

**WARREN CITY COUNCIL
REGULAR MEETING
September 23, 2014**

A Regular Meeting of the Warren City Council was called for Tuesday, September 23, 2014, at 7:00 p.m. in the Warren Community Center Auditorium, 5460 Arden, Warren, Michigan 48092.

MEMBERS OF THE COUNCIL present:

Cecil D. St. Pierre, Jr., President
Patrick Green, Vice President
Scott C. Stevens, Council Secretary
Keith J. Sadowski, Assistant Council Secretary
Robert Boccomino, Councilman
Kelly Colegio, Councilwoman
Steven G. Warner, Councilman

ABSENT: None

Also Present:

David Griem, City Attorney
Mary Michaels, Assistant City Attorney
Bonnie McInerney, DDA/TIFA Director
Rob Maleszyk, Controller
Sean Clark, CitiStat Coordinator
Henry Bowman, Parks and Recreation Director
Ron Wuerth, Planning Director

1. CALL TO ORDER

Chairman St. Pierre called the meeting to order at 7:02 p.m.

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL

All members were present.

4. ADOPTION OF THE CONSENT AGENDA

Motion:

Motion to approve was made by Councilman Green and supported by Councilman Warner.

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Voice Vote:

A voice vote was taken on the motion. All "Ayes" were recorded. The motion carried (6-1).

5. ADOPTION OF AGENDA

Motion:

Motion to approve made by Councilman Green and support motion made by Councilman Sadowski.

Councilman Stevens asked to add a few items from the administration to the agenda. One item was a special assessment for Masch Avenue and the other was a contract extension for emergency water and sewer repairs. Those items were before the Council Members and Masch Avenue should be marked 9e for special assessment roll and 11b for the contract extension. Also note the administration for item 9c in the packet there wasn't back-up but they sent it over after the agenda went out and the Council did not receive the back-up until now.

Roll Call:

A roll call vote was taken on the motion. The motion carried (5-2).

Councilman Green	Yes
Councilman Sadowski	Yes
Councilman Warner	Yes
Councilman Stevens	No
Councilman Boccomino	Yes
Councilwoman Colegio	No
Councilman St. Pierre	Yes

6. APPROVAL OF THE MINUTES

a) **Minutes of the Regular Meeting of September 9, 2014**

Motion:

Motion to approve made by Councilman Stevens and supported by Councilman Sadowski.

Voice Vote:

A voice vote was taken on the motion. All "Ayes" were recorded. The motion carried (7-0).

7. APPROVAL OF THE BILLS

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a) **General Fund Bills**

Motion:

Motion to approve was made by Councilman Sadowski and supported by Councilman Green.

Roll Call:

A roll call vote was taken on the motion. The motion carried (6-1).

Councilman Sadowski	Yes
Councilman Green	Yes
Councilman Warner	Yes
Councilman Boccomino	Yes
Councilman Stevens	Yes
Councilwoman Colegio	No
Councilman St. Pierre	Yes

b) **Water & Sewer System Bills**

Motion:

A motion to approve was made by Councilman Warner and supported by Councilman Stevens.

Roll Call:

A roll call vote was taken on the motion. The motion carried (7-0).

Councilman Warner	Yes
Councilman Stevens	Yes
Councilwoman Colegio	Yes
Councilman Boccomino	Yes
Councilman Sadowski	Yes
Councilman Green	Yes
Councilman St. Pierre	Yes

c) **General Fund Revenue Report**

Motion:

Motion to receive and file was made by Councilman Stevens and supported by Councilman Green.

Voice Vote:

A voice vote was taken on the motion. All "Ayes" were recorded. The motion carried (7-0).

d) **General Fund Expenditure Report**

Motion:

Motion to receive and file was made by Councilman Stevens and supported by Councilman Green.

Voice Vote:

A voice vote was taken on the motion. All "Ayes" were recorded. The motion carried (7-0).

8 ANNOUNCEMENTS

- a) Presentation by Turning Point in regards to October as Domestic Violence Awareness Month

9 ADMINISTRATIVE HEARINGS/PUBLIC HEARINGS:

- a) **PUBLIC HEARING:** Request of Apex Broaching Systems, Inc. for the approval of an Industrial Facilities Tax Exemption (IFTE) located at 22862 Hoover Road, Warren, MI. CONSIDERATION AND ADOPTION OF A RESOLUTION.

Motion:

A motion to approve was made by Councilman Warner and supported by Councilman Stevens.

Roll Call:

A roll call vote was taken on the motion. The motion carried (7-0).

Councilman Warner	Yes
Councilman Stevens	Yes
Councilwoman Colegio	Yes
Councilman Boccomino	Yes
Councilman Sadowski	Yes
Councilman Green	Yes
Councilman St. Pierre	Yes

- b) **PUBLIC HEARING:** Request of Steel Processing Co. LLC for the approval of an Industrial Facilities Tax Exemption (IFTE) located at 23513 Groesbeck Highway, Warren, MI. CONSIDERATION AND ADOPTION OF A RESOLUTION.

Motion:

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A motion to approve was made by Councilman Green and supported by Councilman Stevens.

Roll Call:

A roll call vote was taken on the motion. The motion carried (7-0).

Councilman Green	Yes
Councilman Stevens	Yes
Councilwoman Colegio	Yes
Councilman Boccomino	Yes
Councilman Sadowski	Yes
Councilman Warner	Yes
Councilman St. Pierre	Yes

- c) **PUBLIC HEARING:** Request to rezone property located on the east side of Van Dyke Avenue approximately 222 ft. north of Civic Center Boulevard; 29900 Van Dyke Avenue from the present zoning classification Downtown Center District, the City Square Neighborhood Zone to C-2, General Business District in Section 10; CONSIDERATION AND ADOPTION OF A RESOLUTION.

Motion:

A motion to approve was made by Councilman Green and supported by Councilman Boccomino.

Roll Call:

A roll call vote was taken on the motion. The motion carried (5-2).

Councilman Green	Yes
Councilman Boccomino	Yes
Councilwoman Colegio	No
Councilman Stevens	No
Councilman Sadowski	Yes
Councilman Warner	Yes
Councilman St. Pierre	Yes

- d) **ADMINISTRATIVE HEARING:** Amendment to Zoning Ordinance No. 30; appendix A, Article XXI-A of the Code of Ordinance of the City of Warren by repealing the present Village Historic District Zoning and replacing it with a new Village Historic District Ordinance. CONSIDERATION AND ADOPTION OF A RESOLUTION.

Motion:

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A motion to approve was made by Councilman Sadowski and supported by Councilman Stevens.

Roll Call:

A roll call vote was taken on the motion. The motion carried (7-0).

Councilman Sadowski	Yes
Councilman Stevens	Yes
Councilwoman Colegio	Yes
Councilman Boccomino	Yes
Councilman Green	Yes
Councilman Warner	Yes
Councilman St. Pierre	Yes

- e) **PUBLIC HEARING:** CONSIDERATION AND ADOPTION OF A RESOLUTION approving a special assessment roll relating to Masch Avenue.

Motion:

A motion to approve was made by Councilman Stevens and supported by Councilman Warner.

Roll Call:

A roll call vote was taken on the motion. The motion carried (7-0).

Councilman Stevens	Yes
Councilman Warner	Yes
Councilwoman Colegio	Yes
Councilman Boccomino	Yes
Councilman Sadowski	Yes
Councilman Green	Yes
Councilman St. Pierre	Yes

10 CORRESPONDENCE FROM THE MAYOR:

- a) Request of the Engineering Division for Contract Modification No. 1 and Final to Fiore Enterprises, LLC to decrease contract amount by \$36, 202.59 for work completed under the contract P-13-564, Roan Avenue Pavement Reconstruction, and authorizing payment No. 5 and Final in the amount of \$26,418.64 and be issued within three (3) days of City Council's approval. CONSIDERATION AND ADOPTION OF A RESOLUTION.

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Motion:

A motion to approve was made by Councilman Stevens and supported by Councilman Warner.

Roll Call:

A roll call vote was taken on the motion. The motion carried (7-0).

Councilman Stevens	Yes
Councilman Green	Yes
Councilwoman Colegio	Yes
Councilman Boccomino	Yes
Councilman Sadowski	Yes
Councilman Warner	Yes
Councilman St. Pierre	Yes

- b) Request of the Engineering Division for Contract Modification No. 1 and Final to CI Contracting, to decrease contract amount by \$82,046.21 for work completed under the contract WP-13-558, Toepfer Road Watermain and Concrete Pavement Replacement, and authorizing payment No. 11 and Final in the amount of \$3,176.50 from the 2012 Water and Sewer Capital Improvements Bonds fund and \$1,300.01 from the 2011 Local Street Road Repairs Special Revenue Fund and be issued within three (3) days of City Council's approval. **CONSIDERATION AND ADOPTION OF A RESOLUTION.**

Motion:

A motion to approve was made by Councilman Green and supported by Councilman Stevens.

Roll Call:

A roll call vote was taken on the motion. The motion carried (6-1).

Councilman Green	Yes
Councilman Stevens	Yes
Councilwoman Colegio	No
Councilman Boccomino	Yes
Councilman Sadowski	Yes
Councilman Warner	Yes
Councilman St. Pierre	Yes

- c) Request of the Attorney's Office to approve application for SMART Municipal Credit and Community Credit and to authorize Execution of

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Contract for Fiscal Year 2015. CONSIDERATION AND ADOPTION OF A RESOLUTION.

Motion:

A motion to approve was made by Councilman Green and supported by Councilwoman Colegio.

Roll Call:

A roll call vote was taken on the motion. The motion carried (7-0).

Councilman Green	Yes
Councilwoman Colegio	Yes
Councilman Stevens	Yes
Councilman Boccomino	Yes
Councilman Sadowski	Yes
Councilman Warner	Yes
Councilman St. Pierre	Yes

- d) Request of the Attorney's Office for the approval of the proposed resolution authorizing the sale of Tax-Reverted Property at 11283 Lozier, Warren, for the amount of \$1 to the adjacent property owners at 11291 Lozier. CONSIDERATION AND ADOPTION OF A RESOLUTION.

Motion:

A motion to approve was made by Councilman Stevens and supported by Councilman Green.

Roll Call:

A roll call vote was taken on the motion. The motion carried (6-1).

Councilman Stevens	Yes
Councilman Green	Yes
Councilwoman Colegio	No
Councilman Boccomino	Yes
Councilman Sadowski	Yes
Councilman Warner	Yes
Councilman St. Pierre	Yes

- e) Request of the Controller's Office for Re-Appropriation of funds to various departments in the total amount of \$1,754,735.00. CONSIDERATION AND ADOPTION OF A RESOLUTION.

Motion:

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A motion to approve was made by Councilman Green and supported by Councilman Stevens.

Roll Call:

A roll call vote was taken on the motion. The motion carried (7-0).

Councilman Green	Yes
Councilman Stevens	Yes
Councilwoman Colegio	Yes
Councilman Boccomino	Yes
Councilman Sadowski	Yes
Councilman Warner	Yes
Councilman St. Pierre	Yes

- f) Request of Mayor James R. Fouts for the support of Council to repeal the 2011 State Fireworks Law. CONSIDERATION AND ADOPTION OF A RESOLUTION.

Motion:

A motion to approve was made by Councilwoman Colegio and supported by Councilman Boccomino.

Roll Call:

A roll call vote was taken on the motion. The motion carried (7-0).

Councilwoman Colegio	Yes
Councilman Boccomino	Yes
Councilman Stevens	Yes
Councilman Green	Yes
Councilman Sadowski	Yes
Councilman Warner	Yes
Councilman St. Pierre	Yes

- g) Request of CDBG to allocate funds in the amount of \$3,500 for the agreement between the City of Warren and Macomb Homeless Coalition for Continuum of Care. Line Item No. 9666-80231CDBG15 CONSIDERATION AND ADOPTION OF A RESOLUTION.

Motion:

A motion to approve was made by Councilman Green and supported by Councilwoman Colegio.

Roll Call:

A roll call vote was taken on the motion. The motion carried (7-0).

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Councilman Green	Yes
Councilwoman Colegio	Yes
Councilman Stevens	Yes
Councilman Boccomino	Yes
Councilman Sadowski	Yes
Councilman Warner	Yes
Councilman St. Pierre	Yes

- h) Request of CDBG to allocate funds in the amount of \$11,000 for the Shelter Agreement which provides shelter for homeless persons at the Salvation Army-MATTS facility located in the City of Warren. Line Item No. 9850-80157-CDBG15 CONSIDERATION AND ADOPTION OF A RESOLUTION.

Motion:

A motion to approve was made by Councilman Green and supported by Councilman Stevens.

Roll Call:

A roll call vote was taken on the motion. The motion carried (7-0).

Councilman Green	Yes
Councilman Stevens	Yes
Councilwoman Colegio	Yes
Councilman Boccomino	Yes
Councilman Sadowski	Yes
Councilman Warner	Yes
Councilman St. Pierre	Yes

- i) Request of CDBG to allocate funds in the amount of \$11,000 for the Shelter Agreement which provides emergency shelter for homeless persons at the churches located in the City of Warren that participates with the Macomb County Warming Center. Line Item No. 9850-80157-CDBG15 CONSIDERATION AND ADOPTION OF RESOLUTION.

Motion:

A motion to approve was made by Councilman Stevens and supported by Councilwoman Colegio.

Roll Call:

A roll call vote was taken on the motion. The motion carried (7-0).

Councilman Stevens	Yes
Councilwoman Colegio	Yes

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Councilman Green	Yes
Councilman Boccomino	Yes
Councilman Sadowski	Yes
Councilman Warner	Yes
Councilman St. Pierre	Yes

- j) Request of CDBG to allocate funds in the amount of \$11,000 for the Program Assistance Agreement between the City of Warren and Care House. Line Item No. 9850-80232CDBG15 CONSIDERATION AND ADOPTION OF A RESOLUTION.

Motion:

A motion to approve was made by Councilman Stevens and supported by Councilman Green.

Roll Call:

A roll call vote was taken on the motion. The motion carried (7-0).

Councilman Stevens	Yes
Councilman Green	Yes
Councilwoman Colegio	Yes
Councilman Boccomino	Yes
Councilman Sadowski	Yes
Councilman Warner	Yes
Councilman St. Pierre	Yes

- k) Request of CDBG to allocate funds in the amount of \$11,000 for the Emergency Shelter agreement between the City of Warren and MCREST. Line Item No. 9850-80157CDBG15 CONSIDERATION AND ADOPTION OF A RESOLUTION.

Motion:

A motion to approve was made by Councilman Green and supported by Councilwoman Colegio.

Roll Call:

A roll call vote was taken on the motion. The motion carried (7-0).

Councilman Green	Yes
Councilwoman Colegio	Yes
Councilwoman Colegio	Yes
Councilman Boccomino	Yes
Councilman Sadowski	Yes
Councilman Warner	Yes

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Councilman St. Pierre Yes

- l) Request of CDBG to allocate funds in the amount of \$11,000 for the Agreement between City of Warren and Turning Point for Shelter Services. Line Item No. 9850-80157-CDBG15 CONSIDERATION AND ADOPTION OF A RESOLUTION.

Motion:

A motion to approve was made by Councilman Steven and supported by Councilman Warner.

Roll Call:

A roll call vote was taken on the motion. The motion carried (7-0).

Councilman Stevens	Yes
Councilman Warner	Yes
Councilwoman Colegio	Yes
Councilman Boccomino	Yes
Councilman Sadowski	Yes
Councilman Green	Yes
Councilman St. Pierre	Yes

- m) Request of CDBG to allocate funds in the amount of \$11, 000 for the Agreement between the City of Warren and WW Community Connections Hope Center of Macomb. Line Item No. 9850-80215-CDBG15 CONSIDERATION AND ADOPTION OF A RESOLUTION.

Motion:

A motion to approve was made by Councilman Green and supported by Councilwoman Colegio.

Roll Call:

A roll call vote was taken on the motion. The motion carried (7-0).

Councilman Green	Yes
Councilwoman Colegio	Yes
Councilman Stevens	Yes
Councilman Boccomino	Yes
Councilman Sadowski	Yes
Councilman Warner	Yes
Councilman St. Pierre	Yes

- n) Request of CDBG to allocate funds in the amount of \$30,000 for the Agreement between the City of Warren and St. Vincent de Paul to assist

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income eligible Warren households with emergency living expenses. Line Item No. 9850-80198-CDBG15 CONSIDERATION AND ADOPTION OF A RESOLUTION.

Motion:

A motion to approve was made by Councilman Warner and supported by Councilman Sadowski.

Roll Call:

A roll call vote was taken on the motion. The motion carried (7-0).

Councilman Warner	Yes
Councilman Sadowski	Yes
Councilwoman Colegio	Yes
Councilman Boccomino	Yes
Councilman Stevens	Yes
Councilman Green	Yes
Councilman St. Pierre	Yes

- o) Request of the Purchasing Department for the purchase of three (3) 2015 Chevrolet Silverado 4WD 2500HD Crew Cab Trucks through the Oakland County Co-Operative Fleet Contract (Contract 4089; File OAK-W-9025) for DPW in the total amount of \$107, 274.00, and to authorize payment be made within 10 days of delivery. CONSIDERATION AND ADOPTION OF A RESOLUTION.

Motion:

A motion to approve was made by Councilman Green and supported by Councilman Stevens.

Roll Call:

A roll call vote was taken on the motion. The motion carried (7-0).

Councilman Green	Yes
Councilman Stevens	Yes
Councilwoman Colegio	Yes
Councilman Boccomino	Yes
Councilman Sadowski	Yes
Councilman Warner	Yes
Councilman St. Pierre	Yes

- p) Request of the Purchasing Department for DPW to award bid ITB-W-9018, Heavy Duty Truck Transmission Repair, to the low responsible and cost

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effect bidder, J.B. DLCO Transmission, in the estimated amount of \$18,150.00 CONSIDERATION AND ADOPTION OF A RESOLUTION.

Motion:

A motion to approve was made by Councilman Sadowski and supported by Councilman Warner.

Roll Call:

A roll call vote was taken on the motion. The motion carried (7-0).

Councilman Green	Yes
Councilman Stevens	Yes
Councilwoman Colegio	Yes
Councilman Boccomino	Yes
Councilman Sadowski	Yes
Councilman Warner	Yes
Councilman St. Pierre	Yes

- q) Request of the Purchasing Department for Parks and Recreation Department to award bid ITB-W-9022, Janitorial Supplies, be split to the five (5) low responsible and cost effective bidders: Sun Valley Foods Company, APAC Paper and Packaging, Unipak Corporation, Allied Eagle Supply Co. and HP Products, for a combined annual total not to exceed \$18,831.75. CONSIDERATION AND ADOPTION OF A RESOLUTION.

Motion:

A motion to approve was made by Councilman Stevens and supported by Councilman Warner.

Roll Call:

A roll call vote was taken on the motion. The motion carried (7-0).

Councilman Stevens	Yes
Councilman Warner	Yes
Councilwoman Colegio	Yes
Councilman Boccomino	Yes
Councilman Sadowski	Yes
Councilman Green	Yes
Councilman St. Pierre	Yes

- r) Request of the Purchasing Department for Parks and Recreation Department to rescind award of bid ITB-W-8746, Turf Fertilization and Weed Control Services, from Green Meadows Lawnscape, Inc. and award

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to Great Lakes Landscaping in the annual amount not to exceed \$20,793.75. CONSIDERATION AND ADOPTION OF A RESOLUTION.

Motion:

A motion to approve was made by Councilman Green and supported by Councilman Sadowski.

Roll Call:

A roll call vote was taken on the motion. The motion carried (5-2).

Councilman Green	Yes
Councilman Sadowski	Yes
Councilwoman Colegio	No
Councilman Boccomino	Yes
Councilman Stevens	No
Councilman Warner	Yes
Councilman St. Pierre	Yes

- s) Request of the Purchasing Department for Parks and Recreation Department to rescind award of bid ITB-W-8863, Mowing and Maintenance Services for Parks, Athletic Fields and Recreation Centers for the 2014 and 2015 mowing seasons, from JR Services Group, LLC and award to Frank's Landscaping and Interlocking Brick Company in the annual amount not to exceed \$75,783.00 CONSIDERATION AND ADOPTION OF A RESOLUTION.

Motion:

A motion to approve was made by Councilman Sadowski and supported by Councilman Warner.

Roll Call:

A roll call vote was taken on the motion. The motion carried (5-2).

Councilman Sadowski	Yes
Councilman Green	Yes
Councilwoman Colegio	No
Councilman Boccomino	Yes
Councilman Stevens	Yes
Councilman Warner	Yes
Councilman St. Pierre	Yes

- t) Request of the Parks and Recreation Department to award bid ITB-W-8998 for Interior Renovations to Comfort Stations Located within Wiegand, Shaw, and Groesbeck Parks and Installation of Security Cameras at Wiegand and

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Shaw Parks to Cross Renovations, Inc. in the amount of \$194,178.00
CONSIDERATION AND ADOPTION OF A RESOLUTION.

Motion:

A motion to approve was made by Councilman Sadowski and supported by Councilman Warner.

Roll Call:

A roll call vote was taken on the motion. The motion carried (6-1).

Councilman Green	Yes
Councilman Stevens	Yes
Councilwoman Colegio	No
Councilman Boccomino	Yes
Councilman Sadowski	Yes
Councilman Warner	Yes
Councilman St. Pierre	Yes

11 MISCELLANEOUS CORRESPONDENCE:

- a) CONSIDERATION AND ADOPTION OF A RESOLUTION approving the settlement of Daniels v City of Warren as discussed in closed session.

Motion:

Motion to approve was made by Councilman Green and supported by Councilman Warner.

Roll Call:

A roll call vote was taken on the motion. The motion carried (6-1).

Councilman Green	Yes
Councilman Warner	Yes
Councilman Sadowski	Yes
Councilman Boccomino	Yes
Councilman Stevens	Yes
Councilwoman Colegio	Yes
Councilman St. Pierre	No

- b) CONSIDERATION AND ADOPTION OF A RESOLUTION approving contract extension for emergency water and sewer repairs.

Motion:

A motion to approve was made by Councilman Stevens and supported by Councilman Green.

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Roll Call:

A roll call vote was taken on the motion. The motion carried (6-1).

Councilman Stevens	Yes
Councilman Green	Yes
Councilwoman Colegio	No
Councilman Boccomino	Yes
Councilman Sadowski	Yes
Councilman Warner	Yes
Councilman St. Pierre	Yes

12 AUDIENCE-AN OPPORTUNITY FOR CITIZEN PARTICIPATION

Members of the audience who would like to address the City Council this evening may do so under the Audience portion by filling out the designated form. You will have three minutes to speak.

13 COUNCIL-CALENDAR OF PENDING MATTERS

14 COUNCIL BUSINESS:

- a) Appoint alternate SEMCOG representative.

Motion:

Motion to nominate Sean Clark was made by Councilman Stevens and supported by Councilman Sadowski.

Voice Vote

A voice vote was taken on the motion and all "Ayes" were recorded. The motion carried (7-0).

15 ADJOURNMENT

Motion:

A motion to adjourn was made by Councilman Green and supported by Councilman Sadowski.

Voice Vote

A voice vote was taken on the motion and all "Ayes" were recorded. The motion carried (7-0). The meeting adjourned at 8:45 p.m.

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Scott C. Stevens
Secretary of the Council
Mayor Pro Tem

APPROVED