



Town of Groton, Connecticut

Meeting Minutes

Town Council Committee of the Whole

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Mayor Harry A. Watson, Councilors Peter J. Bartinik, Jr., Natalie Burfoot Billing, Heather Sherman Bond, Catherine Kolnaski, Frank O'Beirne, Jr., Paulann H. Sheets, Thomas J. Skrmetti, and Elissa T. Wright.

Tuesday, May 11, 2004

7:00 PM

Town Hall Annex - Community Room 1

REGULAR MEETING

1. CALL TO ORDER

Tonight's meeting was called to order at 7:10 P.M.

2. ROLL CALL

Members Present: Mayor Watson, Councilor Bartinik, Jr., Councilor Billing, Councilor Bond, Councilor Kolnaski, Councilor O'Beirne, Jr., Councilor Sheets and Councilor Wright
Members Absent: Councilor Skrmetti

Also present were Town Manager Mark Oefinger, Assistant to the Town Manager Lee Vincent and Administrative Secretary Wells.

3. Calendar and Communications

Assistant to the Town Manager Vincent told the Council that the Town was to attain ¼% additional Conveyance Tax and that both Conveyance Taxes have been extended by a year.

Councilor Wright was questioning that the current tax resolution had expired and the Conveyance Referral would go to the Finance Committee. Councilor Wright reported that Community Development grants might be available for Community Policing and Social Services. She has been in touch with a spokesperson from DECD, Connie Kosak, who had been in touch with Barbara Strother to get the process in motion. Federal funds through the State might be available for Community Policing.

Councilor Bond stated that she had inquiries from the Shellfish Commission concerning the Noank Hatchery. People wanted to know how long it would be before it would be turned over the Town. The Department of Agriculture turned it over to the State Department of Public Works, which processes conveyances. Assistant to the Town Manager Vincent reported that when he sees the public act, he would ask our people to pick up on it and will have our Town Attorney shadow the State Public Works Department.

Mayor Watson reported that a cruise ship was coming into New London on Friday, May 14th and he would be attending ceremonies. Town Manager Oefinger told the Town Council that the Maasdam would be at the State Pier for about six hours. He reported that there has been a lot of positive press and that passengers will be able to get off the ship to go to the Mystic Seaport, Aquarium and the shops in downtown New London.

Councilor Sheets stated that the school referendum passed and the sky did not fall. She reported that the King Property is littered with appliances and tires. She thought we should have a community project to clean it up. Get the Boy Scouts and Girl Scouts involved and in the end it will be a much better looking property.

4. Approval of Minutes

2004-0162 Approval of Minutes (Committee of the Whole)

RESOLUTION ACCEPTING COMMITTEE OF THE WHOLE MINUTES

hereby accepted and approved.

A motion was made by Councilor Kolnaski, seconded by Councilor Billing, to adopt .

The motion carried unanimously.

5. UNFINISHED BUSINESS

6. NEW BUSINESS

2003-0255 Groton Long Point Legal Status

Discussed

Attorney Duggan stated that she was there tonight to go over the legal opinion on Groton Long Point and to answer any questions. Attorney Duggan reported to the Town Council that decisions that were made were based on a body of history and identifying Groton Long Point as a Borough. The process is spelled out in our May 4, 2004 letter. We spent a lot of time on how the Charter was developed and on how the charter has been interpreted in our trial and appellate courts. She stated that time was spent with individuals in the City Government, as well as reviewing the specific materials provided. It is in fact a municipal entity and the form it takes is a Borough. Attorney Duggan stated that the Council had identified three areas of concerns, which were: 1) the issue of police funding, 2) the issue of tax status - whether or not property owned by the Groton Long Point Association was tax exempt or taxable, 3) the impact of Greenwich vs. Leyden case involving access to beaches under the first amendment to the constitution second article first of Connecticut constitution.

Councilor Billing thanked Attorney Duggan for her very thorough and extensive opinion and she appreciated the work that went into it. Councilor Billing stated that she had some questions on the issue of police funding. She asked Attorney Duggan, would it be accurate to say that since Groton Long Point is in our opinion a borough, we have an obligation to share in some way in providing police services? Attorney Duggan said, "yes" . . . how we do that is for the Town and Groton Long Point to work it out.

Councilor Billing asked: Re: Groton Long Point deeds and the principal bathing beach (Main Beach), whether its private. Attorney Duggan said she wouldn't call it private, it is municipally owned property. The question is whether under the tax statute that provides for an exemption for property owned by a municipal corporation and used for a public purpose . . . does the beach meet both those tests, or would the easement rights preclude the property from being used for a public purpose. Before the Leyden case, courts allowed easement rights to preclude public use (as in Crescent Beach case, 1970).

The problem now is its unclear whether the Crescent Beach case would still be good law in view of the more recent Leyden vs. Town of Greenwich case.

Would those easement rights override any first amendment rights to access. Because once you have access, then its used for a public purpose and is therefore tax exempt.

Councilor Wright made reference to Ed Bogdan's recent letter that he is not intending to institute any public action. She did not think we should be contemplating any further action at this stage. Councilor Billing agreed, but stated there's an unresolved issue. The issue of what property should the Town be taxing. What do we have an obligation to be taxing and what can be considered tax exempt. It's unclear how the Assessor's office should handle that. Councilor Wright would suggest this is a matter for the Assessor. Attorney Duggan suggested that one option would be to sit down with Groton Long Point Association or we could address this issue through a type of legal action. Attorney Duggan did not know if we had to go there. Attorney Duggan suggested that sitting down and understanding the issue and where Groton Long Point was going at this point would be the route to take.

Councilor Sheets thanked Attorney Duggan for the excellent opinion. She stated that she wants to look at this from the point of view of where we come out of this. The Town wants to tax an entity, is it exempt or not? In this case the potential taxpayer is saying tax us, so that we can continue as before and not tax the principal beach as seeing it as a Borough, or we could start taxing. Councilor Sheets stated that you are buying a very big lawsuit in court. This is something that would go all the way to the top. Councilor Sheets is inclined to let it stay where it is and if there are issues that come up we can decide how are we going to address the situations. Your opinion is compliant on the status of the Association and our obligation to provide police protection, it is all clear. She would like to let it be.

Councilor Bond recognized Ed Bogdan, president of the Groton Long Point Association. Mr. Bogdan noted that they appreciated the work that the Town Council was doing. He continued that the Board felt that the Council was compelled to label them. He expressed concerns that less than one page of Attorney Duggan's letter was dedicated to our deeds. Deeds are a fundamental right. The opinion did not address deeds. He stated that the opinion failed to fully analyze deeds that we submitted on September 9, 2003 and that only 2 pages pertained to our Charter. When you take those deeds they indicate that each owner of the lot has undisputed rights on the common owned lots. He proceeded to go over the language of the deeds on the beaches. Groton Long Point, the Charter clearly states, that only property owners have a right in an Association and by our Charter we as owners alone have a right to vote on business. In contrast anyone in a Borough can vote on all matters. Deeds articulated the right to use all parts of the shore as pertinent to the lots. This was an affirmation in all the deeds. He was referring to Attorney Hugh Manke's letters and he stated that they would gladly resubmit the letters. The opinion that we have here is an opinion that totally overlooked the fact we have deeds and deeds are facts.

Councilor O'Beirne stated that a lot of money has been spent on Attorneys. Why are we doing this. We have 83 years of operations and why are we having this argument? He asked was it the beach? Is it being overrun by outsiders? Why are we spending money? Why are we kicking over a hornet's nest, just to show that we can, or are you going to arrest someone that walks on your beach. Ed Bogdan stated that it has nothing to do with sand or beaches. In August of 2002 the Town and the Assessor asked him which of the 16 properties that Groton Long Point owns were exempt and which ones were not. They wanted to know which were public, which were private, which were parking lots, and houses. They came back and said the property is private; they should not be tax exempt. Mr. Bogdan stated that in mid October 2002, this was relayed to our Committee and was relayed to the Town Council Finance Committee in February 2003. He asked the membership at the Annual Meeting and they affirmed the opinion of the Board of Directors that they should be private. Councilor Bond agreed with Councilor Wright, that could we just move on and asked what did Groton Long Point want.

Councilor Bond thought we should form a Committee with Groton Long Point or have a referral. Ed Bogdan, suggested he would select three Groton Long Point Board members and then there would be three Town Councilors. Councilor Billing did not think that the issue was simple. She stated that there are questions. Why does Groton Long Point object to being called a Borough? Mr. Bogdan used as an example that you have a deed to your home and why would you object to us taking it away from you.

Attorney Duggan stated that the Crescent Beach case adhered to in the opinion was a two-step issue – It asked, is Crescent Beach Association 1) a municipal corporation? 2) Is it's property used for a public purpose. The decision was: property could not be construed to be used for a public purpose due to easement rights. What it did not dispute: The Crescent Beach Association is a municipal corporation. While I appreciate Mr. Bogdan's statements there is a flip side. The important thing it didn't render, Crescent Beach Association to be a homeowners association. Mr. Bogdan stated that this was not a clear issue whether they were a Borough or an association

and that no one's opinions can override the meaning of deeds.

Councilor Wright stated that she did not think it mattered so much what Groton Long Point called itself. Groton Long Point Association has all of the attributes of a full power Municipal Corporation. This isn't about the beaches. Councilor Wright frankly thought that there was no reason that the Town should be put to any more expense or to do any action of any kind.

Councilor Bartinik arrived at 7:57 P.M.

Mr. Bogdan reported that they would like to get there as soon as possible.

Councilor Sheets stated that we have a Tax Assessor who has to make the decision and it would be for him to determine if it were exempt from taxes. Councilor Bond stated again that we should not make this an issue any further and to move on.

Councilor O'Beirne stated that he understood what we were saying about a matter of principle and that we have two opposed legal opinions. Councilor O'Beirne asked that we take it down to practicality. What is going to happen if someone goes down to your beach this summer. Let's be practical. Mr. Bogdan that we should do what we have been doing for 80 years. Councilor Billing stated that she would be happy to form a committee to discuss issues. But I think we're avoiding the Leyden case. We're not talking about it. If, as Councilor Wright says, Groton Long Point is a borough, has been a borough, and has been treated as a borough, has been tax exempt because Town treated it as a borough. . . .under the Leyden case the beaches would be public, as I understand it. There is a list of properties at Groton Long Point that haven't been taxed over the years. I don't have a problem leaving things as they are. Right now there are no signs at Groton Long Point saying that the beaches are private. Obviously, there's no parking - without parking it's difficult for too many people to go there . . .so I don't think the beaches will be over run. But need to acknowledge there's something new, the Leyden case, that has stirred this up.

Councilor Billing asked Attorney Duggan, if Council chose to file a declaratory judgement ruling to determine our obligation to tax Main Beach, what would that involve?

Attorney Duggan explained to Councilor Billing that it means getting a condensed lawsuit together and have the court decide an issue, if both parties were willing. It is basically asking the court for advice. Councilor Billing wanted to know if both parties had to agree to this and she asked if Attorney Duggan could give them an idea how much it would cost to go to court. Attorney Duggan reported that litigation was not cheap. If you get bogged down with haggling and issues it could be drag on for six months to a year.

Councilor Bartinik said that it is brother suing brother. We should be able get the Town Attorney to give us an idea how not to have conflict. The costs would be very large, probably exceeding \$100,000. We can drop the issue, or if it can't be dropped, resort to mediation, compromise between reasonable people. He was opposed to litigation with Groton Long Point and in favor of compromise. Attorney Duggan agreed alternatives to litigation would be to have parties sit down and meet with one another and that would be a welcomed option. Councilor Sheets did not think there was any need to have a committee. Councilor Billing added that if we proceed on the basis that Groton Long Point is a Borough, it means the majority of properties are tax exempt even though they are a Borough. Attorney Duggan explained that the building referred to as the "Casino" in Groton Long Point that it was decided a portion of that building should be tax exempt and a portion should not be.

Councilor Bond asked if everyone was clear on this issue. Town Manager Oefinger thinks there may be some value to working together to have a committee on this.

A motion was made by Councilor Bond, seconded by Councilor Bartinik, Jr., to recommend a

resolution to forming a committee of three Groton Long Point representatives, three Town Councilors and appropriate staff.

Town Councilors on the committee would be - Mayor Watson, Councilors Billing, and Councilor Bond.

Councilor Wright reported that the Finance Committee had a report from the Town Attorney and Assessor with their conclusions. She reported that the tennis courts were deemed to be taxable and that a portion of the Casino was taxed and the rest is the conclusion of the Tax Assessor with the Town Attorney. All the rest of the Association owned properties that were tax exempted and it was done over a year ago.

The motion carried by the following vote:

Votes: In Favor: 5 - Mayor Watson, Councilor Billing, Councilor Bond, Councilor Kolnaski and Councilor O'Beirne, Jr.
Opposed: 3 - Councilor Bartinik, Jr., Councilor Sheets and Councilor Wright

A motion was made by Councilor Billing, seconded by Councilor Bartinik, Jr., to accept the Town Attorney opinion, and direct Town Manager and Town staff that Groton Long Point is a Borough.

The motion failed by the following vote:

Votes: In Favor: 2 - Councilor Billing and Councilor Kolnaski
Opposed: 6 - Mayor Watson, Councilor Bartinik, Jr., Councilor Bond, Councilor O'Beirne, Jr., Councilor Sheets and Councilor Wright

Discussed

Councilor Wright was not convinced that Groton Long Point is a Borough. She says it is a full powered corporation with the powers of a Borough. Councilor Sheets stated that this seemed to be resolved as is and asked why we would need a Committee and she did not think Town Attorney opinions are accepted by motion.

The Committee of the Whole Meeting took a break at 8:20 P.M. and came back into session at 8:40 P.M.

2003-0177 **Renovations & Additions to Groton School Facilities - Phase I**

Discussed

A motion was made by Councilor Billing, seconded by Councilor Kolnaski, to recommend a resolution appointing the Permanent School Building Committee to oversee the Project to Renovate and Expand Fitch High School.

The motion carried unanimously.

A motion was made by Councilor Billing, seconded by Councilor Kolnaski, to recommend a resolution appointing the Permanent School Building Committee to oversee the Project to Construct a New Elementary School at the King Property.

The motion carried unanimously.

A motion was made by Councilor Billing, seconded by Councilor Kolnaski, to recommend a resolution appointing the Permanent School Building Committee to oversee the Project to Construct a New Elementary School on the Freeman Hathaway property.

The motion carried unanimously.

Director of Public Works Gary Schneider explained the process of consultant and architect selection. Mr. Schneider reported that we have gone out and asked the consultants to submit statements of their qualifications. The firm submits a package and when they see what the project is, we receive the proposal within 30 days. The Selection Committee sits down with about five firms, and then staff meets and rates the firms. The highest firm rating is asked to come back and we look at the qualifications. Mr. Schneider stressed that we look for qualifications first, then a fee structure. He stressed we are looking for the most qualified persons and asking experts what should be in that scope of services. We have done it before and it has worked out very well.

Mayor Watson asked, would it be one or two architectural firms and would they be looking for someone to be doing all three. Town Manager Oefinger answered that maybe it could be all done with one firm, but he added that way might exclude a lot of good firms though.

Councilor Bond asked how to go about a Quality Based Selection (QBS). Mr. Schneider stated that they put it in *The Day*, *The Hartford Courant* and in the *Boston paper*. Wes Greenleaf and Mr. Schneider agreed they also would look on websites. Councilor Bond wanted to know if we talk to other Towns that have used the architects. Mr. Schneider answered that they do check references.

Councilor Sheets reported that her great concern was the cost of the project so that we do not exceed. She had concerns that the Council was not going to be involved in the selection of the architect and that was not our normal practice. Councilor Sheets would be more comfortable to have a presentation to the Council so they understand why a particular architect was selected. She added that the Council had to answer to the public. We may have cost overruns and would like recommendations.

Councilor Wright stated that as a general principle, as we embark on this project, which is of significant magnitude and importance to the Town, recognizing that the Town Manager is in charge and makes recommendations to the Town Council, it would be helpful if the Town Manager would make his recommendations in writing to the Council. Councilor Kolnaski stated that she is perfectly satisfied when the Director of Public Works comes in and the Council hears from the group that they have selected.

Councilor Bond stated that they needed to have reassurance. She would like to see a presentation from the finalists if we were going to keep costs under control. Councilor Billing believed it is staff's responsibility to interview candidates. Councilor Billing stated that she did not think she was qualified and that she did not need a presentation from a number of architectural firms, she would just assume we would get the breakdown. Councilor Bartinik stated that we have a Council, Town Manager and Permanent School Building Committee. He wanted to know who the person in charge was. Gary Schneider stated that he was in charge as Director of Public Works.

Town Manager Oefinger thought that it would be very cumbersome to make a presentation, once the selection is made. Because we are going QBS, we may not have gone through negotiations. We may not be able to come to terms. He asked at what point do you want them to come in. Mayor Watson answered that we would be a part of this process. Town Manager Oefinger responded that the most practical time to do this would be at the end of the QBS selection.

Councilor Billing asked Town Manager Oefinger how he would be proceeding with this process. Town Manager Oefinger answered that we would do it for all three schools. There are cost savings that you end up with, by building two schools that are very similar and timing is a little different on the other schools. He concluded with when the State signs off we are ready to move forward.

Councilor O'Beirne reported that the State was given a cap on the total number of dollars given in any year. He questioned the percentage rates. Wes Greenleaf added that yes, the percentage rate would change and talking to the State, they have not turned down projects, they have deferred them and we have a very good chance of getting grants approved next year, because Groton has three projects that have gained some seniority on the state's list.

Councilor Sheets wanted to express her opinion that we really should have a project manager. It seems that it is a big complicated project to construct what we agreed to construct. We need our staff to do everything else that they do. Councilor Kolnaski reported that when they had their

School Design Meetings they discussed having a consultant assist in the oversight and she asked Mr. Schneider to reiterate the pros and cons they had considered concerning the matter. Mr. Schneider said that it was so long ago, but they could pull the minutes.

Councilor Sheets asked Mr. Rick Norris, Permanent School Building Committee member, to address the Council. Mr. Norris reported that they needed professional help and the specific form of project management would need to be discussed.

Town Manager Oefinger stated that we have covered the major items, we have staffing and space needs. We basically had a full-time person at West Side Middle School simply to make sure the work was getting done. Wes Greenleaf added that if someone is a staff person there is no reimbursement. Dr. Mitchell added that this was a cost savings approach. The faster we can move the better off we will be based on the directions we receive.

2003-0054**Reorganization and Consolidation of Town and Board of Education Services****Discussed**

Town Manager Oefinger addressed the Council and asked when would you like to do this and what are the items you want to talk about. Councilor Kolnaski thought they should have a Liaison Committee and meet once a month and that the Councilor could give the committee topics. Town Manager Oefinger thought it would be difficult to get the Board of Education and Council together and that you would be better served with kick off issues. Dr. Mitchell stated that the full Board of Education and Town Council could meet and that the Town Manager and he could coordinate the date. Mayor Watson asked that they make the meeting in early June.

Councilor O'Beirne stated that at the last Liaison Committee they started talking about shared committee jobs and the issues of health and life insurance were left. He suggested that the Town Council get smart on how it is being done on the Town side. He concluded with how can we meld the Council and Board of Education together. Mayor Watson said we would like to start moving ahead that the Council have the job of getting the briefing done on the Town side. Councilor O'Beirne reported that everybody on the Council and the Board of Education are doing it right now and how it is going to change if we are going to meld it into one on life insurance and health issue. He repeated that the first step is for the Liaison Committee to get smart on how the Town does it right now.

Board of Education member, Marcia Ball Greenhalgh, reported that she did not know if the Board of Education would have the information ready by early June. She explained that the Board of Education instructed the Business Manager and then he comes back to the Board and explains clearly and we would be ready to discuss. Councilor O'Beirne added that there was no rush, that he wanted people to be aware that they have started down the path of the Liaison Committee. Mayor Watson concluded that they would start moving ahead and that the Council had the job of getting the briefing done on the Town side.

2003-0288**Town Council Goal Setting****Not Discussed****2004-0118****Establishment of Groton Juvenile Review Board****Recommended for a Resolution**

Town Manager Oefinger reported that this item had gone to Group I and was recommended for adoption and it was re-referred at the Town Council meeting to go back to the Committee-of-the-Whole. Councilor Wright has done additional research concerning what other towns have done with respect to establishing Juvenile Review Boards and reported tonight what information she had researched. Councilor Wright reported that the Juvenile Review Board is an arm of the Police Department and they help the police deal with juvenile offenders. Councilor Wright got information from 10 towns on how they handle these juvenile review boards. Some

towns also have representatives from the clergy, social workers, and from school systems. She had a memo from the Town of Berlin. She reported that the most common models are appointed by the chief of police and there are a lot of variations on types of setups. Councilor Wright stressed that she was prepared to endorse and applaud a Juvenile Review Board and she strongly recommended that the Juvenile Review Boards should be created through the Police Department. Councilor Billing asked for a little background on how this board came to life in Groton. Present to discuss this referral were Marge Fondulas, Director of Human Services, Lieutenant Mark Karasevicz, Mike Talbot, Principal of West Side Middle School, and Dom Bassi, Principal of Eastern Point School. Lieutenant Karasevicz reported that Chief Vanasse was concerned with running the entire program and that he felt a little bit of conflict of interest on what type of cases would be going before the youth board. He was totally behind the program and felt that Human Services would be the best organization to run this board. Lieutenant Karasevicz reported that our Human Services Department does a great job of organizing. He reported that staffing of police personnel would be a problem when they have a case come up and all police resources would be poured into that major investigation and that opportunities could arise and we would have to set our priorities. He went on to explain the Juvenile Review Board processing procedure. A juvenile is involved in a small incident, and instead of sending a youth over to see a Youth Officer, we would send a youth over to the Juvenile Review Board where there would be no legal issue as long as the juvenile involved would admit to the incident and can handle the punishment. Councilor Wright asked the Lieutenant if they knew what other towns and what legislative action had been taken to create these boards and if they had any models from other areas. Marge Fondulas reported that they had someone from Newington that was coming to the Youth Review Board tomorrow and she added that she did not know how many towns had passed this Juvenile Review Board process. She stated that we are dealing with lives of the children in our community and she thought it was important to the Youth Advisory Council through endorsing a resolution on what we are doing.

Councilor Kolnaski added that she would like to send the resolution back to the Town Council revised. Councilor Sheets had concerns with what authority we had, and we should have the authority questions nailed down and that she loved the concept. Councilor Billing stated that under the broad authority we have enacted many ordinances. She also felt it was a wonderful program and that the people of Groton are very comfortable doing it through Human Services and we can give our blessing to creating and she would like to see it on our agenda for the next meeting. Councilor Bartinik stated that we only have the power from the statutes. Town Manager Oefinger said if the Council wanted him to consult the Town Attorney on the authority issue he would. Councilor Bartinik continued to report that this Board gives the authority as to which young offender would be able to cut a deal. Councilor Wright reported that she could not locate statutory authority on boards. Councilor Bartinik sees this program that somebody will be exercising discretion whether the Town has the authority to do this and he concluded that General Statutes have a long list of the things Towns can do.

Assistant to the Town Manager Vincent reported that we have no less than 58 powers in the Charter and every one of those powers can be exercised by the Town. Councilor Wright asked who had the authority to divert juveniles from the juvenile justice system and has been told that the authority lies within the Police Department.

West Side Principal Mike Talbot stated that only minor kinds of issues would come before the Review Board. It may keep them out of that system and all for the better and if they violate that they go into the juvenile system. Councilor Bond asked if they could advocate this whole concept and asked if it were only for students who have not been in juvenile court before. She asked if they could talk to the Police and then appoint Social Services, so we don't keep going on and on about his. Councilor Sheets thought they needed some legal basis for creating this board.

Councilor Bartinik stated that what makes him feel more comfortable was that they felt the Police

officers have discretion. If they exercise discretion not to prosecute, he would like to have the Police Department involved. Lieutenant Karasevicz assured the Council that the Police are heavily involved and an officer will be on the Board. Lieutenant Karasevicz stated that he was not expecting to get 10 or 12 cases a month, maybe one a month. We feel it is an excellent opportunity when the offenders are admitting that they are responsible and everyone is agreeing that they are.

A motion was made by Councilor Sheets to adjourn at 10:15 P.M. There was no second.

Councilor Wright expressed that the Board should operate under the auspices of the Police Department. Councilor Sheets stated that they were questioning the Council's legal authority to do this and that we could be liable and she was not sure it was prudent.

Councilor Billing thought we should have some clarification at the next meeting and Councilor Bartinik agreed with Councilor Sheets and thought this issue should be on the agenda and that it is under the umbrella of the Police Department. Councilor Bond asked how hard is it for someone to find out and could someone make a phone call to Hartford. Assistant to the Town Manager Vincent stated that Councilor Wright did exhausting research and there is no prohibition on our authorization in the State law. Councilor Bond thought it would be a question for our Charter and Councilor Sheets added that they need to find some authority.

Councilor O'Beirne did not think that the Juvenile Review Board needed the Council's votes and made the following motion.

A motion was made by Councilor O'Beirne, Jr., seconded by Councilor Billing, to recommend a resolution supporting the formation of the Juvenile Review Board under the auspices of the Human Services to administer to children at risk as referred by the Police Department or the Superintendent of Schools.

The motion carried unanimously.

2004-0053 Future Use of the King Property

Not Discussed

2004-0142 Copp Property Dog Park

Not Discussed

2002-0209 School Design Committee

Not Discussed

7. Consideration of Committee Referral Items as per Town Council Referral List

- None

8. OTHER BUSINESS

- None

9. ADJOURNMENT

A motion was made by Councilor Kolnaski, seconded by Councilor Bartinik, Jr., to adjourn at 10:35 P.M.

Motion carried unanimously.