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:
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.
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 20th. 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.
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 Tune man, 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 $______________ is hereby approved.

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 $_______________ is hereby approved.

Passed by the Town Council______________

Attest:______________________________
PROVIDING FOR: Authorization for annual Wastewater abatements.

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.

NOTE: These abatements are for water that is used to fill swimming pools, watering lawns, washing cars, and broken water pipes.

PASSED BY THE COUNCIL: __________________________

ATTEST: __________________________
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 MWWTF. 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.
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<th>Name / Address</th>
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Revised 3/17/17 J.C.
PROVIDING FOR: Authorization to transfer funds.

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: ______________________

ATTEST: ______________________
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: $20,000
Design Phase: $50,000
Total: $83,000

PASSED BY THE COUNCIL: ________________________

ATTEST: ________________________
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

*Licensed in NH

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
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. <dryan@hoyletanner.com>; Audet, Timothy J. <taudet@hoyletanner.com>; Harold Davis <manager@millinocket.org>; Jeff Campbell <airport@millinocket.org>; Treasurer <treasurer@millinocket.org>  
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.

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 – Feb 25th.

Thanks,

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

From: Treasurer <treasurer@millinocket.org>
Sent: 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.

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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 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.

Fran Weaver

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 – Feb 25th.
ORDER #49-2017

PROVIDING FOR: Expenditure of funds from Account E 0112-4041 for an 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: ____________________
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 Stearns 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

$150.00

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____________________

Attest:__________________________
NEW application: ☐ Yes ☑ No

PRESENT LICENSE EXPIRES 5/17/17

INDICATE TYPE OF PRIVILEGE: ☑ MALT ☑ VINOUS ☑ SPIRITUOUS

INDICATE TYPE OF LICENSE:
☐ RESTAURANT (Class I,II,III,IV) ☑ RESTAURANT/LOUNGE (Class XI)
☐ HOTEL (Class I,II,III,IV) ☐ HOOTEL NO FOOD (Class I-A)
☐ CLUB w/o Catering (Class V) ☐ CLUB with CATERING (Class I)
☐ TAVERN (Class IV) ☐ QUALIFIED CATERING ☐ OTHER: _______________________

REFER TO PAGE 3 FOR FEE SCHEDULE

ALL QUESTIONS MUST BE ANSWERED IN FULL

Corporation Name: Three Rivers Whitewater Inc
Business Name (D/B/A): Three Rivers Whitewater Inc

APPLICANT(S) -(Sole Proprietor) DOB: 1/21/97

Physical Location:
10 Old Medway Road
Millinocket ME 04462

City/Town State Zip Code

Mailing Address
PO Box 10

City/Town State Zip Code
West Forks ME 04985

Telephone Number Fax Number
207-663-2104

Business Telephone Number Fax Number
207-663-2104

Federal I.D. # Seller Certificate #:
04-3348354 308336970604

Email Address: Joe@Threeriversfun.com Website: three rivers fun.com
Please Print
joenalinewhite@three riversfun.com

If business is NEW or under new ownership, indicate starting date: __________________________

Requested inspection date: __________________________ Business hours: __________________________

1. If premises is a Hotel or Bed & Breakfast, indicate number of rooms available for transient guests: 6 Yards, 10 Bunkhouses, 24 Camp

2. State amount of gross income from period of last license: ROOMS $ 74,480 FOOD $ 78,234 LIQUOR $ 79,932

3. Is applicant a corporation, limited liability company or limited partnership? YES ☑ NO ☐

If Yes, please complete the Corporate Information required for Business Entities who are licensees.

4. Do you permit dancing or entertainment on the licensed premises? YES ☑ NO ☐

5. If manager is to be employed, give name: Joseph Christopher

6. Business records are located at: 2265 US Route 201, The Forks, Maine

7. Is/are applicants(s) citizens of the United States? YES ☑ NO ☐

8. Is/are applicant(s) residents of the State of Maine? YES ☑ NO ☐

On Premise Rev. 12/2016
9. List name, date of birth, and place of birth for all applicants, managers, and bar managers. Give maiden name, if married:
   Use a separate sheet of paper if necessary.

   **Name in Full (Print Clearly)**
<table>
<thead>
<tr>
<th>Joseph Christopher</th>
<th>DOB</th>
<th>Place of Birth</th>
</tr>
</thead>
<tbody>
<tr>
<td>Anthony Rinaldi</td>
<td>1/7/71</td>
<td>Brunswick, Maine</td>
</tr>
<tr>
<td></td>
<td>7/22/70</td>
<td>Springfield, Mass</td>
</tr>
</tbody>
</table>

   **Residence address on all of the above for previous 5 years (Limit answer to city & state)**
   | The Forks, Maine         |
   | The Forks, Maine         |

10. Has/have applicant(s) or manager ever been convicted of any violation of the law, other than minor traffic violations, of any State of the United States?  YES □ NO □

   **Name:**
   **Date of Conviction:**
   **Offense:**
   **Location:**
   **Disposition:** (use additional sheet(s) if necessary)

11. Will any law enforcement official benefit financially either directly or indirectly in your license, if issued?  
   **Yes □ No □**  If Yes, give name:

12. Has/have applicant(s) formerly held a Maine liquor license?  YES □ NO □

13. Does/do applicant(s) own the premises?  YES □ No □  If No give name and address of owner:

14. Describe in detail the premises to be licensed: (On Premise Diagram Required)  **Whitewater Rafting facility with lodging, food and beverage services**

15. Does/do applicant(s) have all the necessary permits required by the State Department of Human Services?  
   **YES □ NO □**  Applied for:

16. What is the distance from the premises to the NEAREST school, school dormitory, church, chapel or parish house, measured from the main entrance of the premises to the main entrance of the school, school dormitory, church, chapel or parish house by the ordinary course of travel?  4.5 Miles  Which of the above is nearest?  School

17. Have you received any assistance financially or otherwise (including any mortgages) from any source other than yourself in the establishment of your business?  
   **YES □ NO □**

   If YES, give details:  **Business mortgage with TD Bank**

18. Does/do applicant(s) have all the necessary permits required by the Department of Health & Human Services?  
   **YES □ NO □**  Applied for:

19. What is the distance from the premises to the NEAREST school, school dormitory, church, chapel or parish house, measured from the main entrance of the premises to the main entrance of the school, school dormitory, church, chapel or parish house by the ordinary course of travel?  9.5 miles  Which of the above is nearest:  School

20. Have you received any assistance financially or otherwise (including any mortgages) from any source other than yourself in the establishment of your business?  **YES □ NO □**

   If Yes, give details:  **Business Mortgage with TD Bank**

The Division of Liquor Licensing & Enforcement is hereby authorized to obtain and examine all books, records and tax returns pertaining to the business, for which this liquor license is requested, and also such books, records and returns during the year in which any liquor license is in effect.
NOTE: "I understand that false statements made on this form are punishable by law. Knowingly supplying false information on this form is a Class D offense under the Criminal Code, punishable by confinement of up to one year or by monetary fine of up to $2,000 or both."

Dated at: The Forks, Maine on March 1st, 2017

Please sign in blue ink

Signature of Applicant or Corporate Officer(s)

Joseph Christopher
Print Name

Signature of Applicant or Corporate Officer(s)

Print Name

FEE SCHEDULE

FILING FEE: (must be included on all applications) ........................................... $ 10.00

Class I Spiritual, Vinous and Malt ................................................................. $ 900.00
CLASS I: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining
Cars; Golf Clubs; Hotels; Indoor Ice Skating Clubs; Indoor Tennis Clubs; Vessels; Qualified Caterers;
OTB.

Class I-A Spiritual, Vinous and Malt, Optional Food (Hotels Only) ............................ $1,100.00
CLASS I-A: Hotels only that do not serve three meals a day.

Class II Spiritual Only ................................................................. $ 550.00
CLASS II: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining
Cars; Golf Clubs; Hotels; Indoor Ice Skating Clubs; Indoor Tennis Clubs; and Vessels.

Class III Vinous Only ................................................................. $ 220.00
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.

Class IV Malt Liquor Only ................................................................. $ 220.00
CLASS IV: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges;
Dining Cars; Golf Clubs; Hotels; Indoor Ice Skating Clubs; Indoor Tennis Clubs; Restaurants;
Taverns; Pool Halls; and Bed and Breakfasts.

Class V Spiritual, Vinous and Malt (Clubs without Catering, Bed & Breakfasts) .......... $ 495.00
CLASS V: Clubs without catering privileges.

Class X Spiritual, Vinous and Malt – Class A Lounge ........................................... $2,200.00
CLASS X: Class A Lounge

Class XI Spiritual, Vinous and Malt – Restaurant Lounge .................................... $1,500.00
CLASS XI: Restaurant/Lounge; and OTB.

UNORGANIZED TERRITORIES $10.00 filing fee shall be paid directly to County Treasurer. All applicants in unorganized territories shall submit along with their application evidence of payment to the County Treasurer.

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.
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 ordinance 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).]

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).
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

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.

1. Exact legal name: Three Rivers Whitewater Inc

2. Doing Business As, if any: Three Rivers Whitewater

3. Date of filing with Secretary of State: 1/21/1997  
   State in which you are formed: Maine

4. If not a Maine business entity, date on which you were authorized to transact business in the State of Maine:

5. List the name and addresses for previous 5 years, birth dates, titles of officers, directors and list the percentage ownership: (attach additional sheets as needed)

<table>
<thead>
<tr>
<th>NAME</th>
<th>ADDRESS (5 YEARS)</th>
<th>Date of Birth</th>
<th>TITLE</th>
<th>Ownership</th>
</tr>
</thead>
<tbody>
<tr>
<td>Joseph</td>
<td>The Forks, Maine</td>
<td>1/7/71</td>
<td>Pres.</td>
<td>79%</td>
</tr>
<tr>
<td>Christopher</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Anthony</td>
<td>The Forks, Maine</td>
<td>7/22/70</td>
<td>Vice</td>
<td>21%</td>
</tr>
<tr>
<td>Rinaldi</td>
<td></td>
<td></td>
<td>Pres.</td>
<td></td>
</tr>
</tbody>
</table>

(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)
7. Is any principal person involved with the entity a law enforcement official?
   Yes □ No ☑ If Yes, Name: ___________________________ Agency: ___________________________

8. Has any principal person involved in the entity ever been convicted of any violation of the law, other than minor traffic violations, in the United States?
   Yes □ No ☑

9. If Yes to Question 8, please complete the following: (attached additional sheets as needed)
   Name: __________________________________________
   Date of Conviction: ______________________________
   Offense: ________________________________________
   Location of Conviction: ____________________________
   Disposition: _____________________________________

   __________________________
   Signature:
   __________________________  3/1/2017
   Signature of Duly Authorized Person / Date

   __________________________
   Print Name of Duly Authorized Person

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
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: Millinocket, Maine
March 23, 2017
On: 3-23-2017
Date
City/Town
Penobscot
(County)

The undersigned being: Municipality Officers County Commissioners of the
City Town Plantation Unincorporated Place of: Millinocket, Maine

Hereby certify that we have given public notice on this application and held public hearing thereon as required by Section 653 Title 28A, Maine Revised Statutes and hereby approve said application.

THIS APPROVAL EXPIRES 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 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.
ORDER #51-2017

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: Joseph Christopher
RESIDENCE: The Forks, Maine 04985

NAME OF BUSINESS: Three Rivers Whitewater
ADDRESS: PO Box 10, The Forks, Maine 04985

NATURE OF BUSINESS: Whitewater Rafting
LOCATION TO BE USED: 10 Matney Rd.

RESIDENCES OF APPLICANT IN LAST FIVE YEARS:
- The Forks, Maine 04985
- [Additional lines filled with information]

HAS APPLICANT HAD A LICENSE DENIED OR REVOKED?
YES ______ NO [X]

IF YES, CIRCUMSTANCES ARE SPECIFICALLY AS FOLLOWS:
- [Additional lines filled with information]

HAVE YOU (INCLUDING PARTNERS OR CORPORATE OFFICERS) EVER BEEN CONVICTED OF A FELONY?
YES ______ NO [X]

IF YES, WHO - CIRCUMSTANCES ARE AS FOLLOWS:
- [Additional lines filled with information]

COPY OF CURRENT LIQUOR LICENSE (IF APPLICABLE):

OTHER INFORMATION MAY BE REQUESTED BY THE MUNICIPAL OFFICERS.

I attached the 2016 license since it is current, just in case - I know you are waiting on the 2017 license.
License for the Sale of Liquor

License Number: 9258
Issue Date: 05/18/2016
Expiration Date: 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 Location for which the License was issued. The person or business named in this License is authorized to sell or serve liquor with liquor 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 fines, suspensions or revocations 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 WHITETRUE, INC.
Business Name of Licensee: THREE RIVERS WHITETRUE
Address of Licensee: OLD MEDWAY ROAD
                      MILLINOCKET, ME

<table>
<thead>
<tr>
<th>CODE</th>
<th>License Type and Description</th>
<th>FEE</th>
</tr>
</thead>
<tbody>
<tr>
<td>1105</td>
<td>CLASS XI - SPIRITUOUS, VINOUS AND MALT LIQUOR - RESTAURANT/LOUNGE</td>
<td>1,500.00</td>
</tr>
<tr>
<td>2630</td>
<td>FILING FEE</td>
<td>10.00</td>
</tr>
</tbody>
</table>

Total Fees: $1,510.00

Timothy R. Poulin, Deputy Director
Bureau of Alcoholic Beverages and Lottery Operations
ORDER #52-2017

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: 
