

**South Berwick
Town Council Meeting
May 10, 2016**

Chairman John C. Kareckas called the meeting to order at 6:30pm. Councilors present included John James and Laura Leber. Town Manager Perry A. Ellsworth was also in attendance. Councilors Russell H. Abell and Thomas Chase were not present.

Approval of Minutes

1. Council 04-26-16: On a motion by Mr. James, seconded by Mrs. Leber, it was unanimously voted to adopt the minutes after correcting the typo in the third sentence of Public Comment, 'no' should be 'now'.

Treasurer's Warrant

1. On a motion by Mrs. Leber, seconded by Mr. James, it was unanimously voted to sign the warrant dated May 5, 2016 in the amount of \$788,157.36. Note was made that this included the \$620,919.75 monthly payment to the school district.

Reports & Correspondence

1. Robin Kerr the Mt. Agamenticus Conservation Coordinator gave the Council an update on activities at the mountain for the past year. Through a joint effort of volunteers and municipal involvement, the group manages and maintains approximately 4400 acres with 40 miles of trails. A universally accessible trail has been established for easier use by those with mobility issues. The group promotes responsible use of the area.

Public Comment

1. John Branagan, Lindsay Ln, informed everyone of a new program called the Seacoast Area Renewable Energy Initiative. The Initiative would help provide a cooperative for purchasing solar panels and equipment.

Town Manager's Report

- Encouraged everyone to attend the Town Meeting on May 17th.
- Will hold office hours on May 11th from 5pm-7pm for anyone that would like to discuss their concerns with the budget.
- The roads update is available on the website.
- Hike-Thru-History Day is Wednesday, May 25th.
- May 18th marks the Community Center's 20th Anniversary.
- There will be a listening session on May 19th from 6pm-8pm for anyone with concerns regarding Route 236. Mr. Landry from the MDOT will be present.
- The parking lot on Railroad Ave should be paved on Monday. The parking committee will be reassembled.
- Have not locked in a price for next year's oil. Prices could still drop.
- There will be a marine research group studying alewives at the Route 101 boat launch.
- The meeting with school officials will be at the Great Works School on Wednesday.
- Happy Birthday John James.

Unfinished Business

1. The Council discussed the Town Hall Assessment done by Lassel Architects. Mr. Kareckas stated that the Assessment gives the Council a better understanding of what is necessary to bring the building up to current standards and came about as a result of the police station study. He added that it is general and costs are estimates only (\$820,000). The estimate does not include any cosmetic changes such as remodeling or painting.

On a motion by Mr. James, seconded by Mrs. Leber, it was unanimously voted to accept the Town Hall Needs Assessment by Lassel Architects (dated April 25, 2016).

2. Police Station site location:

-Ken Weston, Spring St, representing the Shoetown Neighborhood, commented that the group still has concerns with the proposed Norton Street site and potential loss of the playground and open space. He added that the group endorses the use of the back lot of the Town Hall site. [See attached letter]

-Pat Durkin, Brattle St, commented that she did not understand the playground group's concerns since the Town Manager has told her that the playground and open space won't be touched.

-Mr. Ellsworth stated that there is plenty of room for a new building at the Norton Street site. The site has access to 3 phase power and drainage. The building would be smaller than originally planned due to the ability to share the training room in the Community Center building. His recommendation is to leave the playground and open space, but add a buffer. The Town Hall site may be a problem because the state has deemed that the 'runoff' under the parking lot is actually a stream and would require additional permitting through the DEP before any development could take place.

Council consensus was to authorize the Manager to continue working with Mike Lassel regarding the constraints and attributes of the two locations, and to start the process for a Tier 1 permit through the DEP for the Town Hall lot.

New Business

1. On a motion by Mrs. Leber, seconded by Mr. James, it was unanimously voted to sign the warrant calling the SAD #35 Budget Validation Referendum Election on June 14, 2016.
2. On a motion by Mrs. Leber, seconded by Mr. James, it was unanimously voted to nominate Perry Ellsworth to the Maine Municipal Association Legislative Policy Committee.

Councilor Comments

1. Mrs. Leber:

-Thanked the Manager for his willingness to serve on the LPC.

2. Mr. James:

-Thanked the Manager for his 'birthday cake'.

-Commented that last weekend was the start of the softball/baseball season. He thanked the Police Dept. for how well they handled parking issues.

3. Mr. Kareckas:

-Urged everyone to attend the Town Meeting next Tuesday.

-Asked for the status of the review of the transfer station. Mr. Ellsworth stated that a report should be ready after June 1st.

Adjournment

On a motion by Mr. James, seconded by Mrs. Leber, it was unanimously voted to adjourn the meeting at 7:40pm.

Attest:

Barbara Bennett, CCM

TOWN OF SO. BERWICK
CHECK REGISTER

Check Number	Account	Date Paid	Amount
00038825	132500 SECRETARY OF STATE M/V	05/24/2016	36,349.68
00038826	131700 MAINE CHIEFS OF POLICE ASSOC.	05/24/2016	50.00
00038827	189999 REFUNDS	05/24/2016	2.82
00038828	132500 SECRETARY OF STATE M/V	05/24/2016	20,407.42
00038829	010336 AGGREGATE RECYCLING CORP	05/24/2016	2,864.43
00038830	010523 ALLEN'S DRILLING & BLASTING IN	05/24/2016	8,100.00
00038831	010585 AMAZON	05/24/2016	110.55
00038832	020225 BAKER & TAYLOR	05/24/2016	723.64
00038833	021300 BERNSTEIN SHUR	05/24/2016	343.00
00038834	021375 H T BERRY COMPANY INC	05/24/2016	339.56
00038835	022850 BUSINESS EQUIPMENT UNLIMITED	05/24/2016	8.64
00038836	021668 BLOW BROS	05/24/2016	55.00
00038837	022240 GARY BOUCHER	05/24/2016	508.17
00038838	022503 SHARON BRASSARD	05/24/2016	95.69
00038839	022640 BURKE'S TREE SERVICE	05/24/2016	900.00
00038840	030530 CENTRAL TIRE CO INC	05/24/2016	1,572.00
00038841	030510 CENTRAL MAINE POWER	05/24/2016	3,773.11
00038842	050500 KAREN EGER	05/24/2016	55.00
00038843	060300 FAVORITE FOODS INC	05/24/2016	748.39
00038844	070200 P GAGNON & SON INC	05/24/2016	1,228.57
00038845	070210 GALLS LLC	05/24/2016	487.27
00038846	070600 GEORGE GORMAN	05/24/2016	45.05
00038847	071180 GROUP DYNAMIC INC	05/24/2016	159.50
00038848	191330 HANNAFORD'S	05/24/2016	209.19
00038849	080248 HANSCOM'S TRUCK STOP INC	05/24/2016	1,216.66
00038850	080450 HARVARD PILGRIM HEALTH CARE	05/24/2016	36,143.85
00038851	081394 HUSSEY EXCAVATION INC	05/24/2016	960.00
00038852	090240 INT'L ASSOC/ FIRE CHIEFS	05/24/2016	239.00
00038853	100150 JANETOS MARKET	05/24/2016	129.21
00038854	141367 KONE INC	05/24/2016	140.00
00038855	120540 DOUGLAS LEACH	05/24/2016	63.00
00038856	120970 LIBBY SCOTT INC.	05/24/2016	29,357.68
00038857	121300 LINCOLN PRESS	05/24/2016	171.00
00038858	132700 MAINE STATE FEDERATION	05/24/2016	510.00
00038859	133195 MAINE TURNPIKE AUTHORITY	05/24/2016	25.95
00038860	133285 MARKET BASKET	05/24/2016	239.00
00038861	133358 W.B.MASON	05/24/2016	995.20
00038862	133795 MICK BODYWORKS INC	05/24/2016	77.36
00038863	133800 MICK CONSTRUCTION CORP	05/24/2016	30,000.00
00038864	134200 MAINE MUNICIPAL ASSO (INS)	05/24/2016	1,760.94
00038865	134300 MAINE MUNICIPAL EMPLOYEES	05/24/2016	4,531.55
00038866	135130 MTCCA/MMA	05/24/2016	370.00
00038867	140105 NAPA AUTO PARTS	05/24/2016	13.67
00038868	141370 NORTHEAST HYDRAULICS INC	05/24/2016	83.80
00038869	150025 OAKWOODS LUMBER INC	05/24/2016	313.60
00038870	160230 PERMA-LINE CORP	05/24/2016	48.12
00038871	200700 PIKE INDUSTRIES INC	05/24/2016	21,404.30
00038872	160320 PINE TREE WASTE INC	05/24/2016	2,096.22
00038873	170000 QUILL CORPORATION	05/24/2016	196.87
00038874	160692 READY REFRESH	05/24/2016	137.32
00038875	180400 RED'S SHOE BARN INC	05/24/2016	269.99
00038876	180477 RICE'S AUTOMOTIVE CENTER	05/24/2016	146.75
00038877	192800 SALMON FALLS ANIMAL HOSPITAL	05/24/2016	27.00
00038878	061500 SEACOAST MEDIA GROUP	05/24/2016	422.85
00038879	191040 SERVPRO	05/24/2016	4,248.36
00038880	191753 FOREST SMITH	05/24/2016	675.00

TOWN COUNCIL
Agenda Information Sheet

Meeting Date: May 24, 2016	NB #1
Agenda Item: Non-Stormwater Discharge Ord	
Department Head:	
Town Manager's Recommendation:	
Requested Action: Motion and vote to adopt the amendments to section 96-5 of the Non-Stormwater Discharge Ordinance	
Vote	

Note: The symbol "*****" indicates that there is text that will remain unchanged, which has been left out of this document for brevity. Underlines indicate proposed language to add, and ~~strikeouts~~ indicate proposed removals of language.

96-5 Prohibition of non-stormwater discharges

B. Allowed non-stormwater discharges. The creation, initiation, origination and maintenance of the following non-stormwater discharges to the storm drainage system is allowed as long as it does not cause or contribute to a violation of the State's water quality standards:

(1) Landscape irrigation; diverted stream flows; rising groundwaters; uncontaminated groundwater infiltration [as defined at 40 CFR 35.2005(20)]; uncontaminated pumped groundwater; uncontaminated flows from foundation drains; air conditioning and compressor condensate; irrigation water; flows from uncontaminated springs; uncontaminated water from crawl space pumps; uncontaminated flows from footing drains; lawn watering runoff; flows from riparian habitats and wetlands; residual street wash water (where spills/leaks of toxic or hazardous materials have not occurred, unless all spilled material has been removed and detergents are not used); hydrant flushing and fire-fighting activity runoff; water line flushing and discharges from potable water sources; ~~and~~ individual residential car washing; and dechlorinated swimming pool discharges;

(2) Discharges specified in writing by the enforcement authority as being necessary to protect public health and safety; and

(3) Dye testing, with verbal notification to the enforcement authority prior to the time of the test.

TOWN COUNCIL

Agenda Information Sheet

Meeting Date: May 24, 2016	NB #2
Subject: Links at Outlook Golf Club liquor license & special amusement permit	
Information:	
Application attached. Chief Lajoie has no issues to report.	
Staff Comments/Recommendation:	
Requested Action:	
Motion to approve the renewal of the Link's liquor license & special amusement permit.	
Vote:	

**BUREAU OF ALCOHOLIC BEVERAGES
DIVISION OF LIQUOR LICENSING & ENFORCEMENT
8 STATE HOUSE STATION
AUGUSTA, ME 04333-0008**



Promise by any person that he or she can expedite a liquor license through influence should be completely disregarded.
To avoid possible financial loss an applicant, or prospective applicant, should consult with the Division before making any substantial investment in an establishment that now is, or may be, attended by a liquor license.

DEPARTMENT USE ONLY	
LICENSE NUMBER:	CLASS:
DEPOSIT DATE	
AMT. DEPOSITED:	BY:
CK/MO/CASH:	

PRESENT LICENSE EXPIRES 6-16-16

INDICATE TYPE OF PRIVILEGE: MALT SPIRITUOUS VINOUS

INDICATE TYPE OF LICENSE:

- | | |
|---|--|
| <input type="checkbox"/> RESTAURANT (Class I,II,III,IV) | <input type="checkbox"/> RESTAURANT/LOUNGE (Class XI) |
| <input type="checkbox"/> HOTEL-OPTINONAL FOOD (Class I-A) | <input type="checkbox"/> HOTEL (Class I,II,III,IV) |
| <input type="checkbox"/> CLASS A LOUNGE (Class X) | <input checked="" type="checkbox"/> CLUB-ON PREMISE CATERING (Class I) |
| <input type="checkbox"/> CLUB (Class V) | <input checked="" type="checkbox"/> GOLF CLUB (Class I,II,III,IV) |
| <input type="checkbox"/> TAVERN (Class IV) | <input type="checkbox"/> OTHER: _____ |

REFER TO PAGE 3 FOR FEE SCHEDULE

ALL QUESTIONS MUST BE ANSWERED IN FULL

1. APPLICANT(S) —(Sole Proprietor, Corporation, Limited Liability Co., etc.) DOB: _____	2. Business Name (D/B/A) <u>The Links at Outlook Golf Course</u>
<u>Great Works Properties</u> DOB: _____	Location (Street Address) <u>310 Portland Street</u>
<u>Outlook Farm Golf Club</u> DOB: _____	City/Town <u>South Berwick</u> State <u>ME</u> Zip Code <u>03908</u>
Address <u>310 Route 4</u>	Mailing Address <u>PO Box 325</u>
City/Town <u>South Berwick</u> State <u>ME</u> Zip Code <u>03908</u>	City/Town <u>South Berwick</u> State <u>ME</u> Zip Code <u>03908</u>
Telephone Number <u>207-384-2109</u> Fax Number <u>207-384-8263</u>	Business Telephone Number _____ Fax Number _____
Federal I.D. # <u>01-0477433</u>	Seller Certificate # <u>1052044</u>

EMAIL ADDRESS: john.flynn.golf@yahoo.com

3. If premises is a hotel, indicate number of rooms available for transient guests: _____
4. State amount of gross income from period of last license: ROOMS \$ _____ FOOD \$ 500k LIQUOR \$ 337k
5. Is applicant a corporation, limited liability company or limited partnership? YES NO

If YES, complete Supplementary Questionnaire

6. Do you permit dancing or entertainment on the licensed premises? YES NO
7. If manager is to be employed, give name: John Flynn / Jeff Maldonis
8. If business is NEW or under new ownership, indicate starting date: _____
 Requested inspection date: _____ Business hours: _____
9. Business records are located at: On-Site
10. Is/are applicants(s) citizens of the United States? YES NO
11. Is/are applicant(s) residents of the State of Maine? YES NO
12. 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)	DOB	Place of Birth
<u>Kimberly Maldonis</u>	<u>6/1/70</u>	<u>Rochester NH</u>
<u>Jeff Maldonis</u>	<u>1/6/71</u>	<u>Brighton MA</u>
<u>John Flynn</u>	<u>11/15/68</u>	

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

<u>Kimberly Maldonis (South Berwick ME)</u>	<u>Jeff Maldonis (S. Berwick ME)</u>
<u>John Flynn (South Berwick ME)</u>	

13. 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: _____

14. Will any law enforcement official benefit financially either directly in your license, if issued?
 Yes No If Yes, give name: _____

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

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

17. Describe in detail the premises to be licensed: (Supplemental Diagram Required) Function Hall
Tavern & Patio

18. Does/do applicant(s) have all the necessary permits required by the State Department of 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? 1/2 mile Which of the above is nearest? church

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: _____

The Division of Liquor Licensing & Inspection 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: South Berwick ME on May 6, 20 16
Town/City, State Date

Please sign in blue ink

[Signature]
Signature of Applicant or Corporate Officer(s)
John Flynn
Print Name

Signature of Applicant or Corporate Officer(s)

Print Name

NOTICE – SPECIAL ATTENTION

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

THIS APPROVAL EXPIRES IN 60 DAYS.

FEE SCHEDULE

Class I	Spirituos, 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	Spirituos, 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	Spirituos 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	Spirituos, Vinous and Malt (Clubs without Catering, Bed & Breakfasts)	\$ 495.00
	CLASS V: Clubs without catering privileges.	
Class X	Spirituos, Vinous and Malt – Class A Lounge	\$2,200.00
	CLASS X: Class A Lounge	
Class XI	Spirituos, Vinous and Malt – Restaurant Lounge	\$1,500.00
	CLASS XI: Restaurant/Lounge; and OTB.	

STATE OF MAINE

Dated at: South Berwick, Maine York ss
City/Town (County)
On: 5-24-16 Date

The undersigned being: Municipal Officers County Commissioners of the
City Town Plantation Unincorporated Place of: South Berwick, 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 herby approve said application.

THIS APPROVAL EXPIRES IN 60 DAYS

NOTICE - SPECIAL ATTENTION

§ 653. Hearings; bureau review; appeal

- 1. Hearing. The municipal officers or, in the case of unincorporated places, the county commissioners of the county in which the unincorporated place is located, shall hold a public hearing for the consideration of applications for new on-premise licenses and applications for transfer of location of existing on-premise licenses.
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-premise license, for transfer of the location of an existing on-premise license or for renewal of an on-premise 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-premise license that has been extended pending renewal. The municipal officers or the county commissioners shall take final action on an on-premise license that has been extended pending renewal with 120 days of the filing of the application. [1999, c.589, §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 violation 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; and [1989, c.592, §3 (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. [1989, c.592, §4 (new).]

[1993, c.730, §27 (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).]

- 4. No license to person who moved to obtain a license. (REPEALED)

- 5. (TEXT EFFECTIVE 3/15/01) 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.



State of Maine
 Bureau of Alcoholic Beverages
 Division of Liquor Licensing and Enforcement

For Office Use Only:
License #: _____
Date Filed: _____

**Supplemental Information Required for
 Business Entities Who Are Licensees**

For information required for Questions 1 to 4, this information is on file with the Maine Secretary of State's office and must match their record information. Please clearly complete this form in its entirety.

- Exact legal name:
Great Works Properties Inc / Outlook Farm Golf Club LLC
- Other business name for your entity (DBA), if any:
The Links @ Outlook Golf Course / The Red Barn
- Date of filing with the Secretary of State: 1992
- State in which you are formed: Maine
- If not a Maine business entity, date on which you were authorized to transact business in the State of Maine: _____
- List the name and addresses for previous 5 years, birth dates, titles of officers, directors and list the percentage ownership: (attached additional sheets as needed)

Name	Address for Previous 5 years	Date of Birth	Ownership %
Timothy J Flynn II	25 Grant St. S. Berwick	7-22-36	36
Ruth S. Flynn	25 Grant St. S. Berwick	3-10-45	36
John F Flynn	21 Academy St. S. Berwick	11-15-68	7
Timothy J Flynn III	93 Argemonticus St. S. Berwick	4-18-65	7

- Is any principal person involved with the entity a law enforcement official?
 Yes No
- If Yes to Question 7, please provide the name and law enforcement agency:

Name: _____ Agency: _____

9. 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

10. If Yes to Question 9, please complete the following: (attached additional sheets as needed)

Name: _____

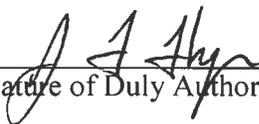
Date of Conviction: _____

Offense: _____

Location of Conviction: _____

Disposition: _____

Signature:



Signature of Duly Authorized Person

5-6-16

Date

John Flynn

Print Name of Duly Authorized Person

If you have questions regarding the legal name or assumed (DBA) name on file with the Secretary of State's office, please call (207) 624-7752. The SOS can only speak to the information on file with their office, not the filing of this supplemental information – please direct any questions about this form to our office at the number below.

Submit Completed Forms To: Bureau of Alcoholic Beverages and Lottery
Operations Division of Liquor Licensing Enforcement
8 State House Station Augusta, Me 04333-0008
Telephone Inquiries: (207) 624-7220
Fax: (207) 287-3434
Email Inquiries: MaineLiquor@Maine.gov



State of Maine
Bureau of Alcoholic Beverages and Lottery Operations
Division of Liquor Licensing and Enforcement

Application for an Auxiliary License

Please clearly complete this form in its entirety.

1. **Type of Application:** Golf Course Golf Course with a mobile service bar Ski Area

2. Licensee Information:

Name of Licensee: The Links at Outlook Golf Course

License Number: 5885

Mailing Address: PO Box 385
South Berwick Maine 03908

Physical Location Address: 310 Portland St
Berwick Maine 03901

Telephone Number: 207-384-2109 Fax: 207-384-8263

Email address: john.flyngolf@yahoo.com

3. Describe auxiliary premise and the location at the ski area or golf course: Within the
boundries of the golf course.

4. Authorized Signature:

Date: 5-6-16

Signature: 

Printed Name & Title: John Flynn VP

For use by Municipal Officers and County Commissioners only:

Note: This application must be approved by the Municipal Officers of the municipality of the applicant or if the applicant is in an unincorporated place, by the County Commissioners. Please complete the following certification:

State of Maine

County of York

The Officials listed below hereby certify that public notice was given and a public hearing was held on this application as required by 28-A MRS Section 653, and hereby approve this Application for an Auxiliary License.

The undersigned being: Municipal Officers County Commissioners

for Town of South Berwick, Maine.
(Name of Municipality)

Dated this 24th day of May, 2016 at South Berwick, Maine.

Signature of Officials	Printed Name and Title
	John C. Kareckas, Council Chair
	Russell H. Abell, Council ViceChair
	John J. James
	Laura S. Leber
	Thomas Chase

Application Fee: \$100.00. Please make check payable to the Treasurer of State.

Submit Completed Forms To: Bureau of Alcoholic Beverages
Division of Liquor Licensing and Enforcement
8 State House Station, Augusta, Me 04333-0008
Telephone Inquiries: (207) 624-7220 Fax: (207) 287-3434
Email Inquiries: MaineLiquor@Maine.gov

For Office Use Only:		
Date Filed: _____	<input type="checkbox"/> Approved	<input type="checkbox"/> Not Approved
Date Issued: _____	Issued By: _____	

SPECIAL AMUSEMENT PERMIT APPLICATION

AS DEFINED IN SECTION 201 OF THE TOWN OF SOUTH BERWICK SPECIAL AMUSEMENT ORDINANCE, NO LICENSEE FOR THE SALE OF LIQUOR TO BE CONSUMED ON HIS LICENSED PREMISES SHALL PERMIT, ON HIS LICENSED PREMISES, ANY MUSIC, EXCEPT RADIO OR OTHER MECHANICAL DEVICE, ANY DANCING OR ENTERTAINMENT OF ANY SORT UNLESS THE LICENSEE SHALL HAVE FIRST OBTAINED FROM THE MUNICIPALITY IN WHICH THE LICENSED PREMISES ARE SITUATED A SPECIAL AMUSEMENT PERMIT SIGNED BY AT LEAST A MAJORITY OF THE MUNICIPAL OFFICERS.

YOUR APPLICATION FOR A SPECIAL AMUSEMENT PERMIT SHOULD BE FILED ON THIS FORM WITH THE TOWN COUNCIL OR ITS DESIGNATED AGENT. PAYMENT OF A \$35 FEE IS REQUIRED AT THE TIME THE APPLICATION IS FILED. A COPY OF THE SPECIAL AMUSEMENT PERMIT ORDINANCE IS AVAILABLE UPON REQUEST FROM THE SOUTH BERWICK TOWN CLERK.

THE TOWN COUNCIL SHALL, PRIOR TO GRANTING A PERMIT, HOLD A PUBLIC HEARING WITHIN 30 DAYS OF THE DATE YOU FILE YOUR COMPLETED APPLICATION AT WHICH TIME TESTIMONY WILL BE RECEIVED FROM YOU OR YOUR DESIGNATED AGENT AND/OR ANY INTERESTED MEMBER OF THE PUBLIC. FAILURE TO ATTEND THE PUBLIC HEARING MAY RESULT IN A DELAY IN ISSUING THE PERMIT.

Name of Applicant for Permit: The Links @ Outlook Golf Course

Address of Applicant: 310 Portland St. Berwick

Telephone # of Applicant: 207-384-5283

Name of Business to be Conducted: Weddings / Functions

Address of Business: _____

Telephone # of Business: _____

Nature of Business: The Red Barn

Is Business a Corporation, Partnership or Proprietorship? (Circle One) LHC

Type of Entertainment Planned: Dancing / Music

Has Applicant ever had a license to conduct the Business described herein denied or revoked or has Applicant or any partner or corporate officer ever been convicted of a felony? No

If yes, please provide full details on reverse side of this Application.

Current Liquor License #: 5885

Signature [Handwritten Signature] Date 5-9-16

TOWN COUNCIL
Agenda Information Sheet

Meeting Date: May 24, 2016	NB #3
Agenda Item: CEO Contract with Berwick	
Department Head: Town Manager	
Town Manager's Recommendation:	
Requested Action: Authorize the Town Manager to enter into a Contract with Berwick for Code Enforcement Services for the fiscal year 2016-2017	
Vote	

**AGREEMENT BETWEEN
THE TOWNS OF SOUTH BERWICK AND BERWICK, MAINE**

AGREEMENT MADE THIS _____ DAY OF _____, 2016 BY AND BETWEEN THE Town of South Berwick, Maine and the Town of Berwick, Maine (the municipalities) acting by their respective Municipal Officers.

WITNESSETH

WHEREAS, the municipalities wish to share the services of a qualified person to coordinate functions related to Code Enforcement, Building Inspection, and Plumbing Inspector;

WHEREAS, the municipalities wish to set forth the terms of their agreement to share the services related to Code Enforcement, Building Inspection, and Plumbing Inspection;

WHEREAS, the municipalities do not consider the Agreement to fall within the provisions or requirements of 30-A M.R.S.A. 2201. (Interlocal Cooperation)

NOW THEREFORE, the municipalities do hereby agree as follows:

Section 1. CEO's Schedule

The number of hours allocated to the Town of Berwick weekly shall be a minimum of 16 hours with primary hours to be Wednesday and Thursday weekly. The schedule may be changed by agreement of the Town Managers. It is also anticipated that there may be instances where the CEO may spend additional time in a given week. The CEO will document time spent in the Town of Berwick on a weekly basis.

Section 2. Vehicle Use

The Town of South Berwick agrees to supply a vehicle for Code Enforcement use for the term of this AGREEMENT. The Town of Berwick agrees to reimburse the Town of South Berwick for mileage associated with this AGREEMENT at the published IRS rate (presently .54 cents per mile) for travel associated with local work in the Town of Berwick including mileage to and from the Town of South Berwick.

Section 3. Allocation of Office Space and Associated Equipment

Each municipality is responsible for providing adequate office space within its municipal offices. Cost associated for the spaces including equipment and supplies are the exclusive responsibility of the respective municipalities.

Section 4. Reimbursement of Costs:

The Town of Berwick will promptly reimburse the Town of South Berwick for all inclusive costs as stated in monthly invoices provided by the Town of South Berwick

- A. Forty eight dollars (\$49.44) per hour for all hours involving CEO, Building Inspection, and Plumbing Inspection and meetings for the Town of Berwick.
- B. IRS published rate for any vehicle mileage associated with the Town of Berwick.
- C. A monthly twenty-five (25) dollar administration fee.

Section 5. Employee of Town of South Berwick

The CEO, Building Inspector, and Plumbing Inspector shall be an employee of the Town of South Berwick for administrative purposes and shall comply with the provisions contained within the South Berwick Personnel Policy. If there is a conflict between the South Berwick Personnel Policy and the AGREEMENT, this AGREEMENT shall take precedence. Nothing in this AGREEMENT shall be construed to limit the authority of the Town of Berwick to supervise and direct the actions of the CEO, Building Inspector, and Plumbing Inspector through their Town Manager with respect to any Berwick matter. The Town of South Berwick accepts all responsibilities for IRS reporting and liability as it pertains to Berwick's Administration.

Section 6. Duration of this AGREEMENT

This AGREEMENT shall end on June 30, 2017. The AGREEMENT can be terminated with a sixty (60) day notice by either municipality during the term of this AGREEMENT. In the event that both parties wish to continue this AGREEMENT after this period, a new agreement will replace this AGREEMENT.

IN WITNESS WHEREOF, the undersigned municipalities have agreed to this AGREEMENT by the placement of the signature of the Town Manager of each respective municipality.

TOWN OF SOUTH BERWICK

Date:
Witness

Date:
Perry A. Ellsworth, Town Manager

TOWN OF BERWICK

Date:
Witness

Date:
Stephen G. Eldridge MPA, Town Manager

TOWN COUNCIL
Agenda Information Sheet

Meeting Date: May 24, 2016	NB #4
Agenda Item: Dispatch Contract with Berwick	
Department Head: Town Manager	
Town Manager's Recommendation:	
Requested Action: Authorize the Town Manager to enter into a Contract with Berwick for Dispatch Services for the fiscal year 2016-2017	
Vote	

AGREEMENT

The AGREEMENT, made this ____ day of _____, 2016 by and between the Town of South Berwick, County of York, State of Maine, through its Town Manager and authorized by its Town Council, hereinafter referred to as South Berwick, and the Town of Berwick, County of York, State of Maine, through its Town Manager as authorized by its Board of Selectmen, hereinafter referred to as Berwick.

WHEREAS, South Berwick owns and operates a twenty-four (24) hour public safety communications center and has the capacity and facilities to furnish Berwick with twenty-four (24) hour public safety dispatch for its Police and Fire Departments and EMS, which shall include teletype services; records and modem communications to include development, Police and Fire, mobile terminals and improved communications.

WHEREAS, Berwick desires to contract with South Berwick for the provision of twenty-four (24) hour dispatch service for its Police and Fire Departments; and

NOW THEREFORE for the consideration stated below, South Berwick agrees to provide dispatch services to Berwick, subject to the following terms:

1. This AGREEMENT is valid for one (1) year beginning the first day of July, 2016 and ending the thirtieth (30th) day of June 2017
2. This AGREEMENT is contingent upon the approval of funding, by voters at the Town of Berwick's Annual Town Meeting; it is mutually agreed that the Town of Berwick shall not be penalized should the voters fail to approve funding for this AGREEMENT at said meeting; likewise, it is mutually agreed that, should the voters of the Town of Berwick fail to approve funding for this AGREEMENT at said meeting, this AGREEMENT shall be considered to be void as of the first day of the fiscal year for which funding was not approved, and the Town of South Berwick shall not be responsible to provide any service for any length of time for which it is not compensated, as provided in #4 herein;
3. During the term of this AGREEMENT, from July 1, 2016 through June 30, 2017, Berwick agrees to pay an annual fee equal to **40% of South Berwick's dispatch budget costs for the previous year (\$183,180)**
4. Berwick agrees to pay South Berwick in twelve installments, due to be paid during each month of the AGREEMENT;
5. Berwick agrees that South Berwick, under the terms of this AGREEMENT, is under no obligation to provide said dispatch service to other public agencies within said Berwick -- except that it is agreed that South Berwick shall provide notifications as needed to Berwick's contracted ambulance service provider (at the time this AGREEMENT is signed, said contractor being American Ambulance); will provide all emergency services covered as required by Police and Fire;
6. This AGREEMENT may be terminated by either party hereto, at any time during the term of the AGREEMENT, by providing a one hundred and twenty (120) day written notice to the other party -- said notice being provided to the Town Manager of the other municipality;
7. It is agreed that, in the event Berwick desires to extend this AGREEMENT beyond one (1) year, the fee for the services, and all other items provided for herein, shall be negotiable;
8. South Berwick agrees to seek input from Berwick prior to hiring new dispatchers; and
9. South Berwick Dispatch budget projections will be provided by March 1st of each calendar year. Finalized costs will be provided after South Berwick's Town Meeting. Total cost to Berwick shall include annual PSAP fees. Should Berwick terminate this agreement per line #6, Berwick will assume responsibility for the pro-rated cost of PSAP fees.

It is agreed and understood that this written AGREEMENT contains all the terms between the parties, and any modifications thereof shall be in writing and agreed to by both parties.

IN WITNESS WHEREOF, the Town of South Berwick, through its Town Manager and authorized by its annual approved budget, and the Town of Berwick, through its Town Manager as authorized by its Board of Selectmen, have hereunto set their hands and seals on the date first contained herein.

Perry A. Ellsworth, Town Manager (South Berwick) Date

Witness

Stephen G. Eldridge MPA Town Manager (South Berwick) Date

Witness

TOWN COUNCIL
Agenda Information Sheet

Meeting Date: May 24, 2016	NB #5
Agenda Item: Town Managers Contract	
Department Head: Town Manager	
Town Manager's Recommendation:	
Extension of Town Manager's Contract until June 30 2019 and any other Adjustments to be presented	
Requested Action: Adjustments to the Town Manager's Contract	
Vote	

TOWN COUNCIL
Agenda Information Sheet

Meeting Date: May 24, 2016	NB #6
Agenda Item: Tax Write-offs	
Department Head: Deputy Tax Collector	
Town Manager's Recommendation: To Approve abatements per M.R.S.A. Sec 941.3 As Uncollectible	
Unknown Owner Property taxes older than 3 years (See Supporting document) Personal Property – Reo's Barber Shop for 3 years (See supporting document)	
Requested Action: Approve Abatements	
Vote	

Date: May 17, 2016

TO: Perry Ellsworth, Tax Collector
FROM: Beverly Hasty, Deputy Tax Collector
RE: Uncollectible Taxes

I am recommending the following real estate and personal property taxes be abated by the Municipal Officers pursuant to M.R.S.A 36 Sec 841.3:

Real Estate Taxes

The State Law requires towns to assess property of an Unknown Owner for 20 years before foreclosing. However, if we did find the owner within that period of time, the Town could only collect the last 3 years of taxes.

O0008R - Unknown Owner

Map 05 Lot 58	
2009-2010 tax	.....\$290.32
2010-2011 tax	.....\$288.41
2011-2012 tax	.....\$296.05
2012-2013 tax	.....\$308.47
	Total \$1183.25

O1920R - Unknown Owner

Map 02 Lot 62	
2009-2010 tax	.....\$305.52
2010-2011 tax	.....\$303.51
2011-2012 tax	.....\$311.55
2012-2013 tax	.....\$324.62
	Total \$1245.20

G0280R - Unknown Owner

Map 02 Lot 43	
2009-2010 tax	.....\$334.40
2010-2011 tax	.....\$332.20
2011-2012 tax	.....\$341.00
2012-2013 tax	.....\$355.30
	Total \$1362.90

O0009R - Unknown Owner

Map 04 Lot 87	
2009-2010 tax	.....\$164.16
2010-2011 tax	.....\$163.08
2011-2012 tax	.....\$167.40
2012-2013 tax	.....\$174.42
	Total \$669.06

Personal Property Taxes

These taxes have been pursued by regular mail, second notices & two certified mailings. The cost to pursue through small claims court or UCC would not be cost effective. This property is for sale. The personal property value is only \$1600 to cover the Barber Shop's furniture. This tax will not be on the commitment 2016/17 per Assessing Agent.

L0020P-Reo's Barber Shop

2013-14 Tax	.....\$27.60	
2014/15 Tax	.....\$28.32	
2015/16 Tax	.....\$28.48	Total \$84.40

TOWN COUNCIL
Agenda Information Sheet

Meeting Date: May 24, 2016	NB #7
Agenda Item: Bond Agreement	
Department Head: Town Manager	
Town Manager's Recommendation:	
The Town Meeting authorized the Town purchase a bond for road repair.	
Requested Action: Authorize the Town Manager to enter into an agreement with Moor's and Cabot to secure Bonding for anticipated Road projects over the next three years	
Vote	

