TENTATIVE AGENDA REGULAR COUNCIL MEETING COUNCIL CHAMBERS THURSDAY, MARCH 23, 2017 4:30 P.M.

'This is a fragrance free building. Please help us to accommodate our co-workers and clients who are chemically sensitive to fragrances and other scented products. Thank you for not wearing perfume, aftershave, scented hand lotion, fragranced hair products, and or similar products.'

- 1. Roll Call
- 2. Pledge of Allegiance
- 3. Adjustments to the Agenda
- 4. Approval of the Minutes for the March 9, 2017 Regular Town Council Meeting
- 5. Special Presentation: None
- 6. Town Manager's Report
- 7. ORDER #45-2017 Execution of the Warrant for March 16, 2017
- 8. ORDER #46-2017 Execution of the Warrant for March 23, 2017
- 9. ORDER #47-2017 Authorization for Annual Wastewater Abatements
- 10. ORDER #48-2017 Authorization to Transfer Funds
- 11. ORDER #49-2017 Expenditure of Funds from Account E0112-4041 for an Ad to Support the Performing Arts
- 12. ORDER #50-2017 PUBLIC HEARING Approval of an Application for a Liquor License (Three Rivers Whitewater Inc.)
- 13. ORDER #51-2017 Approval of an Application for an Entertainment License (Three Rivers Whitewater Inc.)
- 14. ORDER #50-2017 Executive Session to Discuss a Personnel Matter per 1 M.R.S.A. §405 (6)(A)
- 15. Reports and Communications:
 - a. Warrant Committee for the April 13, 2017 Council Meeting Councilor Pray and Councilor Stratton
 - b. Chair's Committees Reports
 - c. Two Minute Public Comment
- 16. Adjournment:

TOWN OF MILLINOCKET

John Davis, Town Manager
197 Penobscot Avenue, Millinocket, Maine 04462
Telephone 207-723-7000 FAX 207-723-7002

E-Mail: manager@millinocket.org Web Site: www.millinocket.org

Town Manager's Report March 23, 2017

- 1. Next Regular Council Meetings to be held in Council Chambers at 4:30 p.m.:
 - A. Thursday, April 13, 2017
 - B. Thursday, April, 27, 2017
- 2. **Town Clerk** Roxanne Johnson, will be retiring as Town Clerk for the Town of Millinocket effective June 30, 2017. Her last day of work will be May 31, 2017, as she will use vacation days for the month of June. I would like to congratulate Ms. Johnson and extend my most heartfelt thanks for her many years of dedicated service to the Town of Millinocket and wish her luck and Godspeed in her retirement years.
- 3. Snow Removal The Public Works Director and I took a ride around town last week to point out some of our most hazardous areas where homeowners and contractors are piling snow onto the Town's right-of –way. In some sections of Town, the snow extends out as far as the center line of the road, creating dangerous conditions for vehicles and pedestrians as well. This practice also puts a heavy strain on the Public Works' budget since the Director has to dedicate some of his crew to remove the snow and alleviate these hazardous conditions. Ralph and I believe that a workshop to address this issue before next winter would be beneficial. One idea that we have explored is to try to identify the contractors in town and make them apply for a permit, much in the same manner that vendors have to apply for a victualer's license. We look forward to feedback from the Council and the public to solve this issue.
- 4. Lot on 55 East Terrace The Town Council had agreed to sell this piece of property with an order in November of 2016. Recently, it has been brought to my attention that neither the Town of Millinocket nor the Law office of Nolan Tanous has been able to locate a deed that released the land to the Town. This creates a situation where the previous owner would have the right to reclaim the property for up to 15 years. Mr. Edwards is still interested in purchasing the lot but would like to have the price reduced to \$1,500.

TOWN OF MILLINOCKET

John Davis, Town Manager
197 Penobscot Avenue, Millinocket, Maine 04462
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- 5. **State Budget** The taxation committee has started meetings to debate the property tax-related elements of the Governor's FY18 FY19 General Fund budget. As alluded to in previous meetings, the Governor's budget proposal would limit the \$20,000 Homestead Exemption benefit to Maine seniors over 65 and reduce the reimbursement to municipalities from the scheduled 62.5% to 50%. Data shows that if the Governor's proposal is enacted, 205,849 Maine homeowners will lose their exemption resulting in average property tax increase of \$365 for the homeowner. The Governor also wants to permanently reduce to 2% the amount of state sales and income tax revenue distributed to municipalities under the revenue sharing program.
- 6. **Town Budget** We have met with the department heads and should have a finished copy of the proposed budget by early next week. I would also like to start to schedule some budget hearings at that time. We can discuss times and dates at the meeting on March 23rd.
- 7. Permission To Allow Busking Timothy Humphrey, a musical entertainer, is inquiring about whether or not the town has any laws against busking, the practice of going from town to town to provide musical entertainment on a tips only basis. He wants to play in every major town in Maine over the next few years. Tim plays a variety of music including jazz, blues, classic rock and country. If the Town has no regulations against this and the Council approves, I will write up an order for the next Council meeting.
- 8. **Meeting At EMDC with the Housing Project Committee –** Peggy Daigle and I attended the latest Housing Project meeting on Monday, March 20^{th.} The committee's objective is to try to raise funds to help demolish or renovate tax acquired properties. Vicki Rusbult of the EMDC has submitted a grant request to the Sewall Foundation in the amount of \$70,000 to help develop an inventory of foreclosed and abandoned properties and include on-site visits. The three pilot communities being focused on are Millinocket, East Millinocket, and Lincoln.
- 9. KARE Grants The three communities will be meeting on Wednesday, March 22nd in East Millinocket. I will have more to report at the Council meeting on Thursday.

Manager

From:

Timothy Humphrey <bassman11.th@gmail.com>

Sent:

Thursday, March 16, 2017 8:41 PM

To:

manager@millinocket.org

Subject:

busking

I am a musical entertainer and I am contacting many towns throughout Maine to set up my summer tour. My goal is to play every major town in Maine over the next few years. My question to you is this: Do you have any laws in your town that prohibit busking. I'll explain a little bit about what I do. I have a 1975 VW van that I travel in. I usually set up at a high-foot traffic area in your town and I play a variety of music, i.e. jazz, blues, classic rock and country. I have a decibel meter to make sure I conform to noise level regulations. I do not ask that you pay me. I work on a tip basis only. So, no cost to you. I would accept a tip for gas if you were so inclined but basically this is a free service to brighten up a downtown area or mall scenario. For more info, return this email, check out my Facebook page, Tim the Tuneman, or call me at 207-538-5164. Thanks in advance. Tim

ORDER #45-2017

| PROVIDING FOR: Execution of the Warrant for March 16, 2017 | |
|--|-----------|
| IT IS ORDERED that the Warrant for March 16, 2017 in the amount of \$approved. | is hereby |
| Passed by the Town Council | |
| Attest: | |

ORDER #46-2017

| PROVIDING FOR: Execution of the Warrant for March 23, 2017 | |
|--|-----------|
| IT IS ORDERED that the Warrant for March 23, 2017 in the amount of \$approved. | is hereby |
| Passed by the Town Council | |
| Attest: | |

| ATTEST: |
|--|
| PASSED BY THE COUNCIL: |
| NOTE: These abatements are for water that is used to fill swimming pools, watering lawns, washing cars, and broken water pipes. |
| IT IS ORDERED that the Millinocket Town Council authorize the annual abatement of wastewater fees itemized on the list submitted by the Chief Operator, a copy of which is attached to this order. |
| PROVIDING FOR: Authorization for annual wastewater abatements. |

Millinocket Wastewater Treatment

Memo

To:

John Davis, Town Manager

From:

Jim Charette, Chief Operator

Date:

3/15/2017

Re:

Annual Wastewater Abatements for 2016.

Annually, we have residents of the town who request abatements on their wastewater bills. These abatements are for water that is used to fill swimming pools, watering lawns, washing cars and the occasional broken water pipe. This is water that does not enter our sewer system and is not treated at the Wastewater Treatment Facility. As a rule, abatements are only granted with the use of water meters provided by the MWWVTF. In some cases when customers are unaware of the meter policy, abatements may be granted on a first time basis only. Readings from the water meters are read at the beginning and end of every season. After January of each year, the wastewater staff collects all the readings to be abated and the staff then goes through the calculation process for each abatement requested before requesting approval from the Town Council. After approval is granted, the abatements are taken off the next quarterly bills and only on bills over the minimum \$80.00 per quarter.

| | 2016 Wastewater Abatement | | Requested | | Approved |
|----------|---------------------------------------|----------------------------|------------|-----------|----------|
| Account# | Name / Address | | Amount | | Amount |
| 140282 | Carl Ambrose, 371 Katahdin A | ive. | \$55.27 | Metered | |
| 142722 | Bill Appleby, 151 Lincoln St. | | \$143.91 | Metered | |
| 123787 | Baxter Inn, 935 Central St. | | \$48.34 | Metered | |
| 145543 | Steve Bond, 63 State St. | | \$257.49 | Metered | |
| 138229 | Dennis Boutaugh, 109 Morgai | n Lane. | \$186.50 | Metered | |
| 126530 | Arnold Boynton, 118 Minuteman Dr. | | \$88.21 | Metered | |
| 126239 | Dwight Brilliant, 361 Mass Av | e. | \$9.11 | Metered | |
| 137117 | Jean Decourcy, 26 Kelley Lar | ne | \$153.77 | Metered | |
| 136900 | James Dubois, 330 Bates St. | | \$15.99 | Metered | |
| 140371 | Rich Elliot, 419 Katahdin Ave | | \$111.93 | Metered | |
| 126204 | John Freeman, 385 Mass Ave | 9 | \$149.24 | Metered | |
| 135742 | William Frost 44 East Terrace | 9 | \$297.25 | Metered | |
| 145829 | Larry Given 25 Summer St. | | \$84.21 | Metered | |
| 138075 | Bob Glidden, 2 Rush Blvd. | | \$35.34 | Metered | |
| 133596 | Scott Gonya, 211 Central St. | | \$75.28 | Metered | |
| 129718 | Dave Haskins, 50 Crestmont | Ave. | \$104.63 | Metered | |
| 143699 | Randy Jackson, 106 Knox St | Pandy Jackson 106 Knox St. | | Metered | |
| 175779 | Katahdin Inn, 740 Central St. | | \$1,722.76 | Metered | |
| 131607 | John Kelly, 44 Rhode Island Ave. | | \$52.63 | Metered | Ĺ |
| 176473 | JUILI Kelly, 44 Kilodo loldila i (**) | | \$34.70 | Metered | |
| 139934 | Elizabeth McInnis, 31 Katahdin Ave. | | \$11.67 | Metered | |
| 129599 | Tom Monteith, 17 Ash St. | | \$43.81 | Metered | |
| 147244 | Brian Morrison, 32 Wausau St. | | \$19.51 | Metered | |
| 127081 | Jeff Murphy, 29 New Jersey St. | | \$40.24 | Metered | |
| 129017 | Bob Paquin, 87 Sunset Drive | | \$21.32 | Metered | |
| 131589 | Doug Porter, 18 Rhode Island | d Ave. | \$37.31 | Metered | |
| 126271 | Gary Pelletier 325 Mass Ave | | \$19.40 | Metered | |
| 139004 | Jim Preo, 137 Maine Ave. | | \$39.09 | Metered | |
| 134495 | Lee Russell, 335 Penobscot | Ave. | \$106.87 | Metered | |
| 136730 | Holly Shaefer, 255 Bates St. | | \$15.99 | Metered | |
| 127936 | Garry Santerre, 15 New York St. | | \$47.70 | Metered | |
| 138776 | Eben Sypitkowski, 176 Highland Ave. | | \$239.85 | Unmetered | |
| 132778 | Donald Tibbitts, 269 Alder St. | | \$118.33 | Metered | |
| 128959 | Bob Tinkham, 8 Sunset Drive | | \$5.33 | Metered | |
| 136552 | Eugene Wilard, 134 Bates St. | | \$95.94 | Metered | |
| 142862 | Fred Wentworth, 176 Lincoln | | \$10.66 | Metered | |
| 142002 | 1 Iou sacituatel, 110 miles | Totals | \$4,685.81 | | |
| | | | | | |
| | | | | | |

| | PROVIDING | FOR: | Authorization | to | transfer | fund: |
|--|-----------|------|---------------|----|----------|-------|
|--|-----------|------|---------------|----|----------|-------|

IT IS ORDERED that the Millinocket Town Council authorizes the transfer of funds in the amount of \$4,150 from Account G05-100-10 to Account R 0101-0922 to pay for the upfront expenses for the construction of the Snow Removal Equipment (SRE) building at the Millinocket Municipal Airport. There are currently no funds in the above mentioned accounts.

NOTE: An order was passed in 2016 for the Treasurer to apply a receivable of \$83,000 to the balance sheet to pay for the upfront costs for snow removal building at the Millinocket Municipal Airport. This \$4,150 is the Town's share of the first invoice of \$19,690.

| | PASSED BY THE COUNCIL: | |
|---------|------------------------|--|
| | | |
| ΔTTFST· | | |

PROVIDING FOR: Authorization for the Town Treasurer to apply a receivable of \$83,000 to the Balance Sheet to pay for the upfront costs for a snow removal equipment building (SRE) at the Millinocket Airport.

IT IS ORDERED that the Millinocket Town Council authorize the Town Treasurer to apply a receivable of \$83,000 to the Balance Sheet to pay for the upfront costs for survey and geotech, permitting, and design needs necessary for the approval of the construction of an SRE building at the Millinocket Airport. The funds will be expended from the checking account and deposited back into this account when the Town receives its reimbursement.

NOTE: The cost breakdown is noted below.

Survey and Geotech:

\$13,000

Permitting and NEPA:

ATTEST:

\$20,000

Design Phase:

\$50,000

Total:

\$83,000

| PASSED BY THE COUNCIL: | |
|------------------------|--|
| | |

Manager

From:

Ralph T. Soucier <publicworks@millinocket.org>

Sent:

Thursday, March 16, 2017 1:48 PM

To:

'Audet, Timothy J.'; 'Weaver, Fran H., NP'

Cc:

'Ryan, Diane L.'; 'Harold Davis'; 'Jeff Campbell'; 'Treasurer'; 'Furey, Robert M.'

Subject:

RE: SRE Building Project # 390811.00

Thanks Tim.

Ralph T. Soucier
Millinocket Public Works Director
20 Cedar Street
Millinocket, Maine 04462
Tel. (207)723-7030 Cell: (207)-731-9905

From: Audet, Timothy J. [mailto:taudet@hoyletanner.com]

Sent: Thursday, March 16, 2017 11:39 AM **To:** Ralph T. Soucier; Weaver, Fran H., NP

Cc: Ryan, Diane L.; 'Harold Davis'; 'Jeff Campbell'; 'Treasurer'; Furey, Robert M.

Subject: RE: SRE Building Project # 390811.00

It's our pleasure Ralph.

We should have a 90% drawing set for you to look at early next week.

Tentative Bid schedule:

90% review next week

March 28, 2017:

Plans available

April 6, 2017:

Pre-Bid Date (I'll be attending this)

April 21, 2017:

Bid Opening.

May 1, 2017:

Grants due

Thanks.

Tim Audet, P.E.* 603-391-9336 - cell

From: Ralph T. Soucier [mailto:publicworks@millinocket.org]

Sent: Thursday, March 16, 2017 11:08 AM

To: Audet, Timothy J. <taudet@hoyletanner.com>; Weaver, Fran H., NP <fweaver@hoyletanner.com> Cc: Ryan, Diane L. <dryan@hoyletanner.com>; 'Harold Davis' <manager@millinocket.org>; 'Jeff Campbell' <airport@millinocket.org>; 'Treasurer' <treasurer@millinocket.org>

Subject: RE: SRE Building Project # 390811.00

^{*}Licensed in NH

Thanks for clarifying for us Tim. Knowing what the Town will be expecting for costs each month will keep us on track for budgeting.

Hoyle Tanner's Staff has been great to work with.

Thanks to all,

Ralph T. Soucier Millinocket Public Works Director 20 Cedar Street Millinocket, Maine 04462 Tel. (207)723-7030 Cell: (207)-731-9905

From: Audet, Timothy J. [mailto:taudet@hoyletanner.com]

Sent: Thursday, March 16, 2017 10:07 AM To: Ralph T. Soucier; Weaver, Fran H., NP

Cc: Ryan, Diane L.; Harold Davis; Jeff Campbell; Treasurer

Subject: RE: SRE Building Project # 390811.00

Hi Ralph,

We are trying for the cost of the project to be no more than 600K but yes you are correct, we would know until mid-April when the bids come in.

Millinocket will need to upfront @ \$83,000 until the grant is awarded. Once awarded, you'll get reimbursed \$83,000 from the FAA (minus 10%). The other 5% will be reimbursed from the state. When everything is said and done in 2018 the most Millinocket "should" be on the hook for is \$30,000.

Hope this helps.

Thanks.

Tim Audet, P.E.* 603-391-9336 - cell

*Licensed in NH

From: Ralph T. Soucier [mailto:publicworks@millinocket.org]

Sent: Thursday, March 16, 2017 8:20 AM

To: Weaver, Fran H., NP < fweaver@hoyletanner.com>

Cc: Ryan, Diane L. com; Audet, Timothy J. taudet@hoyletanner.com; Harold Davis mailto:mai

Subject: RE: SRE Building Project # 390811.00

Thanks very much. We are doing budgets and are trying to figure out how much money we will be spending before July 1, 2017. Then how much we need to set aside to pay invoices after July 1, 2017 into 2018. We already have the Grant Match (5% match) set aside in our Capital Account to cover up to \$600K for the total Project cost. What we are interested in is to know what money we are going to spend to fund all of the invoices before the re-imbursements come in. We probably don't know the project costs yet because it has not gone out to bid.

Hopefully the project costs will come in below the 600K.

Ralph T. Soucier
Millinocket Public Works Director
20 Cedar Street
Millinocket, Maine 04462
Tel. (207)723-7030 Cell: (207)-731-9905

From: Weaver, Fran H., NP [mailto:fweaver@hoyletanner.com]

Sent: Wednesday, March 15, 2017 11:44 AM

To: Ralph T. Soucier

Cc: Ryan, Diane L.; Audet, Timothy J.

Subject: RE: SRE Building Project # 390811.00

Hi Ralph,

Tim requested that our Accounting Department bill a maximum of \$20,000 this first time and then I believe he had a schedule for maximum billings until a grant came through. I'm not sure what he asked for though, so I'm copying Diane Ryan in our Accounting Department and Tim Audet. One of them will be able to explain the way he requested the billings come through prior to the grant award.

Comment of the second

Less paper is good

From: Ralph T. Soucier [mailto:publicworks@millinocket.org]

Sent: Wednesday, March 15, 2017 11:40 AM

To: Weaver, Fran H., NP < fweaver@hoyletanner.com>

Subject: SRE Building Project # 390811.00

Fran is there any way to get an estimate of how much Millinocket will need to spend on invoices from now until July 1, 2018? I just received an invoice for \$19690.27 for services Jan $29 - \text{Feb } 25^{\text{th}}$

Thanks,

Ralph T. Soucier
Millinocket Public Works Director
20 Cedar Street
Millinocket, Maine 04462
Tel. (207)723-7030 Cell: (207)-731-9905

Manager

From: Sent: Treasurer <treasurer@millinocket.org> Thursday, March 16, 2017 9:11 AM

To:

'Ralph T. Soucier'; 'Harold Davis'

Cc:

'Jeff Campbell'

Subject:

RE: SRE Building Project # 390811.00

The \$83K was approved under order 69-2016. We will use this order to make the payments noted below. The Town Manager's report for next week's meeting will document that we Will be invoiced the \$83K by June 30.

From: Ralph T. Soucier [mailto:publicworks@millinocket.org]

Sent: Thursday, March 16, 2017 8:25 AM

To: Harold Davis <manager@millinocket.org>; Treasurer <treasurer@millinocket.org>

Cc: Jeff Campbell <airport@millinocket.org>
Subject: FW: SRE Building Project # 390811.00

FYI - I will forward you the information as I receive it for future budget planning for us. Looks like 20K per month until July 1 2017. I am still waiting for an answer for post July 1.

Ralph T. Soucier
Millinocket Public Works Director
20 Cedar Street
Millinocket, Maine 04462
Tel. (207)723-7030 Cell: (207)-731-9905

From: Audet, Timothy J. [mailto:taudet@hoyletanner.com]

Sent: Wednesday, March 15, 2017 1:44 PM

To: Ryan, Diane L.; Weaver, Fran H., NP; Ralph T. Soucier

Subject: RE: SRE Building Project # 390811.00

Sure thing Diane,

Hi Ralph.

The \$19,690 was for services from the scoping meeting in July 2016 to current. My plan was to only bill out the \$83,000 that the Town agreed to pay before the grant is awarded. So March, April, May and June I'll invoice \$20,000 to \$21,000 to reach the \$83,000. Then we'll wait for the grant to invoice the remaining as we complete the project.

Does this work for the Town? If not, we'll work with you as best we can.

Plans will be available March 28, 2017 for the SRE building.

Thanks.

Tim Audet, P.E.* 603-391-9336 - cell

*Licensed in NH

From: Ryan, Diane L.

Sent: Wednesday, March 15, 2017 11:58 AM

To: Weaver, Fran H., NP < fweaver@hoyletanner.com >; Ralph T. Soucier < publicworks@millinocket.org >

Cc: Audet, Timothy J. < taudet@hoyletanner.com > Subject: RE: SRE Building Project # 390811.00

Tim,

I am going to let you answer this one.

ALSO MAIL

Our vision is to provide innovative, collaborative and sustainable engineering and planning solutions to the challenges our clients face, while enhancing the communities in which we work and live. We strive to uphold the highest ethical standards while maintaining integrity and respect within our professional relationships. We continue to build a corporate culture that honors and values the individuality and strengths of our team members and our clients,

From: Weaver, Fran H., NP

Sent: Wednesday, March 15, 2017 11:44 AM

To: Ralph T. Soucier < publicworks@millinocket.org>

Cc: Ryan, Diane L. <dryan@hoyletanner.com>; Audet, Timothy J. <taudet@hoyletanner.com>

Subject: RE: SRE Building Project # 390811.00

Hi Ralph,

Tim requested that our Accounting Department bill a maximum of \$20,000 this first time and then believe he had a schedule for maximum billings until a grant came through. I'm not sure what he asked for though, so I'm copying Diane Ryan in our Accounting Department and Tim Audet. One of them will be able to explain the way he requested the billings come through prior to the grant award.

President Contraction

Less paper is good

The second section of

From: Ralph T. Soucier [mailto:publicworks@millinocket.org]

Sent: Wednesday, March 15, 2017 11:40 AM

To: Weaver, Fran H., NP < fweaver@hoyletanner.com>

Subject: SRE Building Project # 390811.00

Fran is there any way to get an estimate of how much Millinocket will need to spend on invoices from now until July 1, 2018? I just received an invoice for \$19690.27 for services Jan 29 – Feb 25th.

| PROVIDING FOR: Expenditure of funds from Account E 0112-4041 for | an a | ad to |
|--|------|-------|
| support the Performing Arts. | | |

IT IS ORDERED that the Millinocket Town Council approve the expenditure of \$150 from Account E 0112-4041 to place a full page black and white ad in the 2017 MMEA Middle School Instrumental Festival and MMEA Vocal Jazz Festival programs. There is currently a balance of \$391.42 in this account.

| | PASSED BY THE COUNCIL: | | |
|---------|------------------------|--|--|
| | | | |
| ATTEST: | | | |

Millinocket Performing Arts Boosters

o/o Steerns Tunior-Senior High School 199 State Street Milliweelst, ME 04462 207-723-6430

March 17, 2017

Invoice - Town of Millinocket

One full page black and white ad in the 2017 MMEA Middle School Instrumental Festival AND MMEA State Vocal Jazz Festival programs for \$150.

Please make check payable to Steams High School, 199 State Street, Millinocket ME 04462, attention Tammy McLaughlin. In the memo line please add "Festival program ad."

Thank you for your support of our students and the performing arts!

Shelley Farrington, president Millinocket Performing Arts Boosters

> E 0112-24041 3/82/17. \$150.00

D,



linas (

Proudly serving students in grades K-12



ORDER #50-2017

PROVIDING FOR: Approval of an Application for a Malt, Spirituous, and Vinous Liquor License for Three Rivers Whitewater Inc.

IT IS ORDERED that the attached application for a malt, spirituous and vinous liquor license is hereby approved for:

Three Rivers Whitewater Inc., PO Box 10, West Forks, ME d/b/a

Three Rivers Whitewater Inc., 10 Old Medway Road

| | Passed by the Town Council | |
|--------|-----------------------------|--|
| | r assea by the rown country | |
| | | |
| ttest: | | |

BUREAU OF ALCOHOL BEVERAGES AND LOTTERY OPERATIONS DIVISION OF LIQUOR LICENSING AND ENFORCEMENT 8 STATE HOUSE STATION, AUGUSTA, ME 04333-0008 10 WATER STREET, HALLOWELL, ME 04347 TEL: (207) 624-7220 FAX: (207) 287-3434

EMAIL INQUIRIES: MAINELIQUOR@MAINE.GOV

| DIVISION U | JSE ONLY |
|-----------------|----------|
| License No: | |
| Class: | Ву: |
| Deposit Date: | |
| Amt. Deposited: | |
| Cash Ck Mo: | |

| | Cash Ck Mo: | |
|---|---|--|
| NEW application: ☐ Yes ☐ No PRE | SENT LICENSE EXPIRES 5/17/17 | |
| INDICATE TYPE OF PRIVILEGE: MALT VINOUS | SPIRITUOUS | |
| / INDICATE TY | PE OF LICENSE: | |
| ☐ RESTAURANT (Class I,II,III,IV) | JNGE (Class XI) ☐ CLASS A LOUNGE (Class X) | |
| ☐ HOTEL (Class I,II,III,IV) ☐ HOTEL NO FOOD | (Class I-A) | |
| ☐ CLUB w/o Catering (Class V) ☐ CLUB with CATERI | NG (Class I) GOLF COURSE (Class I,II,III,IV) | |
| ☐ TAVERN (Class IV) ☐ QUALIFIED CATE | RING OTHER: | |
| REFER TO PAGE 3 | FOR FEE SCHEDULE | |
| ALL QUESTIONS MUST | BE ANSWERED IN FULL | |
| Corporation Name: | Business Name (D/B/A) | |
| Three Rivers Whitewater Inc | Three Rivers Whitewater Inc. | |
| APPLICANT(S) -(Sole Proprietor) DOB: | Physical Location: | |
| 1/21/91 | City/Town State Zip Code | |
| DOB: | Millinocket ME 04462 | |
| PO Box 10 | Mailing Address PO Box 10 | |
| City/Town State Zip Code | City/Town State Zip Code | |
| West Forks ME 04985 | West Forks ME 04985 | |
| Telephone Number Fax Number | Business Telephone Number Fax Number | |
| 207-663-2104 | 207-663-2109 | |
| Federal I.D. # | Seller Certificate #: or Sales Tax #: 3083369970604 | |
| 64-3348354 Email Address: | Website: | |
| Please Print 10e 2 three rivers tun, com | three riverstun, com | |
| Wavefun athreasivers two.com If business is NEW or under new ownership, indicate starting date: | | |
| | ss hours: | |
| If premise is a Hotel or Bed & Breakfast, indicate number of room | as available for transient guests: 6 Yurts, 10 Bunkhouses, 24 Con | |
| 2. State amount of gross income from period of last license: ROOMS | as available for transient guests: 6 Yurts, 10 Bunkhouses, 24 Cor \$\frac{74,480}{5}\$ FOOD \$\frac{78,234}{5}\$ LIQUOR \$\frac{74,432}{5}\$ | |
| 3. Is applicant a corporation, limited liability company or limited par | tnership? YES 🗹 NO 🗆 | |
| If Yes, please complete the Corporate Information required for Busin | ess Entities who are licensees. | |
| 4. Do you permit dancing or entertainment on the licensed premises? | | |
| 5. If manager is to be employed, give name: <u>Joseph Christopher</u> | | |
| 6. Business records are located at: 2265 US Route 201, The Forks, Maine | | |
| | es Ino 🗆 | |
| 8. Is/are applicant(s) residents of the State of Maine? | ES NO 🗆 On Premise Rev. 12/2016 | |

| Name in Full (Print | Clearly) | DOB | Place of Birth |
|--|---|----------------------------|-----------------------------|
| Joseph Christop | her | 1/7/71 | Brunswick, Ma |
| Anthony Rinald | l: | 7/22/70 | Springtield, M. |
| · | | | <u> </u> |
| Residence address on all of the above for previous | | | |
| The Forks | Maine | | |
| 10. Has/have applicant(s) or manager ever been of any State of the United States? YES | convicted of any violation | | |
| Name: | | Date of Conviction: | |
| Offense: | | ocation: | |
| Disposition: | | | |
| 11. Will any law enforcement official benefit fin | nancially either directly of | r indirectly in your licen | |
| 12. Has/have applicant(s) formerly held a Maine | e liquor license? YES | MO □ | |
| 13. Does/do applicant(s) own the premises? Yes | s No D If No giv | ve name and address of | owner: |
| 14. Describe in detail the premises to be licensed facility with lodging, 15. Does/do applicant(s) have all the necessary p | ermits required by the St | evergge ser | vices |
| YES NO Applied for: 16. What is the distance from the premises to the measured from the main entrance of the premor parish house by the ordinary course of trav | e NEAREST school, schools to the main entrance | e of the school, school d | ormitory, church, chapel |
| 17. Have you received any assistance financially self in the establishment of your business? | vor otherwise (including a YES NO 🗆 | any mortgages) from an | y source other than your- |
| self in the establishment of your business? If YES, give details: Business? | ortgage with | 10 Bar | |
| 18. Does/do applicant(s) have all the necessary p | permits required by the De | epartment of Health & F | Iuman Services? |
| YES TO NO Applied for on: | | | |
| 19. What is the distance from the premises to house, measured from the main entrance of the church, chapel or parish house by the ordinary above is nearest: | he premises to the main ry course of travel? | n entrance of the school | ol, school dormitory, |
| 20. Have you received any assistance financi than yourself in the establishment of your bu | siness? YES 🗹 NO | | |
| If Yes, give details: Business M | ortgage wi | HTDB | ank |
| The Division of Liquor Licensing & Enforcementurns pertaining to the business, for which this licenses. | nt is hereby authorized to | o obtain and examine al | I books, records and tax re |

year in which any liquor license is in effect.

| mation on | "I understand that false statements made on this form are punishable by law. Knowingly supply this form is a Class D offense under the Criminal Code, punishable by confinement of up to one of the punishable by confinement of the punishable by the puni | ying false infor- rear or by mone- |
|-----------|--|---------------------------------------|
| Dated at: | Two Forks, Maine on March 1st, 20 17 Town/City, State Please sign in blue ink | |
| Signature | Signature of Applicant or Corporate Print Name Print Name Print Name | Officer(s) |
| 1 | Print Name Print Name | |
| | FEE SCHEDULE | |
| FILING F | TEE: (must be included on all applications) | \$ 10.00 |
| Class I | Spirituous, Vinous and Malt | ng |
| Class I-A | Spirituous, Vinous and Malt, Optional Food (Hotels Only) | \$1,100.00 |
| Class II | Spirituous Only | \$ 550.00 ning |
| Class III | Vinous Only CLASS III: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Clubs; Hotels; Indoor Ice Skating Clubs; Indoor Tennis Clubs; Restaurants; Vessels; Pool Halls; and Bed and Breakfasts. | \$ 220.00 |
| Class IV | Malt Liquor Only | \$ 220.00 |
| Class V | Spirituous, Vinous and Malt (Clubs without Catering, Bed & Breakfasts) | \$ 495.00 |
| Class X | Spirituous, Vinous and Malt – Class A Lounge | \$2,200.00 |
| Class XI | Spirituous, Vinous and Malt – Restaurant Lounge | \$1,500.00 |
| UNORGA | NIZED TERRITORIES \$10.00 filing fee shall be paid directly to County Treasurer. All applications shall submit along with their application evidence of payment to the County Treasure | cants in unor- |

All applications for NEW or RENEWAL liquor licenses must contact their Municipal Officials or the County Commissioners in unincorporated places for approval and signatures for liquor licenses prior to submitting them to the bureau.

Bureau of Alcoholic Beverages and Lottery Operations
Division of Liquor Licensing & Enforcement
8 State House Station, Augusta, ME 04333-0008
10 Water Street, Hallowell, ME 04347

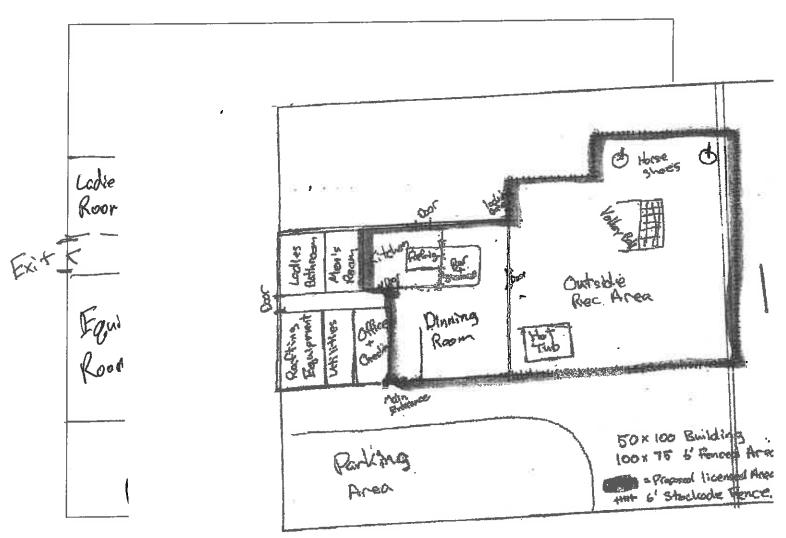
Tel: (207) 624-7220 Fax: (207) 287-3434 Email Inquiries: <u>MaineLiquor@maine.gov</u>

| DIVISION USE ONLY | | |
|-------------------|--------------|--|
| | Approved | |
| | Not Approved | |
| BY: | | |

ON PREMISE DIAGRAM

In an effort to clearly define your license premise and the area that consumption and storage of liquor is allowed. The Division requires all applicants to submit a diagram of the premise to be licensed in addition to a completed license application.

Diagrams should be submitted on this form and should be as accurate as possible. Be sure to label the areas of your diagram including entrances, office area, kitchen, storage areas, dining rooms, lounges, function rooms, restrooms, decks and all areas that you are requesting approval from the Division for liquor consumption.



fee, with the municipal officers or county commissioners, as the case may be. If the applicant fails to file an amended application within 30 days, the original application must be denied by the bureau. The bureau shall notify the applicant in writing of its decision to deny the application including the reasons for the denial and the rights of appeal of the applicant. [1995, c. 140, §5 (NEW).][2003, c. 213, §1 (AMD) .]

2. Findings. In granting or denying an application, the municipal officers or the county commissioners shall indicate the reasons for their decision and provide a copy to the applicant. A license may be denied on one or more

of the following grounds:

A. Conviction of the applicant of any Class A, Class B or Class C crime; [1987, c. 45, Pt. A, §4 (NEW).]

B. Noncompliance of the licensed premises or its use with any local zoning ordinance or other land use ordi-

nance not directly related to liquor control; [1987, c. 45, Pt. A, §4 (NEW).]

- C. Conditions of record such as waste disposal violations, health or safety violations or repeated parking or traffic violations on or in the vicinity of the licensed premises and caused by persons patronizing or employed by the licensed premises or other such conditions caused by persons patronizing or employed by the licensed premises that unreasonably disturb, interfere with or affect the ability of persons or businesses residing or located in the vicinity of the licensed premises to use their property in a reasonable manner; [1993, c. 730, §27 (AMD).]
- D. Repeated incidents of record of breaches of the peace, disorderly conduct, vandalism or other violations of law on or in the vicinity of the licensed premises and caused by persons patronizing or employed by the licensed premises; [1989, c. 592, §3 (AMD).]

E. A violation of any provision of this Title; [2009, c. 81, §1 (AMD).]

- F. A determination by the municipal officers or county commissioners that the purpose of the application is to circumvent the provisions of section 601; and [2009, c. 81, §2 (AMD).]
- G. After September 1, 2010, server training, in a program certified by the bureau and required by local ordinance, has not been completed by individuals who serve alcoholic beverages. [2009, c. 81, §3 (NEW).]

 [2009, c. 81, §\$1-3 (AMD) .]
- 3. Appeal to bureau. Any applicant aggrieved by the decision of the municipal officers or county commissioners under this section may appeal to the bureau within 15 days of the receipt of the written decision of the municipal officers or county commissioners. The bureau shall hold a public hearing in the city, town or unincorporated place where the premises are situated. In acting on such an appeal, the bureau may consider all licensure requirements and findings referred to in subsection 2.

A. [1993, c. 730, §27 (RP).]

- B. If the decision appealed from is an application denial, the bureau may issue the license only if it finds by clear and convincing evidence that the decision was without justifiable cause. [1993, c.730, §27 (AMD).]
 - 4. No license to person who moved to obtain a license. [1987, c. 342, §32 (RP) .]

5. Appeal to District Court. Any person or governmental entity aggrieved by a bureau decision under this section may appeal the decision to the District Court within 30 days of receipt of the written decision of the bureau.

An applicant who files an appeal or who has an appeal pending shall pay the annual license fee the applicant would otherwise pay. Upon resolution of the appeal, if an applicant's license renewal is denied, the bureau shall refund the applicant the prorated amount of the unused license fee.
[1995, c. 140, §7 (AMD); 1999, c. 547, Pt. B, §78 (AMD); 1999, c. 547, Pt. B, §80 (AFF) .]

Please be sure to include the following with your application: Completed the application and sign the form.

Signed check with correct license fee and filing fee.
Your local City or Towns signature(s) are on the forms.
Be sure to include your ROOM, FOOD and LIQUOR gross income for the year (if applicable).

Be sure to include your ROOM, FOOD and LIQUOR gross income for the year (if applicable, Enclose diagram for all businesses, auxiliary locations, extended decks and storage areas. Complete the Corporate Information sheet for all ownerships except sole proprietorships. If you have any questions regarding your application, please contact us at (207) 624-7220.



Division of Alcoholic Beverages and Lottery Operations

Division of Liquor Licensing and Enforcement

Corporate Information Required for Business Entities Who Are Licensees

| For Office Use Only: | | |
|----------------------|---------|------|
| License #: | | |
| SOS C | hecked: | |
| 100% | Yes 🗆 | No 🗆 |

Questions 1 to 4 must match information on file with the Maine Secretary of State's office. If you have questions regarding this information, please call the Secretary of State's office at (207) 624-7752.

| Please clearly complete this | form in its entirety. | | | |
|-------------------------------|--|---------------------|------------------|-----------------------|
| Exact legal name: | Three Rivers W | Miteurst 1 | er In | <u></u> |
| 2. Doing Business As, if an | y: Three Rivers | White | reter | |
| 3. Date of filing with Secret | ary of State: 1/21/1997 | State in which y | ou are formed: | Maine |
| 4. If not a Maine business e | ntity, date on which you were auth | orized to transac | t business in t | ne State of Maine: |
| | ses for previous 5 years, birth dates Iditional sheets as needed) | , titles of officer | rs, directors an | d list the percentage |
| | | Date of | | Ownership |
| NAME | ADDRESS (5 YEARS) | Birth | TITLE | % |
| 1 | 1-1 616 | | | |

| | | Date of | 1 | Ownersmb |
|--------------------|--------------------|---------|-------|----------|
| NAME | ADDRESS (5 YEARS) | Birth | TITLE | % |
| Joseph | The Forks, | 1/7/71 | Pres, | 79% |
| Christopher | Maire | | | |
| Anthony | The Forks | Thomas | Pres. | 21% |
| Anthony Rinaldi | The Forks Maine | 110410 | Pres. | 2176 |
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| , | | | | |

(Stock ownership in non-publicly traded companies must add up to 100%.)

| 6 | If Co-Op # of members: | (list primary officers in the above boxes | S |
|----|--------------------------|---|----|
| υ. | II CO-Ob # of nicinocis. | (fist pilitary different in the decent decision | ~/ |

| 7. Is any principal person involved with the entity a law enforce | ement official? |
|---|---|
| Yes No If Yes, Name: | Agency: |
| 8. Has any principal person involved in the entity ever been contraffic violations, in the United States? | victed of any violation of the law, other than mino |
| Yes No | |
| 9. If Yes to Question 8, please complete the following: (attache | d additional sheets as needed) |
| Name: | |
| Date of Conviction: | |
| Offense: | |
| Location of Conviction: | |
| Disposition: | |
| Signature: | |
| Signature of Duly Authorized Person Date Joseph Christopher | |

Submit Completed Forms to:

Bureau of Alcoholic Beverages
Division of Liquor Licensing and Enforcement
8 State House Station, Augusta, Me 04333-0008 (Regular address)
10 Water Street, Hallowell, ME 04347 (Overnight address)
Telephone Inquiries: (207) 624-7220 Fax: (207) 287-3434
Email Inquiries: MaineLiquor@Maine.gov



STATE OF MAINE DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES BUREAU OF ALCOHOLIC BEVERAGES AND LOTTERY OPERATIONS

DIVISION OF LIQUOR LICENSING AND ENFORCEMENT

8 STATE HOUSE STATION AUGUSTA, MAINE 04333-0008 TELEPHONE: (207) 624-7220 FAX: (207) 287-3434

EMAIL INQUIRIES: MAINELIQUOR@MAINE.GOV

NOTICE

To avoid any delay in the processing of your application and issuance of your liquor license, please make sure that:

- 1. You completed the application in full. (Please allow us 30 days to process)
- 2. Application is signed by the owner(s), corporate officer(s).
- 3. The application is signed by the Town or City Municipal Officers or County Commissioners.
- 4. The license fee is correct, you have included the \$10.00 filing fee and the check is made out to Treasurer, State of Maine.
- 5. Your room, food and liquor gross income for the year is filled in (if applicable).
- 6. A diagram of the premises to be licensed accompanies the application.
- 7. If business is located in an unorganized township, the application must be approved by the County Commissioners and the \$10.00 filing fee must be paid to them. Please be sure to include a copy of the receipt of payment with your application.
- 8. Corporations, limited liability companies, partnerships must complete and submit the Corporate Information Required for Business Entities who are Licensees.
- 9. If not a publicly traded entity, ownership must add up to 100%.

All fees must accompany application, make check payable to the Treasurer, State of Maine.

This application must be completed and signed by the Town or City and mailed to:

Bureau of Alcoholic Beverages and Lottery Operations

Division of Liquor Licensing and Enforcement

8 State House Station, Augusta, ME 04333-0008.

Payments by check subject to penalty provided by Title 28A, MRS, Section 3-B.

| STATE OF MAINE |
|---|
| Dated at: M:11: Nochet , Maine Penobscot On: 3-23-2017 Date |
| The undersigned being: |
| THIS APPROVAL EXPIRERS IN 60 DAYS |

NOTICE - SPECIAL ATTENTION

§653. Hearings; bureau review; appeal

- 1. Hearings. The municipal officers or, in the case of unincorporated places, the county commissioners of the county in which the unincorporated place is located, may hold a public hearing for the consideration of applications for new on-premises licenses and applications for transfer of location of existing on-premises licenses. The municipal officers or county commissioners may hold a public hearing for the consideration of requests for renewal of licenses, except that when an applicant has held a license for the prior 5 years and a complaint has not been filed against the applicant within that time, the applicant may request a waiver of the hearing.
 - A. The bureau shall prepare and supply application forms. [1993, c. 730, \$27 (AMD).]
- B. The municipal officers or the county commissioners, as the case may be, shall provide public notice of any hearing held under this section by causing a notice, at the applicant's prepaid expense, stating the name and place of hearing, to appear on at least 3 consecutive days before the date of hearing in a daily newspaper having general circulation in the municipality where the premises are located or one week before the date of the hearing in a weekly newspaper having general circulation in the municipality where the premises are located. [1995, c. 140, §4 (AMD).]
- C. If the municipal officers or the county commissioners, as the case may be, fail to take final action on an application for a new on-premises license or transfer of the location of an existing on-premises license within 60 days of the filing of an application, the application is deemed approved and ready for action by the bureau. For purposes of this paragraph, the date of filing of the application is the date the application is received by the municipal officers or county commissioners. This paragraph applies to all applications pending before municipal officers or county commissioners as of the effective date of this paragraph as well as all applications filed on or after the effective date of this paragraph. This paragraph applies to an existing on-premises license that has been extended pending renewal. The municipal officers or the county commissioners shall take final action on an on-premises license that has been extended pending renewal within 120 days of the filing of the application. [2003, c. 213, §1 (AMD).]
- D. If an application is approved by the municipal officers or the county commissioners but the bureau finds, after inspection of the premises and the records of the applicant, that the applicant does not qualify for the class of license applied for, the bureau shall notify the applicant of that fact in writing. The bureau shall give the applicant 30 days to file an amended application for the appropriate class of license, accompanied by any additional license

| PROVIDING FOR: Approval of an Application for an Entertainment License for Three Rivers Whitewater Inc. |
|--|
| IT IS ORDERED that the attached application for an Entertainment License is hereby approved for: |
| Joseph Christopher, PO Box 10, The Forks, ME d/b/a Three Rivers Whitewater Inc., 10 Medway Road, Millinocket |
| Passed by the Town Council |
| |

Attest:_____

TOWN OF MILLINOCKET

APPLICATION FOR A SPECIAL AMUSEMENT LICENSE

| NAME OF APPLICANT TO Seph Christoplanes Dence The Forks |
|--|
| NAME OF BUSINESS Three Rivers Whitehar ADDRESS PO Box 10 The Forlis, Maine 04985 |
| NATURE OF BUSINESS Wh. tenater Rolling LOCATION TO BE USED 10 Mediay |
| RESIDENCES OF APPLICANT IN LAST FIVE YEARS. The Forks, Maine 04985 |
| |
| HAS APPLICANT HAD A LICENSE DENIED OR REVOKED? IF YES, CIRCUMSTANCES ARE SPECIFICALLY AS FOLLOWS: NO VIEW NO |
| |
| HAVE YOU (INCLUDING PARTNERS OR CORPORATE OFFICERS) EVER BEEN CONVICTED OF A FELONY? YES NO IF YES, WHO – CIRCUMSTANCES ARE AS FOLLOWS: |
| |
| COPY OF CURRENT LIQUOR LICENSE (IF APPLICABLE) |
| OTHER INFORMATION MAY BE REQUESTED BY THE MUNICIPAL OFFICERS |
| I attached the 2016 Licence Since it is |
| turrent, just incase - I know you are norking |
| who and trouble |



STATE OF MAINE DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES BUREAU OF ALCOHOLIC BEVERAGES AND LOTTERY **OPERATIONS**

DIVISION OF LIOUOR LICENSING AND ENFORCEMENT 8 STATE HOUSE STATION AUGUSTA MAINE 04330-0008



License for the Sale of Liquor

| License Number | Issue Date | Expiration Date |
|----------------|------------|-----------------|
| 9258 | 05/18/2016 | 05/17/2017 |

This License is valid only between the Issue Date and the Expiration Date appearing on this document. This License may be used only for the Named Holder at the Lucation for which the License was issued. The person or business named in this License is authorized to sell or serve liquor with houor content as permitted by Maine law for the license type designated in this License

Every Licensee must display this License in the licensed premises in a conspicuous location where it can be easily seen in that part of the premises where liquor is sold or served. This License or each type of License issued as part of this License is subject to fine, suspension or revocation pursuant to Title 28-A of Maine law. License fee is non-refundable and the License is non-transferable unless approved by the Bureau.

Legal Name of Licensee:

THREE RIVERS WHITEWATER, INC.

Business Name of Licensee Address of Licensea:

THREE RIVERS WHITEWATER

OLD MEDWAY ROAD

MILLINOCKET, ME

| CODE | License Type and Description | FEE |
|--------------|---|-------------------|
| 1105 2630 | CLASS XI - SPIRITUOUS, VINOUS AND MALT LIQUOR - RESTAURANT/LOUNGE FILING FEE | 1,500.00 10.00 |
| Na - 2 | | , and consider |
| | | |

Total Fees:

\$ 1,510,00

Timothy R. Poulin, Deputy Director Bureau of Alcoholic Beverages and Lottery Operations

Twothy R Pouli

THREE RIVERS WHITEWATER PO BOX 10 WEST FORKS, ME 04985

| PROVIDING FOR: An executive session to discuss a personnel matter. |
|---|
| IT IS ORDERED that the Millinocket Town Council enter into executive session to discuss a personnel matter pursuant to 1 M.R.S.A., subsection 405 (6)(A). |
| |
| PASSED BY THE COUNCIL: |
| |
| ATTEST: |