



## TOWN COUNCIL MEETING

MONDAY, JANUARY 9, 2023 AT 5:00 P.M.

COUNCIL CHAMBER, 59 MAIN STREET, ORONO, MAINE

WATCH ONLINE AT <https://us06web.zoom.us/j/85341753703>

CALL IN (312) 626-6799 Webinar ID: 853 4175 3703

### AGENDA

*The annotated agenda and background information will be posted here before the meeting.*

1. **Roll Call**
2. **Agenda Review**
3. **Approval of Minutes of December 12, 2022**
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**

*Public Hearings are formal opportunities for the community to provide feedback on specific items that will be considered by the Town Council. The Council Chair will open each hearing, recognize staff to provide an overview or presentation on the hearing topic, and then ask for questions or comments from the public. 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 in order to allow for an orderly meeting and participation by all.*

- a. To consider Victualer's Licenses for: Global Montello Group Corp., d/b/a Alltown, 103 Park Street; DMCP, LLC, d/b/a Dunkin Donuts, 103 Park Street; Nest Coffee, LLC d/b/a The Nest, 24 Main Street; and Legacy CP Maine, LLC d/b/a Wendy's Old-Fashioned Hamburgers, 4 Stillwater Avenue.
- b. To consider a Class I – Malt Liquor, Wine & Spirits Liquor License and Victualer's License for Farnsworth Enterprises Inc., d/b/a Pat's Pizza, 11 Mill Street.
- c. To consider a Class XI Malt Liquor, Wine & Spirits Liquor License and Victualer's License for Yama's Inc., dba Yama's Bar & Grill, 19 Mill Street.

- d. To consider a Class I – Malt Liquor, Wine & Spirits Liquor License, Special Amusement Permit for Music, Dancing and Entertainment and Victualer’s License to the University of Maine *d/b/a* Collins Center for the Arts, 5746 Collins Center.
- e. To consider Ordinance Amendments to the Town of Orono Ordinances, Chapter 2, Article V Finance, Division 2 Purchasing, to update purchasing information to current practice standards.
- f. To allow for public input regarding proposed amendments to the Town of Orono Fee Schedule. *[Postponed to the February 13, 2023 Council Meeting]*

**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 23-01 Order, approving a Victualer’s License for Global Montello Group Corp., d/b/a Alltown, 103 Park Street.
- Order 23-02 Order, approving a Victualer’s License for DMCP, LLC, d/b/a Dunkin Donuts, 103 Park Street.
- Order 23-03 Order, approving a Victualer’s License for Nest Coffee, LLC d/b/a The Nest, 24 Main Street.
- Order 23-04 Order, approving a Victualer’s License for Legacy CP Maine, LLC d/b/a Wendy’s Old-Fashioned Hamburgers, 4 Stillwater Avenue.
- Order 23-05 Order, approving a Class I – Malt Liquor, Wine & Spirits Liquor License and Victualer’s License for Farnsworth Enterprises Inc., d/b/a Pat’s Pizza, 11 Mill Street.
- Order 23-06 Order, approving a Victualer’s License for Class XI Malt Liquor, Wine & Spirits Liquor License and Victualer’s License for Yama’s Inc., dba Yama’s Bar & Grill, 19 Mill Street.
- Order 23-07 Order, approving a Class I – Malt Liquor, Wine & Spirits Liquor License, Special Amusement Permit for Music, Dancing and Entertainment and Victualer’s License to the University of Maine *d/b/a* Collins Center for the Arts, 5746 Collins Center.
- Order 23-08 Order, changing the time of the February 13, 2023 Regular Council Meeting from 7PM to 5PM.

- Order 23-09 Order, pursuant to 29-A M.R.S.A., Sec. 2395, the Council hereby designates Bennoch Road from Main Street to the Orono-Old Town Line, Forest Avenue from Main Street to I-95, and Taylor Road from Forest Avenue to Putnam Road as being closed to vehicular traffic carrying heavy loads from January 15, 2023 until May 1, 2023 when necessary, unless solidly frozen and that said roads shall be subject to the same restrictions and definitions of heavy loads as promulgated by the Department of Transportation for State and State Aid Highways, which restrictions are incorporated herein by reference. The Town Manager shall be authorized to cause the enforcement thereof.
- Order 23-10 Order, approving the Membership in the Maine Service Centers Coalition for 2023 and designating Sophia L. Wilson as the Voting Delegate Representative and designating Belle Ryder as the Alternate.
- Order 23-11 Order, approving the Warrants for the March 14, 2023 Annual Municipal Election, setting the hours of voting as 7:00am-8:00pm and the polling place as the Council Chambers of the Municipal Building for Ward 1 (Precincts 1, 2, and 3).
- Order 23-12 Order, changing the hours that the Registrar will accept registrations of applicants who appear in person as follows: On the last five business days before the March 14, 2023 Annual Municipal Election. [MRSA 21A, Sec. 122.6A(2) and Sec. 122.8] (Monday-Thursday 7:30am-5:30pm).
- Order 23-13 Order, pursuant to 21-A MRSA § 501, approving the Town Clerk's appointment of Belle Ryder, Angela Kohtala and Judith Sullivan as Wardens and Patricia Davis and Danielle Nightingale as Deputy Wardens for the March 14, 2023 Annual Municipal Election.
- Order 23-14 Order, accepting the Maine Municipal Employees Health Trust Wellness Grant in the amount of \$2,600 for the Town's 2023 Employee Wellness Program.

## 9. 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 23-15 Order, approving a Contract Zone Application by Zachary Pike located at 74 Mill Street, Tax Map 27-12 Lot 35. The application proposes to change the zoning district for the parcel from Medium Density Residential to Village Commercial, subject to certain restrictions.

Order 23-16 Order, authorizing the Town Manager to accept and expend, if awarded, a grant from Brookfield Renewable of up to \$7,000 for equipment purchase and training related to Fire Department Swiftwater Rescue Operations.

Order 23-17 Order, engaging Runyon Kersteen Ouellette of South Portland for FY2022-FY2026 Financial Auditing Services; and further, authorizing the Town Manager or Town Council Chair to execute all necessary documents to formalize said engagement.

**10. Future Agenda Items/Items of Concern**

**11. Town Manager's Report**

**12. Public Petitions**

**13. 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.*

**14. EXECUTIVE SESSIONS**

**a. Pursuant to 36 MRSA, § 841 et seq. to Consider a Request for Poverty Tax Abatement Based on Poverty and/or Disability #2022-004.**

Order 23-18 Order, to consider a Request for Poverty Tax Abatement Based on Poverty and/or Disability #2022-004.

**b. Pursuant to 1 MRSA § 405 (6)(A) for the Town Manager's Annual Performance Review**

**15. Adjournment**

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**ADA Notice - Requesting Reasonable Accommodation**

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

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**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.**