

Winthrop Town Council Regular Meeting Agenda
Monday, December 2, 2019
Town Office
17 Highland Avenue
7:00 PM Business Meeting

Call To Order – Pledge of Allegiance – Roll Call

___ Chairperson Sarah Fuller, ___ Vice-Chairperson Priscilla Jenkins,
___ Councilor Linda Caprara, ___ Councilor Rita Moran, ___ Councilor Andy Wess,
___ Councilor Scott Eldridge

Presentation of Service Award – Barbara Buck

Item 114 To consider approving council meeting minutes for November 4, 2019 and sign disbursement warrants.

Suggested Motion: Move to approve the council meeting minutes for November 4, 2019.

Motion: _____ **Second:** _____ **Vote:** _____

Item 115 To consider Special Amusement Permit renewal for Peppers Garden & Grill

Suggested Motion: Move to approve Special Amusement Permit renewal for Peppers Garden & Grill

Motion: _____ **Second:** _____ **Vote:** _____

Item 116 Public Hearing: renewal of liquor license for Peppers Garden & Grill

Open:

Close:

Item 117 To consider renewal of liquor license for Peppers Garden & Grill

Suggested Motion: Move to approve renewal of liquor license for Peppers Garden & Grill

Motion: _____ **Second:** _____ **Vote:** _____

Item 118 To consider recommendations from the Appointments Committee

Suggested Motion: Move to approve recommendations from the Appointments Committee
Motion: _____ **Second:** _____ **Vote:** _____

Item 119 To consider membership in the Houston-Galveston Area Council Cooperative Purchasing Program

Suggested Motion: Move to authorize membership in the Houston-Galveston Area Council Cooperative Purchasing Program

Motion: _____ **Second:** _____ **Vote:** _____

Item 120 To consider bids on Lots 35A-009-12 & 35A-008-18

Suggested Motion: Move to accept bid of \$ _____ from _____ for Lots 35A-009-12 & 35A-008-18

Motion: _____ **Second:** _____ **Vote:** _____

Item 121 To consider setting March 3, 2020 as a special election for vacant Town Council seat

Suggested Motion: Move to set March 3, 2020 as a special election for vacant Town Council seat

Motion: _____ **Second:** _____ **Vote:** _____

Item 122 To consider Order 19-13 Excise Tax Exemption for Active Duty Military

Suggested Motion: Move to accept Order 19-13 Excise Tax Exemption for Active Duty Military

Motion: _____ **Second:** _____ **Vote:** _____

Item 123 To consider entering executive session pursuant to 1 MRSA Section 405.6.A to discuss a personnel matter

Suggested Motion: Move to enter executive session pursuant to 1 MRSA 405.6. A to discuss a personnel matter

Motion: _____ **Second:** _____ **Vote:** _____

Exit

Motion: Move to exit from Executive Session

Motion by: _____ **Second:** _____ **Vote:** _____

Other Business:

Manager's Report:

Update – Maranacook Outlet Dam Project

MDOT Sidewalk Project

Update – Recreation Survey

Library Grant Award

Adjourn.

Suggested Motion: Move to adjourn meeting at _____ pm

Motion by: _____ **Second:** _____ **Vote:** _____

Winthrop Town Council Regular Meeting Minutes
Monday, November 4, 2019
Town Office
17 Highland Avenue
6:00 PM Executive Session
7:00 PM Business Meeting

Call To Order – Pledge of Allegiance – Roll Call

 Chairperson Sarah Fuller, Vice-Chairperson Priscilla Jenkins, (at 6:10)
 Councilor Linda Caprara, Councilor Barbara Buck, Councilor Rita Moran,
 Councilor Andy Wess, Councilor Scott Eldridge (at 7pm)

Item 104 To consider entering executive session pursuant to 1 MRSA Section 405.6.A to discuss a personnel matter

Suggested Motion: Move to enter executive session pursuant to 1 MRSA 405.6. A to discuss a personnel matter

Motion: Caprara **Second:** Moran **Vote:** 5-0

Attorney Matt Tarasevich is in attendance.

Exit

Motion: Move to exit from Executive Session 6:45pm

Motion by: Jenkins **Second:** Wess **Vote:** 6-0

Item 105 To consider entering executive session pursuant to 1 MRSA Section 405.6.D to discuss labor negotiations

Suggested Motion: Move to enter executive session pursuant to 1 MRSA 405.6.D to discuss labor negotiations

Motion: Jenkins **Second:** Wess **Vote:** 6-0

Attorney Matt Tarasevich is in attendance.

Exit

Motion: Move to exit from Executive Session at 6:50pm

Motion by: Caprara **Second:** Moran **Vote:** 6-0

Item 106 To consider approving council meeting minutes for October 7, 2019 and sign disbursement warrants.

Suggested Motion: Move to approve the council meeting minutes for October 7, 2019.

Motion: Jenkins **Second:** Moran **Vote:** 7-0

Item 107 To consider Order 2019-012 non union compensation

Suggested Motion: Move to approve Order 2019-012 non union compensation

Motion: Eldridge **Second:** Moran **Vote:** 7-0

Item 108 To consider renewal of liquor license for American Legion Post 40

Suggested Motion: Move to approve renewal of liquor license for American Legion Post 40

Motion: Eldridge **Second:** Jenkins **Vote:** 7-0

Item 109 To consider updating agent fees for motor vehicle registrations as enacted by legislation

Suggested Motion: Move to approve updating agent fees for motor vehicle registrations as enacted by legislation

Motion: Wess **Second:** Caprara **Vote:** 7-0

Item 110 To consider purchase of Fire Department apparatus and acquisition of Attack Pumper

Suggested Motion: Move to authorize the manager to execute documents associated with placing an order for 2020 Pierce PUC 1500 gpm, 1000 gal water, 25 gal foam CAFS and associated extrication equipment.

Motion: Jenkins **Second:** Buck **Vote:** 5-2 Caprara, Buck

Item 111 To discuss Welch's Point survey

It was agreed that a committee of interested residents and appropriate staff would be formed by Councilor Wess to review the survey and the issues surrounding the property. This committee will provide a recommendation to the full Council for consideration.

Item 112 To consider a Quit Claim Deed granted to Elaine H. Botka Quiron Life Estate and Katherine Botka Quiron

Suggested Motion: Move to authorize execution of a Quit Claim Deed granted to Elaine H. Botka Quiron Life Estate and Katherine Botka Quiron

Motion: Eldridge **Second:** Buck **Vote:** 7-0

Other Business:

The Downtown Development Committee will meet on November 18.
Both the 2021 Winthrop celebration and the 2020 State Bicentennial were mentioned.

Manager's Report:

Update - Maranacook Lake Outlet Dam Project

The project has sought permit extensions from three agencies as the lake level has come up dramatically recently, and there is still some finish-up work to do in the water. Protocols for operation of the dam will be drafted shortly; that may include necessary modifications to the existing interlocal agreement.

Various Updates

A list of town properties was included in the packet in response to a Councilor's request. A property previously mentioned as needing attention on Turkey Lane has been cleaned up and three other properties needing attention on the Old Lewiston Rd will be focused on in the future for such clean up as necessary. Another similar property is on Dexter Pond Rd.

Adjourn.

Suggested Motion: Move to adjourn meeting at 7:52 pm

Motion by: Caprara **Second:** Jenkins **Vote:** 7-0



Town of Winthrop

Incorporated 1771

APPLICATION FOR SPECIAL ENTERTAINMENT PERMIT

Permit applied for is: NEW RENEWAL Fee: \$25.00

Name of Business: Peppers Garden & Grill

Location of Business: 357 A Main St.

Name of Owner(s): Jonathan E. Russell

Mailing address of Owner: 875 Memorial Dr Winthrop 04364

Business telephone: (207) 377-8877 Owners telephone: (207) 242-0414

Type of Business: Restaurant

Detail the type of entertainment permit requested: 1-2 people Acoustic
Bar only No Dancing. Outdoor Patio Events

Jonathan E. Russell
Signature of Owner

For Office Use Only

Public Hearing Date: _____ Council: Approved Disapproved

Fee Paid: _____ Permit Issued On: _____ By: _____



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:

- ☐ You completed the application in full. It is suggested to have submitted 30 days prior to the expiration date of your liquor license.
- ☐ Application and Corporate Questionnaire forms are signed by the owner(s) or corporate officer(s).
- ☐ The application is signed by the Town or City Municipal Officers or County Commissioners.
- ☐ The license fee submitted is for the correct Class you are applying for and includes the \$10.00 filing fee. The check can be made payable to "Treasurer, State of Maine" and both fees can be submitted on one check. If the 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.
- ☐ Your room (if applicable), food and liquor gross income for the year is filled in
- ☐ A diagram of the facility to be licensed needs to accompany ALL New and Renewal applications.
- ☐ Corporations, limited liability companies, partnerships must complete and submit the Corporate Information Required for Business Entities who are Licensees. If not a publicly traded entity, ownership must add up to 100%.

Should be All set!
Therx

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)

BUREAU OF ALCOHOL BEVERAGES AND LOTTERY OPERATIONS
DIVISION OF LIQUOR LICENSING AND ENFORCEMENT
8 STATE HOUSE STATION, AUGUSTA, ME 04333-0008 (Regular Mail)
10 WATER STREET, HALLOWELL, ME 04347 (Overnight Mail)
TEL: (207) 624-7220 FAX: (207) 287-3434
EMAIL INQUIRIES: MAINELIQUOR@MAINE.GOV

DIVISION USE ONLY	
License No:	
Class:	By:
Deposit Date:	
Amt. Deposited:	
Cash Ck Mo:	
Good SOS & DBA: YES <input type="checkbox"/> NO <input type="checkbox"/>	

PRESENT LICENSE EXPIRES: 12-31-19

NEW application: ☐ Yes ☒ No

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

Requested inspection (New Licensees/ Ownership Changes Only) Date: _____ Business hours: _____

INDICATE TYPE OF PRIVILEGE: ☒ MALT ☒ VINOUS ☒ SPIRITUOUS

INDICATE TYPE OF LICENSE:

- | | | |
|--|---|--|
| <input checked="" type="checkbox"/> RESTAURANT (Class I,II,III,IV) | <input type="checkbox"/> RESTAURANT/LOUNGE (Class XI) | <input type="checkbox"/> CLASS A LOUNGE (Class X) |
| <input type="checkbox"/> HOTEL (Class I,II,III,IV) | <input type="checkbox"/> HOTEL, FOOD OPTIONAL (Class I-A) | <input type="checkbox"/> BED & BREAKFAST (Class V) |
| <input type="checkbox"/> GOLF COURSE (Class I,II,III,IV) | <input type="checkbox"/> TAVERN (Class IV) | <input type="checkbox"/> QUALIFIED CATERING |
| <input type="checkbox"/> OTHER: _____ | | <input type="checkbox"/> SELF-SPONSORED EVENTS |

(QUALIFIED CATERERS ONLY)

REFER TO PAGE 3 FOR FEE SCHEDULE

ALL QUESTIONS MUST BE ANSWERED IN FULL

Corporation Name: <u>Peppers branden & grill LLC</u>			Business Name (D/B/A) <u>Peppers branden & grill LLC</u>		
APPLICANT(S) - (Sole Proprietor) <u>Jonathan Russell</u>			Physical Location: <u>357 A Main St</u>		
DOB: <u>12-20-74</u>			City/Town <u>Winthrop</u>	State <u>Me</u>	Zip Code <u>04364</u>
Address <u>875 Memorial Dr.</u>			Mailing Address Same As Above? <input checked="" type="checkbox"/>		
City/Town <u>Winthrop</u>	State <u>Me</u>	Zip Code <u>04364</u>	City/Town	State	Zip Code
Telephone Number <u>(207) 242-0414</u>	Fax Number		Business Telephone Number <u>(207) 377-8877</u>	Fax Number	
Federal I.D. # <u>51-0633993</u>			Seller Certificate #: or Sales Tax #: <u>1096780</u>		
Email Address: <u>JRUS1220@yahoo.com</u>			Website: <u>Peppersbranden grill.com</u>		

1. If premise is a Hotel or Bed & Breakfast, indicate number of rooms available for transient guests: _____

2. State amount of gross income from period of last license:

ROOMS \$ _____ FOOD \$ 570,000 LIQUOR \$ 260,000

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 ☐

No Dancing
Special Event

5. Do you own or have any interest in any another Maine Liquor License? ☐ Yes ☒ No (Use an additional sheet(s) if necessary.) If yes, please list License Number, Name, and physical location of any other Maine Liquor Licenses.

License # _____ Name of Business _____

Physical Location _____

City / Town _____

6. If manager is to be employed, give name: _____

7. Business records are located at: 357 A Main ST

8. Is/are applicant(s) citizens of the United States? YES ☒ NO ☐

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

10. List name, date of birth, and place of birth for all applicants, managers, and bar managers.

Full Name (Please Print)	DOB	Place of Birth
Jonathan Russell	12-20-74	Augusta Me

11. Residence address on all of the above for previous 5 years (Limit answer to city & state)

Name: 825 Memorial Dr	City: Winthrop	State: Me
Name: _____	City: _____	State: _____
Name: _____	City: _____	State: _____

12. 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: Jon Russell Date of Conviction: 11-14-92 / 10-31-12

Offense: OVI / 1st OAS Location: Winthrop Me

Disposition: _____ (use additional sheet(s) if necessary)

13. Will any law enforcement official benefit directly in your license, if issued?
Yes ☐ No ☒ If Yes, give name: _____

14. Has/have applicant(s) formerly held a Maine liquor license? YES ☒ NO ☐

15. Does/do applicant(s) own the premises? Yes ☐ No ☒ If No give name and address of owner: _____

Winthrop Mall LLC 198 Western Ave Augusta Me 04330

16. Describe in detail the premises to be licensed: (On Premise Diagram Required)

Lounge & Dining Area 114 seats per state of Me.

17. Does/do applicant(s) have all the necessary permits required by the State Department of Human Services?

YES ☒ NO ☐ Applied for: _____

18. 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? 1/2 mile

Which of the above is nearest? School

19. 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: _____

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: _____ on _____, 20____
Town/City, State Date

PLEASE SIGN IN BLUE INK

Jonathan E. Russell
Signature of Applicant or Corporate Officer(s)
Jonathan E. Russell
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 Spirituous, 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 Spirituous, 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 Spirituous 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 III & IV Malt & Vinous Only	\$ 440.00
CLASS III & IV: 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 V Spirituous, Vinous and Malt (Clubs without Catering, Bed & Breakfasts)	\$ 495.00
CLASS V: Clubs without catering privileges.	
Class X Spirituous, Vinous and Malt – Class A Lounge	\$2,200.00
CLASS X: Class A Lounge	
Class XI Spirituous, Vinous and Malt – Restaurant Lounge	\$1,500.00
CLASS XI: Restaurant/Lounge; and OTB.	
SELF-SPONSORED EVENTS: Qualified Caterers Only	\$ 700.00

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.

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 (Regular address)
10 Water Street, Hallowell, ME 04347 (Overnight address)
Payments by check subject to penalty provided by Title 28A, MRS, Section 3-B.

TO STATE OF MAINE MUNICIPAL OFFICERS & COUNTY COMMISSIONERS:

Hereby certify that we have complied with Section 653 of Title 28-A Maine Revised Statutes and hereby approve said application.

Dated at: _____, Maine _____
City/Town (County)

On: _____
Date

The undersigned being: ☐ Municipal Officers ☐ County Commissioners of the
☐ City ☐ Town ☐ Plantation ☐ Unincorporated Place of: _____, Maine

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 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 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).]

[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).]

[1995, c. 140, §6 (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).]



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: Peppers barzen & Grill LLC
2. Doing Business As, if any: _____
3. Date of filing with Secretary of State: 5-15-07 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)

NAME	ADDRESS (5 YEARS)	Date of Birth	TITLE	Ownership %
Jonathan Russell	875 Memorial Dr Winthrop Me	12/20/74	owner	100

(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. 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

8. If Yes to Question 7, please complete the following: (attached additional sheets as needed)

Name: Jon Russell

Date of Conviction: 11/14/92 - 10/31/12

Offense: DUI / HO OAS

Location of Conviction: Winthrop Me.

Disposition: _____

Signature:

PLEASE SIGN IN BLUE INK

Jonathan E. Russell
Signature of Owner or Corporate Officer

11/19/19
Date

Jonathan E Russell
Print Name of Owner or Corporate Officer

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

*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 (overnight)
Tel: (207) 624-7220 Fax: (207) 287-3434
Email Inquiries: MaineLiquor@maine.gov*

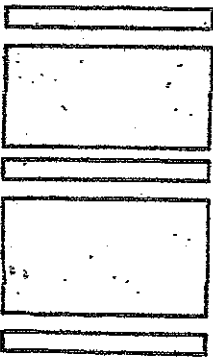
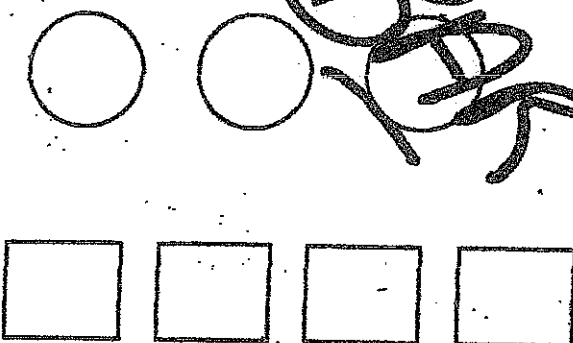
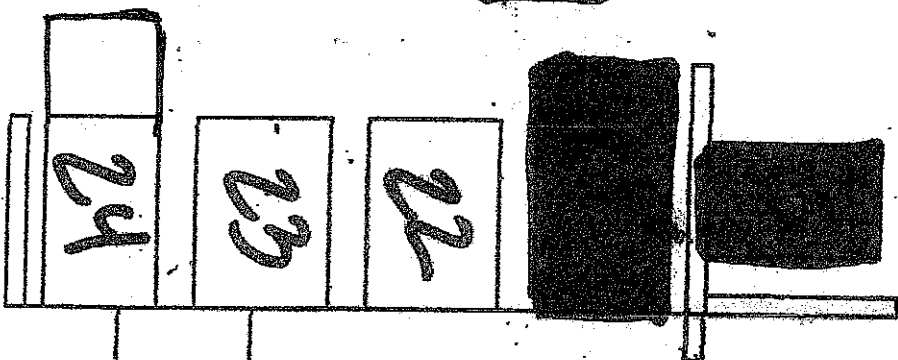
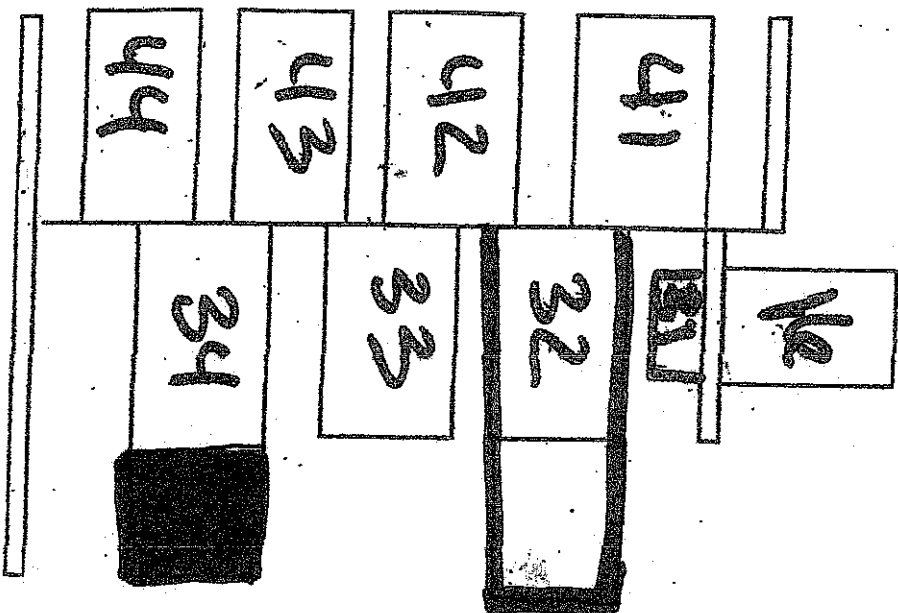
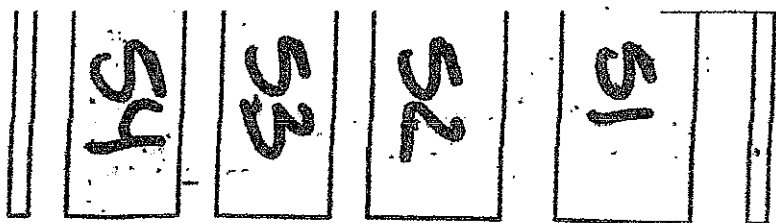
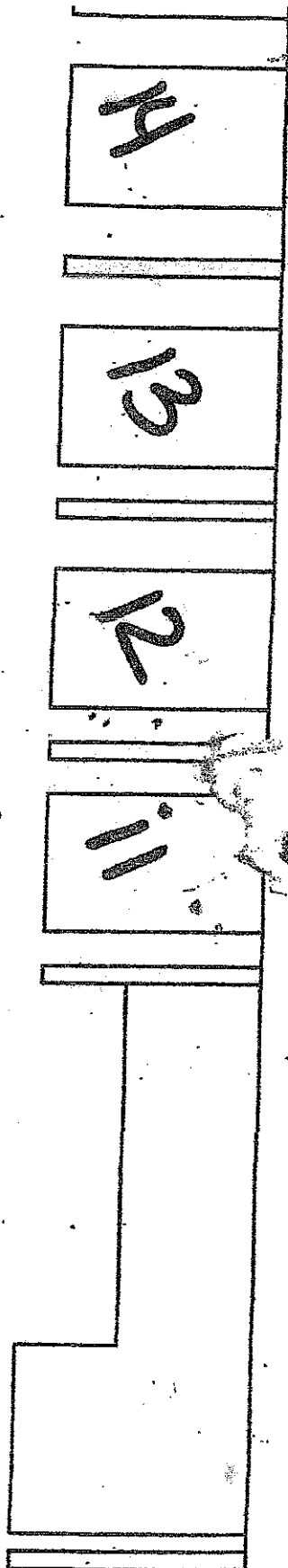


ON PREMISE DIAGRAM
(Facility Drawing/ Floor Plan)

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 with the following: • **Entrances** • **Office area** • **Kitchen** • **Storage Areas** • **Dining Rooms** • **Lounges** • **Function Rooms** • **Restrooms** • **Decks** • **All Inside and Outside areas that you are requesting approval.**

A large, empty rectangular box with a thin black border, intended for the applicant to draw a facility drawing or floor plan of the premises.



Handwritten signature or scribble.



INTERLOCAL CONTRACT FOR COOPERATIVE PURCHASING

ILC

No.:

Permanent Number assigned by H-GAC

THIS INTERLOCAL CONTRACT ("Contract"), made and entered into pursuant to the Texas Interlocal Cooperation Act, Chapter 791, Texas Government Code (the "Act"), by and between the Houston-Galveston Area Council, hereinafter referred to as "H-GAC," having its principal place of business at 3555 Timmons Lane, Suite 120, Houston, Texas 77027, and * _____, a local government, a state agency, or a non-profit corporation created and operated to provide one or more governmental functions and services, hereinafter referred to as "End User," having its principal place of business at * _____

WITNESSETH

WHEREAS, H-GAC is a regional planning commission and political subdivision of the State of Texas operating under Chapter 391, Texas Local Government Code; and

WHEREAS, pursuant to the Act, H-GAC is authorized to contract with eligible entities to perform governmental functions and services, including the purchase of goods and services; and

WHEREAS, in reliance on such authority, H-GAC has instituted a cooperative purchasing program under which it contracts with eligible entities under the Act; and

WHEREAS, End User has represented that it is an eligible entity under the Act, that its governing body has authorized this Contract on * _____ (Date), and that it desires to contract with H-GAC on the terms set forth below;

NOW, THEREFORE, H-GAC and the End User do hereby agree as follows:

ARTICLE 1: LEGAL AUTHORITY

The End User represents and warrants to H-GAC that (1) it is eligible to contract with H-GAC under the Act because it is one of the following: a local government, as defined in the Act (a county, a municipality, a special district, or other political subdivision of the State of Texas or any other state), or a combination of two or more of those entities, a state agency (an agency of the State of Texas as defined in Section 771.002 of the Texas Government Code, or a similar agency of another state), or a non-profit corporation created and operated to provide one or more governmental functions and services, and (2) it possesses adequate legal authority to enter into this Contract.

ARTICLE 2: APPLICABLE LAWS

H-GAC and the End User agree to conduct all activities under this Contract in accordance with all applicable rules, regulations, and ordinances and laws in effect or promulgated during the term of this Contract.

ARTICLE 3: WHOLE AGREEMENT

This Contract and any attachments, as provided herein, constitute the complete contract between the parties hereto, and supersede any and all oral and written agreements between the parties relating to matters herein.

ARTICLE 4: PERFORMANCE PERIOD

The period of this Contract shall be for the balance of the fiscal year of the End User, which began * _____ and ends * _____. This Contract shall thereafter automatically be renewed annually for each succeeding fiscal year, provided that such renewal shall not have the effect of extending the period in which the End User may make any payment due an H-GAC contractor beyond the fiscal year in which such obligation was incurred under this Contract.

ARTICLE 5: SCOPE OF SERVICES

The End User appoints H-GAC its true and lawful purchasing agent for the purchase of certain products and services through the H-GAC Cooperative Purchasing Program. End User will access the Program through HGACBuy.com and by submission of any duly executed purchase order, in the form prescribed by H-GAC to a contractor having a valid contract with H-GAC. All purchases hereunder shall be in accordance with specifications and contract terms and pricing established by H-GAC. Ownership (title) to products purchased through H-GAC shall transfer directly from the contractor to the End User.

(over)

ARTICLE 6: PAYMENTS

H-GAC will confirm each order and issue notice to contractor to proceed. Upon delivery of goods or services purchased, and presentation of a properly documented invoice, the End User shall promptly, and in any case within thirty (30) days, pay H-GAC's contractor the full amount of the invoice. All payments for goods or services will be made from current revenues available to the paying party. In no event shall H-GAC have any financial liability to the End User for any goods or services End User procures from an H-GAC contractor.

ARTICLE 7: CHANGES AND AMENDMENTS

This Contract may be amended only by a written amendment executed by both parties, except that any alterations, additions, or deletions to the terms of this Contract which are required by changes in Federal and State law or regulations are automatically incorporated into this Contract without written amendment hereto and shall become effective on the date designated by such law or regulation.

H-GAC reserves the right to make changes in the scope of products and services offered through the H-GAC Cooperative Purchasing Program to be performed hereunder.

ARTICLE 8: TERMINATION PROCEDURES

H-GAC or the End User may cancel this Contract at any time upon thirty (30) days written notice by certified mail to the other party to this Contract. The obligations of the End User, including its obligation to pay H-GAC's contractor for all costs incurred under this Contract prior to such notice shall survive such cancellation, as well as any other obligation incurred under this Contract, until performed or discharged by the End User.

ARTICLE 9: SEVERABILITY

All parties agree that should any provision of this Contract be determined to be invalid or unenforceable, such determination shall not affect any other term of this Contract, which shall continue in full force and effect.

ARTICLE 10: FORCE MAJEURE

To the extent that either party to this Contract shall be wholly or partially prevented from the performance within the term specified of any obligation or duty placed on such party by reason of or through strikes, stoppage of labor, riot, fire, flood, acts of war, insurrection, accident, order of any court, act of God, or specific cause reasonably beyond the party's control and not attributable to its neglect or nonfeasance, in such event, the time for the performance of such obligation or duty shall be suspended until such disability to perform is removed; provided, however, force majeure shall not excuse an obligation solely to pay funds. Determination of force majeure shall rest solely with H-GAC.

ARTICLE 11: VENUE

Disputes between procuring party and Vendor are to be resolved in accord with the law and venue rules of the State of purchase.

THIS INSTRUMENT HAS BEEN EXECUTED BY THE PARTIES HERETO AS FOLLOWS:

*

Name of End User (*local government, agency, or non-profit corporation*)

*

Mailing Address

*

City State ZIP Code

*By: _____
Signature of chief elected or appointed official

*

Typed Name & Title of Signatory Date

Houston-Galveston Area Council
3555 Timmons Lane, Suite 120, Houston, TX 77027

By: _____
Executive Director

Attest: _____
Manager

Date: _____

**Denotes required fields*

Request for Information

Please sign and return the Interlocal Contract, along with this completed form, to HGAC by emailing it to cpcontractfax@h-gac.com or by faxing it to **713-993-2424**. The contract may also be mailed to : H-GAC Cooperative Purchasing Program
P.O. Box 22777, Houston, TX 77227-2777

Name of End User Agency: _____ **County Name:** _____
(Municipality / County / District / etc.)

Mailing Address: _____
(Street Address/P.O. Box) (City) (State) (ZIP Code)

Main Telephone Number: (____) _____ - _____ **FAX Number:** (____) _____ - _____

Physical Address: _____
(Street Address, if different from mailing address) (City) (State) (ZIP Code)

Web Site Address: _____

Official Contact: _____
(Point of Contact for HGACBuy Interlocal Contract)

Mailing Address: _____
(Street Address/P.O. Box)

(City) (State) (ZIP Code)

Authorized Official: _____
(Mayor, City Manager, Executive Director etc.)

Mailing Address: _____
(Street Address/P.O. Box)

(City) (State) (ZIP Code)

Official Contact: _____
(Purchasing Agent/Auditor etc.)

Mailing Address: _____
(Street Address/P.O. Box)

(City) (State) (ZIP Code)

Official Contact: _____
(Public Works Director/Police Chief etc.)

Mailing Address: _____
(Street Address/P.O. Box)

(City) (State) (ZIP Code)

Official Contact: _____
(EMS Director/Fire Chief etc.)

Mailing Address: _____
(Street Address/P.O. Box)

(City) (State) (ZIP Code)

Title: _____

Ph No.: (____) _____ - _____

Fx No.: (____) _____ - _____

E-Mail Address: _____

Title: _____

Ph No.: (____) _____ - _____

Fx No.: (____) _____ - _____

E-Mail Address: _____

Title: _____

Ph No.: (____) _____ - _____

Fx No.: (____) _____ - _____

Email Address: _____

Title: _____

Ph No.: (____) _____ - _____

Fx No.: (____) _____ - _____

Email Address: _____

Title: _____

Ph No.: (____) _____ - _____

Fx No.: (____) _____ - _____

Email Address: _____

*denotes required fields

To Town Manager
Town of Winthrop Me.

Thomas C Webster

Sharon E Webster

Am Submitting a Bid
of \$500.00 Each For

The Lots

Map 35A 009-012 Fellows Lane

Map 35A 008-018 Fellows Lane

enclosed is a deposit of
10% of The Bid price

Thomas C Webster

81 Lane Rd

Mechanic Falls Me 04256

207-212-6925

Please accept these two deposits
as \$2500.00 and \$3000.00 bids
for parcels 35A-009-12 and
35A-008-18. I am currently under
an active purchase agreement
for 35A-008-17 and would
like to purchase those two
adjacent parcels.

I had submitted original bids
back in August 2019 before the
initial bid request was cancelled.

Thank you
Erika Horvath
57 Fellows Lane
207-331-6769

ORDER #2019-013
TOWN COUNCIL

Active Military Excise Exemption

Whereas, the Town Council wishes to provide excise tax exemption to active duty members of the Armed Forces deployed out of state, and

Whereas, State law allows municipalities to provide this exemption,

Therefore,

BE IT ORDERED, by the Town Council of the Town of Winthrop, as follows:

As defined by Title 26 §814 MRSA active duty military personnel shall be exempt from excise tax for vehicles they personally own, pursuant to Title 36 §148-A provided they are stationed outside of Maine for greater than 180 days. Proper proof of military status and deployment pursuant to Title 36 §148-A must be provided at the time such excise tax is due and exempted.

Adopted: December 2, 2019

Chairperson

