

TOWN OF ARUNDEL
BOARD OF SELECTMEN

Monday August 14, 2017
ML Day Library
6:30PM

Members present: Selectmen Velma Hayes, Phil Labbe, Dan Dubois, Jason Nedeau and Keith Trefethen, Town Manager.

Absent: Selectmen Danylik

Others: Roger Taschereau, Jenn Welch, Shawn Hayes, Duke Harrington, Lisa Howe, Stacy Gile, Bruce Read, Jack Reetz, Rick Licht, & Bentley Warren

- I. **Call to Order** Vice Chair Dan Dubois called the meeting or order at 6:30PM
- II. **Approval of Agenda MOTION Labbe second Nedeau** “approve agenda as amended” passed 4-0. Note added Planning Board and RSU reports under Committee and Board Reports and under New Business added Comprehensive Plan Committee appointments.
- III. **Executive Session MOTION Hayes second Labbe** “enter executive session under MRSA Title 1 406 (6) (E) consultations between the Town Attorney and the Board of Selectmen on contemplating litigation upon a property owner DBA/Dubois Livestock: passed 4-0 @ 6:31 PM.
MOTION Hayes second Labbe “end executive session no action taken” passed 4-0 @7PM
- IV. **Public Forum-** Attorney Bruce Read and neighbors of Stilphen’s Way were in attendance requesting that the town take enforcement action against Bill Stilphen and his company Pave-Tex as 60 Days identified in the Consent Decree, signed with the Board of Selectmen, has passed and as of yet Mr. Stilphen has not received Planning Board approval for his business to be identified as a Contractor 2 Yard. The Board members asked the Town Manager to have Mr. Stilphen attend their next meeting so they can find out first hand his efforts in getting his paperwork in order with the Planning Board.
- V. **Approve minutes of July24 , 2017 MOTION Labbe second Hayes** “approve as corrected” passed 4-0
- VI. **Committee and Board Reports**
 - A. Selectmen Hayes provided information to the board from the RSU #21 Finance Committee meeting.
 - B. Selectmen Dubois provided information from the Planning Board meeting held on the 10th. NOTE Mr. Dubois reported that three selectmen attended this meeting (Danylik-Labbe-Dubois) but did not sit together or discuss any issue.

VI Manager's Report

- A. Status of Fire Station: All of outside is completed, lawn has been loamed and seeded. Still looking to purchase a sign and establish a landscape barrier for future accident deterrent. Kitchen and Communication area is being upgraded and inside worked should be wrapped up by end of month.
- B. Adjustment in RSU #21 Tax Commitment: New Education funding from the state allows the Towns Tax Commitment for the school to be reduced by \$81,932 to a new total of \$4,778,572. This information will be shared with the Tax Assessors as she prepares paperwork for the establishment of the Tax rate for Tax Year 17/18.
- C. Manager expressed to the Board a change in the Health Care Package from Maine Municipal Employees Health Trust effective January 1, 2018 that will affect deductables.
- D. Status on Tax Acquired Property : Almost completed only Map 33 Lot 13A has not concluded their business.
- E. Update on Limerick Road Property: Things are moving slowly waiting for the Survey work to be completed.
- F. Preliminary Engineering Study on projected wastewater flows have been comepleted this information will be shared with Kennebunk and Biddeford Sewer District accordingly.

VII Old Business

- A. Application for Gilliam Field use was reviewed by the Board with Recreation Director. Content was changed a bit and direction was given to the Director to complete. New draft will be shared with the BOS at their meeting of the 28th.

VIII. New Business

- A. **Mass Gathering Permit MOTION Labbe second Nedeau** “approve the Mass Gathering Permit for the Arundel Historical Society and waive the fee for this permit” passed 3-0-1 (Hayes) Permit is for Heritage Days an Annual Event of the Historical Society.
- B. **Consent Agreement Map 4 Lot 21B MOTION Labbe second Hayes** “approve the consent decree developed for Map 4 Lot 21B and assess the fine of \$5,890 as suggested” passed 3-1 (Nedeau) Decree is for an Accessory Apartment placed on a property in 1996 without property approvals and never taxed.
- C. **Dangerous Dog:** Manager provided some action that is being attempted to remove the dog from the property and obtain a court order prohibiting the property owner from owning dogs in the future. Both the ACO and Town Attorney are working to accomplish this goal.
- D. **Establishment of Special Town Meeting:** The Board was notified that the Planning Board will be requesting a special town meeting to address ordinance changes in the Campground and Equine Ordinance. This request officially at their meeting of the 28th. Board only needs to provide a seven day notice prior to proceeding.
- E. **Status of renewal of Conditional Use Permit SW Composting Facility/Dubois Livestock:** Planning Board denied a local renewal permit as a result of the applicant not meeting the criteria addressed in the Consent Decree. **MOTION Hayes second Nedeau** “ Instruct the Code Enforcement Officer to send a Notice of Violation to the business and begin a 80K enforcement action in court” passed 4-0.
- F. **Appointments to Comprehensive Planning Committee: MOTION Hayes second Nedeau** “approve the list of individuals to serve on the Comprehensive Planning Committee as presented by the Town Manager passed 3-0-1 (Dubois)

G. Review Payables and Payroll Warrants: MOTION Hayes second Nedeau “approve payables and payroll warrants as reviewed” passed 4-0.

IX Other Business and Adjournment

MOTION Nedeau second Labbe “to adjourn” passed 4-0 @ 8:54PM

Respectfully submitted,

Keith M. Trefethen
Town Manager