

**** ADDED TO AGENDA**

THE RURAL MUNICIPALITY OF STE. ANNE

AGENDA

July 12, 2006

1. **Call to order - 9:00 a.m.**
Adoption of agenda
2. **Reading & Confirming of Minutes**
Regular Meetings - June 14 and June 22, 2006
3. **Matters arising from the minutes**
4. **Committee Reports:**
S.E.S.C.O.
Cooks Creek CD
Seine-Rat River CD
Dog Catcher
** Fire Reports
** L.U.D. of Richer
Other
5. **Delegations:**
11:00 AM – Wilfried Kropp, re: Richer Fire Dept matters

Hearings under Zoning By-law No. 12-1998 (Resolution to open & close)
10:00 AM – Variation Order #05-06, Allen Durocher, 1-3617, Richer
10:05 AM – Variation Order #06-06, Gilbert Demers, RL 61 - 3626
10:15 AM – Conditional Use #06-06, Bernard Cure, SW 1-8-7E, zoned NE
10:30 AM – Variation Order #07-06, Hytek Ltd., SE 2-7-7E
6. **Finance:**
 - 1) Assessment Branch – added taxes
 - 2) Financial Statements as at June 30, 2006
 - 3) List of Accounts - June, 2006
 - 4) Indemnity & other Accounts
7. **Reception of Petitions**
none
8. **By-laws**
9. **Correspondence:**
 1. Intergovt Affairs & Trade re: 2006 VLT Revenue
 2. Transportation & Govt Services re: request reduced speed – letter acknowledged
 3. Transportation & Govt Services re: Access permit – Eileen Toews
 4. Transportation & Govt Services re: notice of hearing
 5. Manitoba Water Stewardship re: License for signature (SE 4-8-7E)
 6. Manitoba Health re: WNV update
 7. Agriculture & Agri-Food Canada re: Cover Crop Protection Program
 8. Municipal Board of Manitoba re: Gregoire subdivision appeal decision
 9. Assoc. of Man. Municipalities re: News Bulletin
 10. Town of Ste. Anne re: RM lagoon discharge

9. Correspondence (continued)

- 11. Philip's Magical Paradise Museum re: 2006 municipal taxes
- 12. J. R. Cousin Consultants re: status update for June
- 13. Nelson River Construction re: gravel tax - Reimer pit
- 14. R.M. of Tache re: lagoon request
- 15. MB Water Stewardship re: received license applications
- 16. MB Transportation re: permit - Premier Horticulture
- ** 17. Minister of Intergovt Affairs re: 2006 Federal Gas Tax Payment
- ** 18. AMM/Manitoba Justice re: By-law Enforcement - Special Constables
- ** 19. Dowhan & Dowhan re: General Matters - Jan-June/06
- ** 20. Town of Ste. Anne re: discharge RM lagoon
- ** 21. Eastman Mutual Aid re: June 21/06 minutes

10. Unfinished Business

- 1. J.R. Cousin - Memorandum No. 1
- 2. Prairie By-law Enforcement (procedure)

11. General Business

- ** 1. Development Permits - (DP #50-06 added)
CAO's Report
Reeve's Reports
Councillors' Report

12. Notice of Motion

13. Personnel & In Camera

14. Adjournment

THE RURAL MUNICIPALITY OF STE. ANNE

'Minutes'

July 12, 2006

The minutes of the regular meeting of the Council of The Rural Municipality of Ste. Anne held in the Council Chambers in the Town of Ste. Anne on July 12, 2006.

Reeve Art Bergmann called the meeting to order at 9:00 A.M. with the following members of council in attendance: Councillors Courcelles, Saindon, Proulx, Massicotte and Evans. Also in attendance was the Chief Administrative Officer, Alice De Baets.

Council opened the meeting by reciting the Lord's Prayer together.

No. 325 - ADOPTION OF AGENDA

COURCELLES MASSICOTTE

BE IT RESOLVED that the agenda for the regular meeting of July 12, 2006 be hereby adopted as revised.

Carried

READING AND CONFIRMING OF MINUTES

No. 326 - MINUTES

PROULX EVANS

BE IT RESOLVED that the minutes of the regular meetings held June 14 and 22, 2006 be hereby adopted as circulated.

Carried

REPORTS

No. 327 - FIRE REPORTS

SAINDON MASSICOTTE

BE IT RESOLVED that the fire reports for the month of June, 2006 be hereby accepted as submitted by Richer Fire Chief Wilfried Kropp and Giroux Crew Chief Mike Horman.

Carried

HEARINGS HELD UNDER ZONING BY-LAW NO. 12-1998

10:00AM Public Hearing to consider Variation Order Application No. 05-2006 made by Allen Durocher to vary the minimum site area requirement and the minimum site width requirement of two proposed lots as a condition of approval of the subdivision of Part Lot 1, Plan 3617 in the LUD of Richer zoned 'R' Residential.

10:05AM Public Hearing to consider Variation Order Application No. 06-2006 made by Gilbert P. L. Demers to vary the minimum site width requirement for the residual parcel as a condition of approval of the subdivision of Part River Lot 61, Plan 3626 zoned 'RR' Rural Residential.

10:15AM Public Hearing to consider Conditional Use Application No. 06-2006 made by Bernard Cure and Diane Paquette to allow a 'single family dwelling' on Part SW 1-8-7E zoned 'NE' Natural Environment.

10:30AM Public Hearing to consider Variation Order Application No. 07-2006 made by Denis Vielfaure on behalf of Hytek Ltd. to vary the minimum front yard requirement and the minimum east side yard requirement for the construction of a truck parking shop on Lot 2, Plan 16389 in Part SE 2-7-7E zoned 'AG' Agricultural General.

DELEGATIONS

11:00AM Wilfried Kropp, Richer Fire Chief attended regarding fire department matters.

FINANCE:

No. 328 - ADDED TAXES

PROULX MASSICOTTE

WHEREAS the Municipal Assessment Branch has submitted a partial list of property to which supplementary taxes may be added for 2006 under authority of Section 326 of The Municipal Act and an assessment change for buildings removed;

BE IT RESOLVED that the added assessments, the names of the owners and the amount of supplementary taxes to be added for 2006 or part thereof, be entered into the 2006 Tax Roll as shown on 'Schedule A' attached hereto, in accordance with Section 326 of The Municipal Act;

BE IT FURTHER RESOLVED that the 2006 property taxes be hereby cancelled in accordance with Section 300(6) of The Municipal Act as per Schedule 'A' attached hereto and that an adjusted tax statement be forwarded to the respective property owner.

Carried

No. 329 - FINANCIAL STATEMENT**COURCELLES MASSICOTTE**

BE IT RESOLVED that the Financial Statements for the period ending June 30, 2006 be hereby approved and adopted as presented.

CarriedNo. 330 - LIST OF ACCOUNTS**PROULX EVANS**

BE IT RESOLVED that the authorization for disbursements made during the month of June, 2006, totalling \$180,303.25 being cheques numbered 009677 to 009773, both inclusive, as shown on a list presented to council be hereby confirmed.

Carried10:00 - 10:05 AM HEARINGSNo. 331 - ADJOURN TO HEARING**EVANS COURCELLES**

BE IT RESOLVED that we adjourn the regular meeting to hold public hearings to consider Variation Order Application No. 05-2006 made by Allen Durocher to vary the minimum site area requirement and the minimum site width requirement of two proposed lots as a condition of approval of the subdivision of Part Lot 1, Plan 3617 in the LUD of Richer zoned 'R' Residential, and Variation Order Application No. 06-2006 made by Gilbert P. L. Demers to vary the minimum site width requirement for the residual parcel as a condition of approval of the subdivision of Part River Lot 61, Plan 3626 zoned 'RR' Rural Residential.

Carried

See minutes of hearings attached as Schedule 'B'.

No. 332 - CLOSE HEARING**PROULX SAINDON**

BE IT RESOLVED that the hearings be closed and that we reconvene in regular session.

CarriedNo. 333 - VARIATION ORDER NO. 05-2006**SAINDON COURCELLES**

WHEREAS a Public Hearing was called in accordance with Section 96 of The Planning Act to receive representations from the applicant or any person regarding Variation Order Application No. 05-2006 made by Allen Durocher to vary the minimum site area requirement and the minimum site width requirement of two proposed lots as a condition of approval of the subdivision of Part Lot 1, Plan 3617 in the LUD of Richer zoned 'R' Residential;

BE IT RESOLVED that the minimum site area requirement of proposed lot 1 be varied from 2 acres to approximately 0.54 acres and the minimum site width requirement of proposed lot 1 be varied from 200 feet to approximately 100 feet;

BE IT FURTHER RESOLVED that the minimum site area requirement of proposed lot 2 be varied from 2 acres to approximately 0.50 acres and the minimum site width requirement of proposed lot 2 be varied from 200 feet to approximately 86 feet;

BE IT FURTHER RESOLVED that Variation Order No. 05-2006 be hereby approved.

CarriedNo. 334 - VARIATION ORDER NO. 06-2006**EVANS MASSICOTTE**

WHEREAS a Public Hearing was called in accordance with Section 96 of The Planning Act to receive representations from the applicant or any person regarding Variation Order Application No. 06-2006 made by Gilbert P. L. Demers to vary the minimum site width requirement for the residual parcel as a condition of approval of the subdivision of Part River Lot 61, Plan 3626 zoned 'RR' Rural Residential.;

BE IT RESOLVED that the minimum site width requirement of the residual parcel be varied from 200 feet to approximately 20 feet;

BE IT FURTHER RESOLVED that Variation Order No. 06-2006 is hereby approved.

Carried

10:15 AM HEARING**No. 335 - ADJOURN TO HEARING****COURCELLES MASSICOTTE**

BE IT RESOLVED that we adjourn the regular meeting to hold a public hearing to consider Conditional Use Application No. 06-2006 made by Bernard Cure and Diane Paquette to allow a 'single family dwelling' on Part SW 1-8-7E zoned 'NE' Natural Environment.

Carried

See minutes of hearings attached as Schedule 'C'.

No. 336 - CLOSE HEARING**COURCELLES SAINDON**

BE IT RESOLVED that the hearing be closed and that we reconvene in regular session.

Carried**No. 337 - CONDITIONAL USE 06-2006****COURCELLES SAINDON**

WHEREAS a Public Hearing was called in accordance with Section 105 of The Planning Act to receive representations from the applicant or any person regarding Conditional Use Application No. 06-2006 made by Bernard Cure and Diane Paquette to allow a 'single family dwelling' on Part SW 1-8-7E zoned 'NE' Natural Environment;

BE IT RESOLVED that Conditional Use Application No. 06-2006 be hereby approved.

Carried**FINANCE:****No. 338 - ACCOUNTS****EVANS MASSICOTTE**

BE IT RESOLVED that the indemnities and other accounts presented to council be hereby approved and that payment thereof is hereby authorized.

Carried**10:30 AM HEARING****No. 339 - ADJOURN TO HEARING****COURCELLES PROULX**

BE IT RESOLVED that we adjourn the regular meeting to hold a public hearing to consider Variation Order Application No. 07-2006 made by Denis Vielfaure on behalf of Hytek Ltd. to vary the minimum front yard requirement and the minimum east side yard requirement for the construction of a truck parking shop on Lot 2, Plan 16389 in Part SE 2-7-7E zoned 'AG' Agricultural General.

Carried

See minutes of hearing attached as Schedule 'D'.

No. 340 - CLOSE HEARING**COURCELLES SAINDON**

BE IT RESOLVED that the hearing be closed and that we reconvene in regular session.

Carried**No. 341 - VARIATION ORDER NO. 07-2006****COURCELLES MASSICOTTE**

WHEREAS a Public Hearing was called in accordance with Section 96 of The Planning Act to receive representations from the applicant or any person regarding Variation Order Application No. 07-2006 made by Denis Vielfaure on behalf of Hytek Ltd. to vary the minimum front yard requirement and the minimum east side yard requirement for the construction of a truck parking shop on Lot 2, Plan 16389 in Part SE 2-7-7E zoned 'AG' Agricultural General;

BE IT RESOLVED that the minimum front yard requirement be varied from 125 feet to approximately 20 feet;

BE IT FURTHER RESOLVED that the minimum side yard requirement on the east side be varied from 25 feet to approximately 10 feet;

BE IT FURTHER RESOLVED that Variation Order No. 07-2005 is hereby approved.

Carried

'Minutes'

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PETITIONS:

none

BY-LAWS:

None

CORRESPONDENCE:

No. 1 to 4, 6 to 10, 12 to 21 - received as information.

No. 5, 11 - resolutions #342 & 343

No. 342 - DRAINAGE LICENSE

COURCELLES SAINDON

BE IT RESOLVED that the CAO is hereby authorized to sign two copies of Drainage License No. 06-WCW-231 to construct drainage works between SE 4-8-7E and SW 3-8-7E, and return them to Manitoba Water Stewardship for their signature.

Carried

No. 343 - GRANT

COURCELLES SAINDON

WHEREAS in a letter dated July 3, 2006 Gordon and Marilyn Horman requested an adjustment of the 2006 municipal taxes on their property known as Philip's Magical Paradise;

AND WHEREAS there is no provision in the Municipal Act for cancellation of taxes;

BE IT RESOLVED that a grant of \$156.00 is hereby authorized to be paid to Philip's Magical Paradise from the general fund of the municipality.

Carried

No. 344 - ADJOURN

SAINDON COURCELLES

BE IT RESOLVED that this meeting be adjourned until 1:00 PM.

Carried

Council reconvened at 1:05 PM with all members in attendance.

DEVELOPMENT PERMITS:

No. 345 - APPLICATION #44-06

COURCELLES SAINDON

BE IT RESOLVED that Development Permit Application No. 44-06 made by Aime Ross for the construction of a 42' x 26' detached garage on a cement pad on Lot 2, Plan 16622 in Part SE 3-7-7E be hereby approved subject to the requirements of Building Permit No. 27-2006 Plan Review.

Carried

No. 346 - APPLICATION #45-06

MASSICOTTE PROULX

BE IT RESOLVED that Development Permit Application No. 45-06 made by Rick & Sheri Stoupe for the construction of a 36' x 24' 2-storey addition to their residence and a 24' x 24' attached garage on Lot 1, Plan 19703 in Part SW 19-8-6E be hereby approved subject to the requirements of Building Permit No. 28-2006 Plan Review.

Carried

No. 347 - APPLICATION NO. 46-06

SAINDON MASSICOTTE

BE IT RESOLVED that Development Permit Application No. 46-06 submitted by Timothy & Matilda Field for the construction of a 12' x 16' storage shed on Lot 1, Plan 24881 in part NW/SW 8-7-7E be hereby approved subject to the conditions established by resolution number 221-98.

Carried

No. 348 - APPLICATION #47-06**EVANS COURCELLES**

BE IT RESOLVED that Development Permit Application No. 47-06 made by Olivier Deschambault for the construction of a 25' x 36' bi-level home with 22' x 24' attached garage on Lot 1, Plan 41769 in Part River Lot 69, Plan 3626 be hereby approved subject to the requirements of Building Permit No. 29-2006 Plan Review;

BE IT FURTHER RESOLVED that the applicant be advised that he is required to obtain a permit for an access onto the service road which is located within the PTH No. 1 control zone;

BE IT FURTHER RESOLVED that the applicant be advised that the municipality is aware that this residence is located on the residual portion of a one lot subdivision which has been conditionally approved but has not been finalized, and that there is a new two-lot subdivision being proposed for the same area.

CarriedNo. 349 - APPLICATION #48-06**EVANS MASSICOTTE**

BE IT RESOLVED that Development Permit Application No. 48-06 made by N. Clarke Goossen for the construction of a 12' x 13' deck addition to the residence on Part River Lot 41, Plan 3626 be hereby approved subject to the conditions established by resolution number 221-98.

CarriedNo. 350 - APPLICATION #49-06**EVANS MASSICOTTE**

BE IT RESOLVED that Development Permit Application No. 49-06 made by Yvette Vincent for the construction of a 24' x 30' detached garage on Lot 1, Plan 43674 in Part NW 27-8-7E be hereby approved subject to the requirements of Building Permit No. 30-2006 Plan Review.

CarriedNo. 351 - APPLICATION #50-06**SAINDON COURCELLES**

BE IT RESOLVED that Development Permit Application No. 50-06 made by Nelson Ferreira and Mandy Lessard for the construction of a 52' x 28' bungalow with basement, and a 26' x 42' detached garage on Proposed Lot 2 of a new subdivision of Lot 1, Plan 32155 in the LUD of Richer be hereby approved subject to the requirements of Building Permit No. 31-2006 Plan Review.

Carried**GENERAL BUSINESS:**No. 352 - SPECIAL MEETING**COURCELLES EVANS**

BE IT RESOLVED that a special meeting be held on August 2, 2006 at 8:30 AM to meet with Ash Raichura from J.R. Cousin Consultants Ltd. to review the R.M. of Ste. Anne Wastewater Management Study – Technical Memorandum # 1 dated July 5, 2006.

CarriedNo. 353 - CANOLA PROCESSING PLANT**EVANS PROULX**

WHEREAS James Richardson International Ltd. has announced that they are planning to build a new state-of-the-art canola seed-crushing plant;

AND WHEREAS they will require a location with good railway and highway connections;

AND WHEREAS the CN mainline, two Provincial Trunk Highways as well as several Provincial Roads run through the R.M. of Ste. Anne;

BE IT RESOLVED that a letter of interest be forwarded to James Richardson International Ltd. advising them that the R.M. of Ste. Anne has some of the services which they are looking for and that we would be delighted if they would consider our municipality as a possible location for their new plant.

Carried

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No. 354 - MYLES PROPERTY**EVANS COURCELLES**

WHEREAS the R.M. of Ste. Anne has received a complaint about Lot 3, Block 1, Plan 16805 in Part SW 28-8-7E;

AND WHEREAS the complaint is of an environmental nature;

BE IT RESOLVED that the CAO is hereby instructed to contact the Environmental Branch of Manitoba Conservation to advise them of the nature of the complaint and request them to investigate the site.

Carried

ADJOURNMENTNo. 355 - ADJOURN**COURCELLES PROULX**

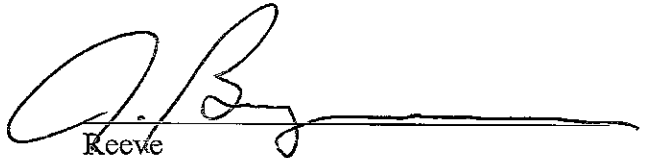
BE IT RESOLVED that we adjourn to meet in regular session on August 9, 2006 at 9:00 A.M.

Carried

Adjourn – 3:02 P.M.



Chief Administrative Officer



Reeve

'Minutes'

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SCHEDULE "A"
TAXES ADDED UNDER SECTION 326 M.A.
RESOLUTION NO. 328-06

ROLL NO.	NAME	CLASS	P.ADDED ASSESS.	MILL RATE	ADDED TAXES	TERM
7100	Lionel Saindon	10	13280	33.98	451.26	1 yr
20300	Ronald Bourrier	10	9900	33.98	336.41	1 yr
		30	-13680	33.98	-426.11	11m
24650	Devlin Collins	10	18990	30.46	578.44.	1 yr
24800	Hubert Gagnon	30	7280	33.98	247.38	1 yr
29110	Gary Leonard	10	5940	30.46	180.94	1 yr
29120	Randall Reimer	10	31550	30.46	961.02	1 yr
29305	Jason Martens	10	52830	30.46	1609.21	1 yr
29320	Michael Fehr	10	14090	30.46	429.19	1 yr
30800	Rumardale Holsteins Inc.	31	8940	30.46	272.32	1 yr
31140	Nikolaj Janzen	10	77850	30.46	2371.32	1 yr
31135	Dave Levesque	10	5040	30.46	153.52	1 yr
31155	Gerald Levesque	10	4990	30.46	152.00	1 yr
31680	Raymond Rempel	10	13910	30.46	423.70	1 yr
32200	Gilmer Penner	10	9270	30.46	282.37 ^{141.19}	1 yr
		30	112530	30.46	1713.84	6 m
98850	Rudy Unrau	10	37710	33.98	1281.39	1 yr
TOTAL					11,018.20 ^{10,877.02}	<i>acjw</i>

'Minutes'

July 12, 2006

SCHEDULE 'B'10:00 AMPUBLIC HEARING REGARDING VARIATION ORDER APPLICATION NO. 05-2006

The minutes of a public hearing to consider Variation Order Application No. 05-2006. Public notice was sent by regular mail to all assessed owners within 100 metres of the subject property pursuant to Section 96 of The Planning Act.

Owner/Applicant: Allen R. Durocher

Location: Part Lot 1, Plan 3617 in NE 17-8-8E in the LUD of Richer, zoned 'R' Residential.

Variation Order: **PROPOSED LOT "1"**

To vary the minimum site area requirement

FROM: 2 acres **TO:** approximately 0.54 acres

To vary the minimum site width requirement

FROM: 200 feet **TO:** approximately 100 feet

PROPOSED LOT "2"

To vary the minimum site area requirement

FROM: 2 acres **TO:** approximately 0.50 acres

To vary the minimum site width requirement

FROM: 200 feet **TO:** approximately 86 feet

A condition of approval of a subdivision File # 4175-2005-4152.

Reeve Bergmann called the public hearing to order at 10:00 AM with the following members of council in attendance: Councillors Courcelles, Saindon, Proulx, Massicotte and Evans. Also in attendance was the Chief Administrative Officer, Alice De Baets.

The applicant was not in attendance at the hearing..

Reeve Bergmann asked if anyone wished to speak to the application. No one came forward.

The hearing was closed and Council move on to the next hearing.

(VO #05-2006 approved - Res #333-06)



Chief Administrative Officer

10:05 AMPUBLIC HEARING REGARDING VARIATION ORDER APPLICATION NO. 06-2006

The minutes of a public hearing to consider Variation Order Application No. 06-2006. Public notice was sent by regular mail to all assessed owners within 100 metres of the subject property pursuant to Section 96 of The Planning Act.

Owner/Applicant: Gilbert P. L. Demers

Location: Part River Lot 61, Plan 3626 zoned 'RR' Rural Residential

Variation Order: **FOR THE RESIDUAL PARCEL**

To vary the minimum site width requirement

FROM: 200 feet **TO:** approximately 20 feet

A condition of approval of a subdivision File # 4175-2005-4137.

Reeve Bergmann called the public hearing to order at 10:05 AM with the following members of council in attendance: Councillors Courcelles, Saindon, Proulx, Massicotte and Evans. Also in attendance was the Chief Administrative Officer, Alice De Baets.

The applicant Gilbert Demers was in attendance at the hearing in support of the application.

Reeve Bergmann asked if anyone else wished to speak to the application. No one came forward.

The hearing was closed and council reconvened to regular session.

(VO #06-2006 approved - Res #334-06)



Chief Administrative Officer

SCHEDULE 'C'

10:15 AM

PUBLIC HEARING REGARDING CONDITIONAL USE APPLICATION NO. 06-2006

The minutes of a public hearing to consider Conditional Use Application No. 06-2006. Public notice was sent by regular mail to all assessed owners within 100 metres of the subject property pursuant to Section 105 of The Planning Act.

Owner/Applicants: Bernard Cure and Diane Paquette

Subject: to allow a 'single family dwelling' in an area zoned 'NE' Natural Environment

Location: Part SW 1-8-7E

Reeve Art Bergmann called the public hearing to order at 10:15 AM with the following members of council in attendance: Councillors Courcelles, Saindon, Proulx, Massicotte and Evans. Also in attendance was the Chief Administrative Officer, Alice De Baets.

The applicants were in attendance in support of the application and answered Council's questions. Reeve Bergmann asked if anyone else wished to speak to the application. No one came forward.

The hearing was closed and council reconvened to regular session.

(CU #06-2006 approved – Res #337-06)



Chief Administrative Officer

SCHEDULE 'D'

10:30 AM

PUBLIC HEARINGS REGARDING VARIATION ORDER APPLICATION NO. 07-2006

The minutes of a public hearing to consider Variation Order Application No. 07-2006. Public notice was sent by regular mail to all assessed owners within 100 metres of the subject property pursuant to Section 96 of The Planning Act.

Owner/Applicant: Denis Vielfaure for Hytek Ltd.

Location: Lot 2, Plan 16389 in Part SE 2-7-7 zoned 'AG' Agricultural General

Variation Order: To vary the minimum front yard requirement

FROM: 125 feet **TO:** approximately 20 feet

To vary the minimum side yard requirement on the east side

FROM: 25 feet **TO:** approximately 10 feet


For the construction of a truck parking shop

Reeve Bergmann called the public hearing to order at 10:30 AM with the following members of council in attendance: Councillors Courcelles, Saindon, Proulx, Massicotte and Evans. Also in attendance was the Chief Administrative Officer, Alice De Baets.

Heinz Reimer attended on behalf of the applicant and answered Council's questions.

Reeve Bergmann asked if anyone else wished to speak to the application. No one came forward.

(VO #07-2006 approved - Res #341-06)



Chief Administrative Officer