manager to pay Eastern Fire of Bangor Maine up to \$7,900 for Emergency Repairs to the Keith Anderson Community House Fire Panel with funds drawn from funds carried forward from the FY23 Municipal Operating Budget.

- Order 23-136 Order, authorizing the Town Manager to enter into a 5-Year Curbside Refuse and Recycling Collection Service Contract with Pine Tree Waste Services, Inc. until October 15, 2028, not to exceed \$261,000 in Contract Year One.
- Order 23-137 Order, authorizing the Town Manager to extend the 2022 Agreement and Unit Pricing for Hot Mixed Asphalt Paving Services with B & B Paving of Hermon for approved Capital Infrastructure Projects.
- Order 23-138 Order, authorizing the Town Manager to accept \$7,734 from the Maine Forest Service, Browntail Moth Mitigation Assistance Grant for a Browntail Moth Mitigation Program; and, further to authorize the Town Manager to expend said funds according to the Grant Requirements.
- Order 23-139 Order, accepting \$300 in Grant Funds from the Maine Forest Service Invasive Plant Management Program to create an Invasive Plant Control Practice Plan (IPCPP) for the High School Lot, with the matching funds to be drawn from the approved FY24 Municipal Operating Budget.
- Order 23-140 Order, authorizing the Town Manager to enter into a Contract with Fillion Associates, Inc. of East Providence, RI to provide and install approximately 310 feet of Pool Gutter at the Municipal Pool at a cost not to exceed \$87,750 with funds drawn from American Rescue Plan Act Funds (ARPA).
- Order 23-141 Order, authorizing the following FY24 Infrastructure Reserve Capital Projects totalling \$510,000:

Project	Funding Request
Maxfield Drive	\$55,000.00
Beech Street	\$130,000.00
Westwood Drive	\$85,000.00
Colburn Drive	\$100,000.00
Charles Street	\$95,000.00
MDOT Planning Partnership Project	\$45,000.00

- Order 23-142 Order, amending the Town of Orono Fee Schedule to add a fee of \$3/hour for Electric Vehicle (EV) Charging.
- Order 23-143 Order, authorizing the Town Manager to purchase one (1) 2022 Ford F250 SRW XL pick-up truck from Darling's Ford of Bangor for a total cost of \$48,196 with funds drawn from carried forward FY23 Capital Equipment Budget funds.
- Order 23-144 Order, authorizing the transfer of \$10,000 from the FY23 Public Works Winter Maintenance Salt Expense Account to Winter Maintenance Reserve.
- Order 23-145 Order, deeming \$1,690.00 of delinquent FY2018 Personal Property taxes as uncollectible due to bankruptcy or related court proceedings, and authorizing the

Town Manager to Write Off the Outstanding Taxes and related accrued interest (not shown) for Nexlinx Corporation, Inc., Account PP 410.

Order 23-146 Order, authorizing FY23 Budget Adjustments:

- Adjusting \$1,200 from the Municipal Pool Operating Budget to the FY23 Capital Pool Roof Project
- Increasing Afterschool Revenue and Expense Budgets by \$31,812 to reflect actual costs and revenues associated with this program in FY23
- Decreasing the Loader Loan Revenue and Capital Expense by \$42,250 to reflect actual borrowing and expense in FY23
- Adjusting \$22,275 from Overlay to the Town Council Contingency Account to cover expenses related to the Kelley Road Well Claim Settlement

9. Future Agenda Items/Items of Concern

10. Public Petitions

11. Public Comments

Those who wish to speak are asked to come to the microphone (in-person) or raise their hand (Zoom), state their name and affiliation, and then briefly address the Town Council Chair. Comments should not be repetitive and the Council Chair reserves the right to limit speaker time.

13. Executive Sessions

Executive sessions allow the Town Council to engage in discussions on topics that are confidential by state law. Pursuant to statute, only discussion related to the noticed topic is allowed and the session will not be open for the public to attend. In order to enter an executive session, the vote must pass with three-fifths of the Councilors present and voting. No formal action may be taken in executive session.

a. Pursuant to 1 MRSA § 405 (6)(D) for Discussions Related to Collective Bargaining Negotiations with AFSCME Council 93

15. Adjournment

ADA Notice - Requesting Reasonable Accommodation

Please contact the Town Manager's Office at (207) 889-6905 or swilson@orono.org prior to scheduled meetings or events to discuss auxiliary aids or services needed to fully participate in Orono Town Council activities.

The Town of Orono is an equal opportunity employer and service provider that celebrates diversity and is committed to creating an inclusive environment for our employees and those we serve.