



TOWN COUNCIL MEETING

MONDAY, DECEMBER 12, 2022 AT 5:00 P.M.

COUNCIL CHAMBER, 59 MAIN STREET, ORONO, MAINE

WATCH ONLINE AT <https://us06web.zoom.us/j/86309140858>

CALL IN (312) 626-6799 Webinar ID: 863 0914 0858

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 November 14, 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 a Victualer's License for DMCP Group LLC, d/b/a Dunkin Donuts, 3 Stillwater Avenue.
- b. To consider a Victualer's License for Lin's Kitchen, 156 Park Street.
- c. To consider a Marijuana Establishment (Tier I Cultivation) License for Dustin Cyr d/b/a Irie Farmer, LLC, 9 Godfrey Drive.
- d. To consider 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, with certain restrictions put in place.

- e. To consider an Ordinance Amendment to the Town of Orono Ordinances, Chapter 34 Traffic and Vehicles, Article III Stopping, Standing and Parking, Section 34-94, to authorize the Town Manager discretion with the date that enforcement of the of the Winter Parking Ban will begin and the date enforcement will end based upon Seasonal Conditions.
- f. To allow for public input regarding the use of the Town's remaining American Rescue Plan Act Funds (\$708,550).
- g. To allow for public input regarding proposed amendments to the Town of Orono Fee Schedule. *[Tabled to the January 9, 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 22-218 Order, approving a Victualer's License for DMCP Group LLC, d/b/a Dunkin Donuts, 3 Stillwater Avenue.

Order 22-219 Order, approving a Victualer's License for Lin's Kitchen, 156 Park Street.

Order 22-220 Order, approving a Marijuana Establishment (Tier I Cultivation) License for Dustin Cyr d/b/a Irie Farmer, LLC, 9 Godfrey Drive.

Order 22-221 Order, changing the time of the January 9, 2023 Regular Council Meeting from 7PM to 5PM.

Order 22-222 Order, setting the date of January 9, 2022 at 5:00 PM to consider a Public Hearing on Ordinance Amendments to the Town of Orono Ordinances, Chapter 2, Article V Finance, Division 2 Purchasing, to update purchasing information to current practice standards.

Order 22-223 Order, authorizing employee recognition awards for those employees completing five, ten, fifteen, and twenty years of service.

5-Years: Samuel Irish, Patricia Davis, and Zachary Turner

10-Years: David Pinkham, Andrew Brogden, Dillon Smart, James Thompson, Belle Ryder, and Travis Day

15-Years: Louise Jolliffe and Scott Ouellette

20-Years: Scott Lajoie

Order 22-224 Order, authorizing the Town Manager to file a Waiver of Foreclosure for a 2021 Property Tax Lien filed at the Penobscot Registry of Deeds against Jenny Ekholm, 24 Havasu Road (Map/Lot 018-000-030-012 Account 168) for outstanding taxes, interest and costs.

Order 22-225 Order, authorizing the Town Manager to enter into an Agreement with Penobscot County for Regional Animal Control Services for one year, beginning January 1, 2023 to December 31, 2023.

Order 22-226 Order, accepting the FY22 Town of Orono Financial Audit.

Order 22-227 Order, accepting the bid received from abutters Robert Clark and Sandy Mitchell of 2647 Essex Street, to purchase the Town of Orono's interest in tax acquired property located on Essex Street described as Tax Map Lot 006-004-059 for \$3,100; and, further, authorizing the Town Manager to execute all documents necessary to effect this transfer and release the Town's interest in said property.

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 22-228 Order, approving an Amendment to the Town of Orono Ordinances, Chapter 18, Sec. 135 Off-street Parking and Loading, (b)(2), to reduce Minimum Parking Spaces for Residential Uses.

Order 22-229 Order, approving an Ordinance Amendment to the Town of Orono Ordinances, Chapter 34 Traffic and Vehicles, Article III Stopping, Standing and Parking, Section 34-94, to authorize the Town Manager discretion with the date that enforcement of the of the Winter Parking Ban will begin and the date enforcement will end based upon Seasonal Conditions.

Order 22-230 Order, approving the transfer of any portion of the Defendant(s) In Rem #1 \$3,600.00 and Defendant(s) In Rem #2 One Taurus Pistol, as set forth in Penobscot Criminal Court Docket No. CR-20-2556, State v. Danielle McBreairty, pursuant to 15 M.R.S.A. Sec. 5824(3) & Sec. 5826(6); further, authorizing the Town Manager, if approved by the court, to transfer 15% of the funds received to the Penobscot County District Attorney.

10. Council Committee/Representative Reports

11. Future Agenda Items/Items of Concern

12. Public Petitions

13. Public Comments

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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 #2022-003.

Order 22-231 Order, to consider a Request for Poverty Tax Abatement Based on Poverty and/or Disability #2022-003.

b. Pursuant to 1 MRSA § 405 (6)(C) for Acquisition of Real Property or Economic Development

c. Pursuant to 1 MRSA § 405 (6)(D) to discuss Collective Bargaining Negotiations between the Town of Orono and Maine Association of Police - Orono Unit

d. Pursuant to 1 MRSA § 405 (6)(A) for the Town Manager's Annual Performance Evaluation

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.