

**TOWN OF ARUNDEL
BOARD OF SELECTMEN**

Monday, June 6, 2016

Mildred L. Day School Library

Members present: Selectmen Jason Nedeau, Tom Danylik, Dan Dubois, Velma Jones Hayes, and Phil Labbe; Town Manager Keith Trefethen,

Attending: Town Attorney Leah Rachin; Tad Redway, Town Planner; Planning Board members – Richard Ganong, Martin Cain, John DerKinderen, James Lowery, Roger Morin and Tom McGinn.

I. Call to Order

Chairman Jason Nedeau called the meeting to order at 6:00 p.m. Discussion ensued between John derKinderen, Planning Board member and the Board of Selectmen regarding his attendance as a Planning Board member in the anticipated executive session as Mr. derKinderen is an abutter to the Randrick Trust property. The Board of Selectmen decided that Mr. derKinderen should recuse himself from participating in the executive session.

II. Approval of Agenda

Motion made by Dubois and seconded by Hayes to approve the agenda as presented. Motion carried 5-0.

III. Executive Session 1 MRS §405(6)(E) review the mediation meeting of May 4th and the Consent Agreement developed by Attorneys with regard to Dubois Livestock, Inc Randrick Trust and the Town of Arundel.

Motion made by Dubois and seconded by Hayes to enter into Executive Session at 6:05 pm under 1 MRS §405 (6)(E) to review the mediation meeting of May 4th and the Consent Agreement developed by Attorneys with regard to Dubois Livestock Inc, Randrick Trust and the Town of Arundel. Motion carried 5-0.

Motion was made by Dubois and seconded by Hayes to end the Executive Session at 7:01 pm with no action taken. Motion carried 5-0.

Motion was made by Dubois and seconded by Hayes that after careful review of the Consent Agreement provided and discussion on the agreement, the Board agree with the Consent Agreement regarding Dubois Livestock Inc, Randrick Trust, and instructs the Town Attorney to send it along to Judge O'Neil for approval. Motion passed 5-0.

IV. Public Forum

No comments or questions at this time.

V. Approve minutes of May 23, 2016

The Board agreed to table approval of the May 23, 2016 minutes until the regular meeting on June 13th.

VI. Committee and Board Reports

None at this time.

VII. Manager's Report

None at this time.

VIII. Old Business

None

IX. New Business**A. Appointment of Planning Board Member**

The Manager explained that Robert Coon has submitted his resignation from the Planning Board and that Charles "Chip" Bassett has submitted a Volunteer Application and is interested in serving on that Board.

Following review, motion made by Hayes and seconded by Danylik to confirm the Manager's appointment of Charles "Chip" Bassett as a member of the Arundel Planning Board for a three (3) year term. Motion carried 5-0.

B. Request for hour changes for registrar for June 14, 2016 election

Pursuant to 21-A MRSA §122 (6.A.2), motion made by Dubois and seconded by Hayes to set the Registrar's hours as Monday-Friday from 8 am to 4:30pm for the June 14, 2016 State and local elections. Motion carried 5-0.

C. Confirmation of Warden for Election

Motion was made by Dubois and seconded by Labbe to confirm the Town Clerk's appointment of Doris Taschereau as Warden for the State Primary Election on June 14, 2016. Motion carried 5-0

D. Application for a Catering Permit**Art of Dining: Gillard Residence, 34 Arundel Road – June 8th**

Following review, motion made by Danylik and seconded by Hayes to approve and sign the Application for a Catering Permit for Dine Right Company Inc dba David's Restaurant for the Art of Dining function on June 8, 2016. Motion carried 5-0

Vinegar Hill Music Theater – Charity Dinner – June 10th

Following review, motion made by Hayes and seconded by Dubois to approve and sign the Application for a Catering Permit for Fishing Pole Lane, LLC dba Hidden Pond for a Charity Dinner at Vinegar Hill Music Theater on June 10, 2016. Motion carried 5-0

E. Request for a Consent Agreement Map 3 Lot 3A

The Manager explained that the homeowner discovered that a garage built in 2008 did not meet the front set back on the boundary survey prepared by Livingston-Hughes. The homeowner is trying to sell the property which was transferred to her by her father and is requesting a consent agreement in order to correct the setback violation. A consent agreement prepared by the Manager was reviewed and discussed. Motion made by Hayes and seconded by Labbe to approve and sign the Consent Agreement for a front yard setback violation of four (4) feet for Map 3 Lot 3A to Katherine T. Cyr with a fine of \$100 and the Consent Agreement is to be recorded at the York County Registry of Deeds at the owner's expense. Motion carried 4-0. Jason Nedeau abstained.

The Board discussed the need for a set policy regarding Consent Agreements.

X. Other Business and Adjournment

Motion made by Dubois and seconded by Hayes to adjourn at 7:24 pm. Motion carried 5-0.

Respectfully submitted,

Simone Boissonneault
Town Clerk