

**Milton Town Council Meeting**  
**Mariner Middle School, 16391 Harbeson Road**  
**Monday, November 3, 2008, 7:00 p.m.**

1. **PUBLIC PARTICIPATION** portion of the meeting was called to order by C Abraham at 7:00 PM.

2. C Abraham: No forms were received from the public, so C Abraham closed the Public Participation part of the meeting at 7:00 p.m.

3. The Town Council Meeting was called to Order by C Abraham at 7:00 PM.

4. A Moment of Silence was led by C Abraham.

5. The Pledge of Allegiance to the Flag was said by all in attendance.

6. Roll Call was called by C Abraham: C Martin-Brown “present”; C DUBY “present”; C Hudson “present”; C Prettyman “present”; C Abraham “present”

7. Additions or Corrections to the Agenda

C Abraham: Are there any additions or corrections to the Agenda? C Hudson: I would like to add an Agenda item, if I may. The Town, in its 2009 budget, allowed \$4,700 of possible donations to non-profit organizations and tonight we’re discussing the possible vote to grant the request from the Milton Development Corporation to waive the consultation fees and I think this is a very generous thing, if the Town Council votes to do it. What I would like to do is to make a motion to have a discussion and vote to make donations to the Milton Historical Society, the Milton Garden Club and the Milton Catsnippers. They have, either in writing or verbally, made their requests to me and to various Council Members and to the Town Manager. I think if it’s at all possible, that we just go ahead, if the Town Council votes on it, make a donation to those organizations. I make a Motion that we have discussion and possible vote to grant a donation to the Milton Historical Society, the Milton Garden Club and the Milton Catsnippers. C Abraham: So you would like that added under New Business, e? C Hudson: Yes, please. Mary Schroeder-Fox: These agenda items, is there any sense of urgency why it can’t wait until we have the next meeting. I ask this for FOIA purposes, about noticing the Agenda, and that there are certain standards that we need to meet in order to amend it. C Hudson: By withdrawing the Motion, what I would ask is that my motion be put on the Agenda for next month. Will that be all right? Mary Schroeder-Fox: I think that would probably be better for FOIA purposes. C Hudson: That would be great. Mary Schroeder-Fox: This can be added as an Agenda item next month. C Abraham: Any other additions or corrections? Can I have a motion to approve the Agenda? C Prettyman: So moved. C DUBY: Second. C Abraham: We have a motion and a second, all in favor, motion carried.

8. Presentation of Minutes for October 6, 2008

9. Approval of Minutes by Council

C Abraham: Can I have a Motion? C Prettyman: I make a motion that we accept the Minutes of October 6, 2008, as written. C Hudson: Second. C Abraham: We have a motion and a second, all in favor, motion carried.

10. Approval of Written Committee Reports

C Prettyman: I make a motion that we accept the Written Committee Reports, as prepared. C Hudson: Second. C Abraham: We have a motion and a second, all in favor, motion carried.

11. Town Manager's Report

George Dickerson: I believe you should have the Work Orders, as well as the Complaint Reports that were placed at your seats when you came in. You may review them at your leisure. I think there are only 11 outstanding reports or complaints that we have received and have not been acted on to date. Another thing that was completed was a water facilities update, which was recommended some months ago, by me. There was approval of a \$12,000 budget line-item for that, as well as a \$12,000 grant, for a total of \$24,000 to Cabe Associates to update that water facilities document. That has been received in "draft" form. I met with Mr. Hoffman from Cabe Associates and, in fact, have reviewed that document. There were several questions that I had and also some misinformation that was in there. We've worked on that for approximately three hours and it is going back into another "draft" form. When that is completed, I will give it to the Chair of the Water Committee, for review. Later this month, if the Mayor so chooses, we could have a workshop with regard to that document; discuss it; and then it could be placed on December's Agenda for Public Presentation, as well as a possible vote to accept the contents of that report. That will be coming up very soon. The turnaround on that is supposed to be quite fast. C Prettyman: This report that you're talking about; what does it consist of? George Dickerson: The water facilities update was done five years ago. The reason for this update would be that the previous water facilities update will expire this year. This one updates with a look into the future for five years; saying what our impact is with regard to housing; what our infrastructure should look like; what our water looping and routing should be; and how much we're going to need for future use; based on annexation and the number of homes that are coming on-line. There was a mass-mailing to all Milton's residents. You will remember that last year was the first time that we did the leaf pick-up. That was very successful for us. Everyone thought that was a good idea. We're going to continue that this year, on Saturday, December 6, 2008. I know Allen will be very appreciative of this announcement. People get this and sometimes they don't read the details. The piece of equipment that is used to pick those leaves up requires that the leaves must be out at the curb side. That doesn't mean that you rake them just to the sidewalk and leave them on the sidewalk; they have to come out into the street at the curb-line, because the piece of machinery that picks them up comes along that curb-line and picks those leaves up, so it's very important. Most of you should have that. These are published and we shall try to announce it again. We'll put it in the paper and it's already posted around Town, so hopefully everyone will remember to do that. That's important. C Duby: I have a question about that. Do we restrict parking on that day so that the people can get to the leaves? George Dickerson: We have not. It's been working out okay. Allen can you address this? Allen Atkins: It's not necessary to restrict parking. C Duby: So you don't need it clear. Okay. George Dickerson: The Personnel Committee has received the update to the Handbook, which I have spoken about and which the Committee members are reviewing now. I was also tasked to review that against our Personnel Ordinance. Our Personnel Ordinance is found in our Town Ordinance under Chapter 2, Article IV and the balance of that is to look at the Personnel Ordinance with regard to the Handbook to make sure to see if anything is askew or that they are not in conflict with each other. I completed that task; I got

that out to the members of the Personnel Committee and they are also reviewing that. That was turned in this month, also. That's all I have at this time, unless there are some questions. C Martin-Brown: I have just one, that goes back a long, long way. Could you possibly give us an update on the Rails to Trails? George Dickerson: I can tell you where that stands at this point. Stephanie Coulbourne was handling that. There is some conjecture right now, with the State, with Jeff Niecgoda who is the person with regard to the State of Delaware that is handling that. He is ready to release the money to us; however, we do not own the property along the tracks. One of the things that was found when Ten Bears Environmental did the study was that there were some carcinogenics along there, mixed in with the cinders that come from normal train transportation. We don't own the property. In my opinion, the issue is that we don't want to accept that as long as it is contaminated because we don't want the cleanup bill that's associated with that. The project is a very good project and Jeff Niecgoda would want to give us the money right now for this project; however, the other thing is it was \$324,000. It's not been explained to me. He has reduced that amount and I'm talking with him trying to work out the particulars of this; but it is not wise, nor would I tell Council to accept land that is contaminated, that we may have to have someone in their environmental suits out there, cleaning that up and unearthing that contaminated soil. C Hudson: Who is responsible to clean that up? George Dickerson: As long as we don't own it, not us. That's what I can tell you for sure. C Prettyman: Mr. Dickerson, can the money that Jeff has be put in escrow until this stuff is cleaned up or will we lose that money? George Dickerson: The money is good for us until June. In other words, we can receive that money up until June. That is the cut-off after which we can't use it anymore. I'm trying to work out the details of why, right now. C Prettyman: So it is up to DelDOT or whoever to get that cleaned up. From now until June are we going to be able to get that area cleaned up? George Dickerson: I've asked that question to Jeff Niecgoda. He has not answered the question. I'll try to get an answer, as soon as I can. C Prettyman: In doing that, also, can we get an extension from where he's going to hold the money up until June, maybe, until the end of the year. George Dickerson: No, June is the absolute drop dead date. C Hudson: Is there any estimate on how much it would cost to clean it up? George Dickerson: No. C DUBY: We don't even know who owns the land? C Prettyman: That is the railroad's problem. George Dickerson: I can tell you that the Town doesn't and it looks like it was the railroad company or it belonged to the rail company at one time. Right now, since the State was involved with this Rail to Trails, the paperwork to abandon the railroad goes to the Governor's Office and I understand from there, that it is actually a Federal Agency that controls that as the rail service that was there at one time. C DUBY: It sounds to me, based on what you said that it is highly unlikely that we'll be able to use that money. George Dickerson: I'm hoping not. C DUBY: I can't imagine that between now and June we're going to identify the owner and have them clean that up. George Dickerson: I will work on it. I can't promise, but I'm doing all I know to do. C Hudson: Is this Phase I, II or III? George Dickerson: This is Phase I. C Hudson: Are there any contaminants on Phases II and III? George Dickerson: I don't know. I know there are on Phase I. C Prettyman: You're going to be looking into who is responsible for getting that cleaned out. George Dickerson: I'm going to ask the question, who owns it, first. C Prettyman: Yes, who owns it; because then they will be responsible for cleaning it up; but the other thing is the money part of it is, and June will be our cut-off date for that. George Dickerson: If Council is willing to accept the money with the contaminated soil, I think that's a poor choice. But that's certainly an option. C Abraham: Do you want to try and give us an

update by our next monthly meeting? C Hudson: Can we check with DNREC to see if this contaminated site is registered as a brown site or some arrangement with DNREC. George Dickerson: Jeff Niecgođa is a DNREC official.

## 12. Written Reports

### Maintenance

C Prettyman: I make a motion that we accept the Maintenance Report, as written. C Duby: Second. C Abraham: Any questions to the Motion? We have a motion and a second, all in favor, motion carried.

### Project Coordinator/Code Enforcement Report

C Prettyman: I make a motion that we accept the Project Coordinator/Code Enforcement Report, as written. C Duby: Second. C Abraham: Any questions to the Motion? We have a motion and a second, all in favor, motion carried.

### Police Report

C Prettyman: I make a motion that we accept the Police Report for September 21<sup>st</sup> through October 20<sup>th</sup>, 2008, as submitted. C Duby: Second C Abraham: Any questions to the Motion? We have a motion and a second, all in favor, motion carried.

## 13. Old Business

- a. Appoint a new Chair of the Historic Expansion Ad Hoc Committee.

C Abraham: I was left with the name Marie Mayer. Can I have a Motion to accept Ms. Mayer? C Martin-Brown: I make a Motion that we accept Marie Mayer as the Chairman of the Historic Expansion Ad Hoc Committee. C Hudson: Second C Abraham: All in favor. Marie Mayer is our Historic Expansion Ad Hoc Committee Chair.

- b. Discussion and possible vote to grant the request from Milton Development Corporation to waive the consultant fees for the parking lot in River Bank Project, located behind the Milton Theater

C Duby: Madame Chair, let me say what I did the last time when we couldn't vote on this. I need to recuse myself from this discussion and from the vote, because I am a member of the Milton Development Corporation Board. C Abraham: C Duby has recused herself. C Martin-Brown: Madame Chair, I would like to make a motion that we grant this request from the Milton Development Corporation. C Prettyman: Second. C Abraham: We have a motion and a second. Any questions on this motion? C Hudson: I have a question, and I'm not saying I'm for or against this. Not so long ago, we voted and approved to waive fees for a business, Bark Avenue, they had about \$400 in fees and we waived them. Milton Development Corporation is not a business; it's a non-profit as I understand it. To me, waiving a consultation fee is something we would do for a business. Normally, for non-profits, we give them a donation and they spend it on whatever they want; if they decide it's to go to a consultation fee or not; what I'm questioning is are we treating the Milton Development Corporation like a business; and are we going to give it a donation later as a non-profit; because I think it gets a little

confusing here when we waive fees on a non-profit; when normally we give non-profits donations and they spend it the way they want? I was just a bit confused why they would be asking for waiving a consultant fee; when we could have just donated money towards that. We would probably give them a donation anyway because we usually do every year; even though this year it may be smaller. It just seems kind of strange to me because it's not a business; it is a non-profit. C Martin-Brown: Madame Chair, I would like to speak on behalf of waiving the fee because it's economically more viable for us to waive a consultancy fee then to have to come up with hard cash. But, secondly, there's that gray area where in fact, I believe, the Theater attracts a lot of people to Milton which helps the business community. One of the cases we have made is that the activities of culture and theater and music and all these things help bring business to the business community. I would like to speak in favor of the waiver. George Dickerson: I would like to clear the record, at this point, only because I think there is some point of confusion as to what gets paid and what's being waived. C Hudson spoke correctly that we waived the fee and an application fee had not been received, at all. This is a different circumstance. I hold in my hand, and you have in your packages, the bills that have been paid already, by the Town for this in the amount of \$1,156.10, on this particular issue. I just think this is a point of clarification that needs to be made. C Abraham: I have a motion and a second. All in favor. Motion carried.

#### 14. New Business

- a. Discussion and possible vote on Sommer Chorman's Appeal to Council to permit the filing of a demolition permit application for a porch at 312 Chestnut Street. Is anyone here to talk about it? Please approach the microphone. Sommer Chorman and Karen Patton: We presented paperwork, which you have already, which included photos of the original house, with the original porch on it and two photos of the house at it stands today, and we would like to tear that off and restore the house to it's original state. C Prettyman: I'm one of the few people that remembers the porch on that house and I would like to see the house restored, even though we have that moratorium, and you're not demolishing the entire house; you're just going to take that front stoop off and to make it look like the rest of the home. I would like to make a motion that we grant you that permission to do that. C DUBY: Second. C Abraham: Any discussion on this motion? Mary Schroeder-Fox: Madame Chair, in the packets that you received for tonight's meeting, there is a copy of the ordinance that established the moratorium that's in place. In Subsection E, talking about an Appeal to Council for a deviation from this moratorium, it states that by a preponderance of the evidence, an exception to the ordinance is warranted by the specific criteria which forms the basis for the application. It goes on to state that "specific criteria shall include those reasons why demolition shall proceed, while the moratorium is in place, and why a delay will be an economic hardship, a safety hazard, or other articulable showing factors that compliance with the ordinance is not practicable." So, I just urge everybody to remember those specific criteria when you're voting and stating your reasons for your vote on the record and that if you are voting yes or no, that we need to relate your votes to the specific criteria that is listed in the ordinance. C DUBY: Could we ask if the owners of the house have anything further to say addressing those specific criteria. Is there anything additional you would want to say about economic hardship or a safety hazard or any other issue? C Martin-Brown: Are the

boards rotten? C Abraham: What we're trying to ascertain is if it is a hardship, or a safety hazard, some factors why we would need to grant you approval at this point in time? Sommer Chorman: No there is not a safety hazard, I guess, per se. Karen Patton: It's more so just trying to beautify the street front of the house. Sommer Chorman: And to improve our equity. C Hudson: How old is the current porch that you would like to demolish? Sommer Chorman: We're not really sure, but it's got materials that are really old. C Hudson: It's really old; some of the boards are loose. Sommer Chorman: Some of them on the inside, yes. C Hudson: It could be a safety problem? Sommer Chorman: It could be, yes. C Abraham: We have a motion and second, any discussion? I would like a roll call vote: C Martin-Brown "Aye. I support this very limited demolition with the condition that because of safety concerns, it be replaced by a porch that replicates the historic porch shown in the addendum to the application to assure the free movement of air and light and protection from the weather." C DUBY "Aye. I agree with C Martin-Brown's comments. I also think that it's important for us to look at the intent of the moratorium, which was to preserve the historic character of the Town and to prevent demolitions related to or that would destroy the historic character of the Town. Here is an instance which I think shows that the owner's of the house are trying to do something that actually restores the historic characteristic of the house. What they're demolishing is the more recent and out-of-character addition; so in addition to the safety concerns, I think to grant this waiver would be totally in compliance with the intent of the original moratorium, in the first place. C Hudson "Aye. I'm voting aye because the current porch may be a safety hazard." C Prettyman "Aye and I concur with the rest of the Council." C Abraham "Aye. The safety factor and wanting to see the historic old porch put back would be nice." Motion carried.

- b. C Hudson: Before we go any further, I would like to withdraw my resignation letter that I submitted to withdraw my membership from the Historic District Ad Hoc Expansion Committee. Originally, when I submitted my resignation letter, I was taking into account that I had originally joined the Ad Hoc Expansion Committee to help with the study to expand the Historic District. And, I made the motion and I was approved by the Council to spend \$15,000 for that study and I'm pleased to say that it's just about complete and it only cost \$13,000 and then the Historic District Ad Hoc Expansion Committee proceeded, starting in October, to work on an Ordinance. I know very little or anything about Ordinance; I took an on-line paralegal course; I don't think that qualifies me for much in the way toward being very knowledgeable about Ordinance; however, I feel that perhaps I could give some input as to what our Town would like to see in some Ordinances; and then contributing the pro bono attorney, Tom Reed, and perhaps our attorney can give us a considerable amount of input to formulate Ordinances that will not be as weak as the previous one was. Concerning 409 Federal, it looked to me like the owner's of 409 Federal just drove a truck right through our demolition Ordinance on the part of the Historic Preservation Ordinance and I would like to see things done a lot better in the future so we have quite a bit more control over our downtown; our historic district; and to make sure the character and quality of our Town is preserved. If I may, I would just like to withdraw my resignation letter and remain a member of the Historic District Ad Hoc Expansion Committee. Thank you.

- c. Approval of the Implementation of the Premium-Only Plan for Employee's Health Benefits to allow the deductible to be paid using pre-tax dollars.

George Dickerson: We have made application to Blue Cross and Blue Shield for this process to be in place. This does not cost the Town anything. The only requirement is that this Blue Cross and Blue Shield requires our Council to consider an Ordinance and the passing of an Ordinance so that employees can take advantage of pre-tax dollars with this plan. That's what is before you. We have made all the applications to set this up in place; we simply need your blessing on the Ordinance and a vote on that Ordinance. C Duby: I move that we approve this change. C Hudson: Second. C Abraham: Any discussion to this Motion? C Hudson: I just would like to say that I know that it was very, very hard for this Council when we voted unanimously for the budget and that reduced benefits for our employees. The alternative was to fire three people and I spoke up very adamantly that I did not want any of our employees fired, especially not from our Police Department; the good thing was that we were able to maintain with the cuts that we made to our budget, all three of those employees, I'm sorry it came to this, but we did the best we could. C Abraham: All in favor. Motion carried.

- d. Request to approve a private well for Geothermal Unit Installation. The Town was informed on October 31<sup>st</sup> at 10:30 a.m. that the furnace had been removed from the residence at 210 Chandler Street. This item was added after consulting with the Town Solicitor whether conditions are expected to be in the low 30's during the upcoming weeks.

George Dickerson: The Water Ordinance, if I may, Madame Chair, certainly says that you can not have a private well on your property. This is not a well that is there for consumption. I know about Geothermal because I put a unit in my new house. Groundwater at a certain temperature is 55°, from which you can extract both heating and air conditioning from that temperature. This is a closed system and it would not be used for drinking purposes. The home will still be connected to the drinking water. There was at least one other application that I know of that came to Council, where someone asked for the same consideration with a Geothermal Unit. If it was for drinking water and it was going to be used that way, it certainly is a different use. This is for heating and it uses a greener technology. C Prettyman: I would like to make a Motion to accept this private well for the Geothermal use for heating. Also, because I am very involved in greening and I think this is a very good thing for the Town. Hopefully, I will be bringing in a proclamation for the Town to go green and to discuss same. C Hudson: Second. C Abraham: Any questions on this motion? C Hudson: The precedent has been set by Mary Stuart, who already has a Geothermal Unit and I think this is an excellent thing and we should follow it. C Abraham: All in favor. Motion carried.

- e. C Prettyman: Madame Chair, before we go into Executive Session, I would like to find out from the Town Manager's staff about the reassessment. What are we doing? We have the money set aside to do that. Are we getting any place or what is going on there?

George Dickerson: I have taken no action because Council is going to review it and let me know when to start the reassessment. C Duby: Can we put it on the Agenda for the December meeting? George Dickerson: Yes, sure. C Prettyman: Madame Chair, please

add it on as a discussion and possible vote to be put on the agenda for the December meeting. C Abraham: No problem.

- f. C Martin-Brown: Madame Chair, colleagues from the community are here and they may not know that our Vice Mayor broke her ankle, three bones, and is in the hospital, hence she is not here and this is why. Thank you.

#### 15. Executive Session

C Abraham: I need a motion to go into Executive Session to discuss pending litigation. C Hudson: I make a motion that we go into Executive Session. C Duby: Second. C Abraham: All in favor. We're going into Executive Session at 7:38 p.m. C Abraham: We're coming out of Executive Session at 7:50 p.m. C Hudson: I make a motion that we collect all the Statement Agreements. C Martin-Brown: Second. C Prettyman: Because we got this at the last minute and it has nothing to do with the attorney, I would like to have the opportunity to take time and read through it before voting on it. I have not had that time and I think it's only fair that we hold onto it, to read it (I'm speaking for myself) so that I will be voting correctly on the issue that is in front of us. We have the other drafts in our files and this is just a draft, it's not in concrete. I would like to take the time to read it and if I have any questions, I can call our Town Manager about it. C Martin-Brown: Mr. Councilman, are you proposing that we defer the vote on this? C Prettyman: No. My thing is that I want to be able to read what is here and to take it all in. C Duby: But are you saying you want to read it before the vote? C Prettyman: Yes. C Duby: But we're voting in the next two minutes. C Martin-Brown: Be quick. C Prettyman: Well, you go ahead and vote then. I'm going to keep it. C Abraham: We have a motion and a second to give it back. C Prettyman: I don't think its right to give back something that we have not had time to digest. C Martin-Brown: Well then we shouldn't vote on it. C Duby: If you feel that you haven't had time to digest it, then we shouldn't vote. C Prettyman: I can't vote because I haven't had the time to digest it and read it and maybe call the Town Manager up with questions about it. C Duby: My concern, Madame Chairman and C Prettyman, is not whether you've had time to read it or not before the vote, because you can vote "no" or you can abstain or whatever you want to do. My concern is the confidentiality of these documents that we have. There have been breeches of confidentiality on legal documents that were discussed in Executive Session previously, and I'm concerned that that breach may well happen again. So, I would strongly support the motion that's been made by C Hudson, that we all turn them back into the attorney and until this document is final, it should not be out there in the press or anywhere else. C Prettyman: On that C Duby, I have several documents from this transparent government and other...C Duby: We all do. This is a draft of an agreement, different then all the other documents. C Prettyman: C Duby I am speaking. I respected you when you were talking. I would like you to respect me also. C Martin-Brown: Maybe there's a compromise. C Prettyman: I am still speaking. C Martin-Brown: Excuse me, Mr. Prettyman. C Prettyman: As I say, all of these are confidential. I have several confidential ones in my files. That's where they are and I think if this Council can not trust each other, then there is something wrong. C Abraham: Any other comments or questions? C Martin-Brown: Yes, Madame Chair, maybe there is a compromise that could be reached where a reading copy is available from the Town Manager and the copies tonight are collected. C Abraham: I have a motion and a second. All in favor of giving the document back to the Town Solicitor. C Duby: "Aye"; C Martin-Brown:

“Aye”; C Hudson: “Aye”; C Abraham: “Aye”; C Prettyman: “Aye”; C Abraham: Motion carried. C Hudson: I make a motion that we accept the Agreement, as presented by our attorney. C DUBY: Second. C Abraham: Any questions to the motion? C DUBY: I want to ask C Prettyman a question. Mr. Prettyman are you saying that it is your understanding that this document has not been agreed to and that’s why you’re concerned? C Prettyman: My concern is that I have not reviewed that document and I can not, honestly, vote yes without reviewing the document. C DUBY: I understand that. I understood you to be saying just a minute ago, how can we vote on this when it is not the final document? I thought that’s what you said. C Prettyman: It is not the final document. C DUBY: It is the final document. C Prettyman: It is not the final document because you just told us it was a draft. How can you say it is a draft out of one side of your mouth, and then out of the other side, it’s a final document? She has not presented the Council with the Final Document. This one has corrections on it. How are we going to know if the corrections are completed? C DUBY: It is a document that has been agreed to by all of the other parties in the case. Mary Schroeder-Fox: I just want to provide some clarification, because I wasn’t clear before. The document that I presented to you during Executive Session is the final draft. What that means is that it hasn’t been printed on the fancy pretty bond paper, ready for everybody’s signature; rather it is in a draft form still showing the various changes that have been made by the various parties involved. Microsoft Word™ has this wonderful tracking mechanism where you can track your changes and it will highlight them for you so that you can easily see the back and forth between the parties; what was changed; and what everybody was thinking. Essentially, in substance, this is the final version of the agreement. You hit a button that says “accept tracked changes” and it accepts everything and takes out any strikethrough or underlining where it’s not appropriate and then you can print it on your “good” paper that you file with the Court. But for purposes tonight, so that everybody could see the history of this document and see how it evolved, the tracking mechanism was left on. But it is, in substance, the final version of the agreement. C Hudson: So there will be no further corrections or additions, deletions or changes. Mary Schroeder-Fox: Other than just properly dating it, which is always something that happens on a final copy of any agreement, the proper date will be inserted and the parties will be able to sign it. If there are any substantive changes, other than correcting a comma or a period, something that’s typographical in nature, anything substantive would come back to Council. C Hudson: My feeling is the Town has spent enough money on this litigation. I don’t see any sense in continuing... C Prettyman: I would like everything to be kosher and right. That’s my whole vision. C Hudson: ...spending any more money on this litigation and I think since all parties have agreed, that we should proceed and approve. C Prettyman: But it’s still a draft. C Abraham: I have a motion and a second. Anything further? C Martin-Brown: Yes, Madame Chair, I would like to amend the motion the motion; that this document be accepted and approved, as provided to each Council member and that any other language changes required it to be returned to Council for further consideration. C Abraham: You made the motion. C Hudson: I made the motion, so I’m the one that has to change it. I amend them motion that if there are any further changes to it that it be brought back to Council for reconsideration. C Martin-Brown: Second. C Abraham: Any other questions to the motion? All in favor, Aye. Motion carried.

16. Adjourn: C Hudson: I make a motion we adjourn. C Martin-Brown: Second C Abraham: All in favor. Meeting adjourned at 8:00 P.M.