

Minutes of the Public Hearing  
Denali Borough Assembly  
Anderson School  
April 13, 2011

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10 CALL TO ORDER: The public hearing was called to order by Presiding Officer Robert Kohlsdorf at 6:01 PM.

11 ROLL CALL: Assembly members present: Eileen HOLMES, Armeda BULARD, Vickie LAUSEN, David  
12 EVANS, John WINKLMANN, Cyrus COOPER, Robert KOHLSDORF, Clay WALKER, and Terry ASBURY.  
13  
14

15 ORDINANCE 11-01, Version A: An ordinance amending the Denali Borough FY 2011 budget  
16 appropriating 300,000 to Major School Maintenance Reserve Fund.

17 There were no public comments.

18 ORDINANCE 10-12, Version D: An ordinance amending the Denali Borough Code, Chapter 3.20 by  
19 adding 3.20.055 titled Grant Procedure.

20 There were no public comments.

21 ORDINANCE 11-02, Version A: An ordinance amending Denali Borough Code, Chapter 3.20 titled  
22 Grant Procedures in its entirety.

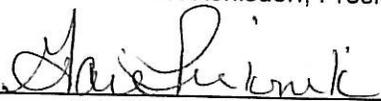
23 There were no public comments.

24 ORDINANCE 11-03, Version A: An ordinance to amend Denali Borough Code, Chapter 4.25 titled,  
25 Classification of Borough-owned Lands.

26 There were no public comments.

27 ADJOURNMENT: The public hearing was adjourned at 6:03 PM.  
28  
29

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31 APPROVED:   
32 Robert Kohlsdorf, Presiding Officer  
33

34  
35 ATTEST:   
36 Gail Pieknik, Borough Clerk Date Approved: MAY 11, 2011  
37

**Minutes of the Regular Meeting  
Denali Borough Assembly  
Anderson School  
April 13, 2011**

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7 CALL TO ORDER: Presiding Officer Robert KOHLSDORF called the regular meeting to order at  
8 6:06 PM. Mayor David Talerico was also in attendance. Mayor Talerico led those present in the  
9 pledge of allegiance.

10  
11 ROLL CALL:

12 Assembly members present: John WINKLMANN, Cyrus COOPER, Robert KOHLSDORF, Terry  
13 ASBURY, Clay WALKER, Armeda BULARD, Eileen HOLMES, Vickie LAUSEN and David EVANS.  
14

15 PUBLIC COMMENTS

16  
17 There were no public comments.  
18

19 AGENDA

20 David EVANS MOVED to approve the agenda as submitted. John WINKLMANN seconded. The  
21 VOTE by show of hands was unanimous.  
22

23 MINUTES

24 March 9, 2011 Assembly Public Hearing and Regular Meeting

25 Armeda BULARD MOVED to approve the March 9, 2011 public hearing minutes as submitted.  
26 Cyrus COOPER seconded. The VOTE by show of hands was unanimous.  
27

28 Clay WALKER MOVED to approve the March 9, 2011 regular meeting minutes of as submitted.  
29 Cyrus COOPER seconded. John WINKLMANN MOVED to add something about his comments on  
30 Ordinance 11-02 that he agrees with the idea of a comprehensive grant ordinance, however, he  
31 feels the proper management of grants including proper assembly oversight needs to be addressed.  
32 Also to not stipulate the names of particular current granting agencies as this list will change from  
33 time to time. Vickie LAUSEN seconded. The VOTE by show of hands was 7 -2, with BULARD and  
34 WALKER opposed.  
35

36 The VOTE to approve the minutes was unanimous.  
37

38 REPORTS

39 FEBRUARY 2011 FINANCIAL REPORT

40 Armeda BULARD MOVED to receive the financial report. John WINKLMANN seconded. The VOTE  
41 by show of hands was unanimous. Annette Ziegman, Denali Borough Treasurer, submitted to the  
42 assembly a special revenue report showing the Denali Borough's activity on the current state grants  
43 that were awarded to the Borough. Mayor Talerico requested input on the report. John  
44 WINKLMANN and Vickie LAUSEN spoke in favor of the report.  
45

46 MAYOR'S REPORT

47 Mayor Talerico reported that the PERS political subdivision committee that the state put together is  
48 negotiating health coverage insurance prices and benefits for the political subdivisions which we are  
49 part of their health coverage system. The carrier of health insurance is recommending an increase

1 of 50-56% increase to insurance premium rates. Mayor Talerico has commented to committee  
2 members that this is unreasonable due to the small number of individuals who are causing the rate  
3 to rise. Talerico asked to put together a subcommittee of assembly members to investigate possible  
4 options for employee health insurance. There are four variations to the plan to choose from.  
5

6 The State of Alaska reapportionment is later on the agenda, the clerk has requested numbers for the  
7 blocks within the Borough but they are unavailable at this time. They should be coming soon.  
8

9 Large local businesses have asked for a cost estimate to set up glass crusher at landfill, and offered  
10 to help financially. It isn't so much a financial issue as an issue of manpower, proper equipment and  
11 sustainability. If done, is there mandatory separation, or volunteer? Mayor Talerico estimation is  
12 that we will need to designate an area at the landfill and establish containment area. Would we be  
13 willing to dedicate the time for crusher operation? The only end use for crushed glass is to mix it in  
14 with the cover, anywhere you use it, and it will save space. Mayor will meet with businesses before  
15 the next meeting and report back to assembly. We will need three phase power put in at a cost of  
16 approximately \$26,000.  
17

18 Mayor Talerico was surprised to see that the Chase Community Council letter regarding Susitna  
19 Dam project has not been in the newspaper.  
20

21 Mayor Talerico shared the following dates on activities on or about the Borough:

22 April 18 – Division of Forestry at Tri-Valley Community Center to review critical protection areas in  
23 the Borough.

24 April 19 – 6:00PM - MSLC Kick off meeting for Scenic Byway plan.

25 April 22- Senator Begich will be in the area, see postings for place and times.

26 April 25 - Alaska Redistricting Board from 12:00– 2:00PM at the Tri-Valley Community Center.

27 May 10 – The DNR gas line right-of-way up on the Parks Highway at the Tri-Valley School and on

28 May 11 at the Cantwell School. The Mayor requested a meeting in Anderson  
29

30 Homeland Security has approved for us executive training to provide training for assembly to review  
31 the All Hazards Plan – incident command (2 hours); exercising leadership in a disaster (2-6 hours).  
32 They are willing to come and do the training. The Mayor requested that the assembly choose a date  
33 in early May.  
34

35 The Alaska Redistricting Board has produced a third map in addition to what is provided tonight.  
36

37 On the Capital Budget Mayor Talerico reported that none of the Denali Borough Assembly requests  
38 were included but all of the Denali Borough School District requests were at 2.7 million dollars. If all  
39 of the schools requests are accepted, the Denali Borough match responsibility is up to \$889,000.  
40 There is a political strategy going on in Juneau dealing with senate and governor relationships. Also  
41 included is the Parks Highway MP239 -263 for \$27 million, GVEA \$10 million for Eva Creek Wind  
42 Farm and \$30,000 continue interest in Jack River hydro project.  
43

#### 44 SCHOOL REPORT

45 Kimberly Bergey, DBSD Superintendent gave an update on the projected student numbers for next  
46 year. They seem to be accurate based on what we are seeing. For the first time since Peak began,  
47 there are already 20 students enrolled for next year. The target number is 700 and they are working  
48 on getting to that target. The prom was wonderful this year. Graduation is coming up and the dates

1 will be posted. Current student counts are: Anderson – 35, Cantwell – 36, Peak – 515, Tri-Valley -  
2 172.5  
3

4 ASSEMBLY COMMENTS

5 David EVANS reported that the Stampede Recreation Area Bill went before resource committee and  
6 it was botched. The commissioner of state parks was at the hearing in Juneau. The commissioner  
7 was asked questions regarding oil and gas in the area and he couldn't answer the questions. There  
8 was another question regarding finance that couldn't be answered. Representative Guttenberg  
9 didn't do well either. So it doesn't look like it will go through this year. It will have to be reintroduced  
10 next year.

11  
12 Terry ASBURY thanked everyone for coming out tonight and encouraged everyone to bring their  
13 neighbors next time.

14  
15 Clay WALKER reported that Ron Dane has stepped down as fire chief and thanked him for his  
16 service.

17  
18 Armeda BULARD also thanked Ron Dane for his service. There are a lot of prom pictures on Face  
19 book. BULARD also thanked everyone for coming to the meeting.

20  
21 Robert KOHLSDORF commented on the amount of constituents in attendance.

22  
23 Cyrus COOPER reiterated for everyone to bring their neighbors stating that an informed population  
24 gives good feedback.

25  
26 Vickie LAUSEN had no comment.

27  
28 Eileen HOLMES also thanked everyone for taking their time to come tonight.

29  
30 John WINKLMANN attended the Strategic Safety Highway planning meeting this morning in  
31 Fairbanks. It was very informative. It fits in with our ideas of planning trail ways along the highway.  
32 On their list of interests are pedestrians and bicyclists, which are on our list as well as Safe Routes  
33 to School for the school kids. It is all about safety. He was impressed to see how dedicated these  
34 state Department of Transportation people are focused in our safety. The meeting today was about  
35 numbers. The next meeting will be in June. We hope to have someone on the Trail ways  
36 Committee attend. We have enough people on the Trail ways Committee now and we should have  
37 meeting between now and next assembly meeting.

38  
39 DRAFT ORDINANCES:

40  
41 ORDINANCE 11-04, Version A: An ordinance providing for the establishment and adoption of the  
42 budget for the Fiscal Year 2012.

43  
44 Clay WALKER MOVED to introduce Ordinance 11-04. Eileen HOLMES seconded.

45  
46 Clay WALKER liked the new format of the document. He thought that the numbers are good and  
47 commended administration for keeping a close eye on the budget by keeping costs down and it  
48 looks like we will spend less than the prior year. Cyrus COOPER said the changes in the format  
49 were positive by including budget reclassification and matters regarding grants including what

1 comes in and goes out by grant number. His concerns were the allocation of funding into  
2 contingency funds. Contingency funds should be in line with fuel increases possibly using the CPI.  
3

4 The roll call VOTE to introduce Ordinance 11-04 was unanimous.  
5

6 Armeda BULARD MOVED to postpone Ordinance 11-04 to the next meeting. Eileen HOLMES  
7 seconded. The VOTE to postpone by show of hands was unanimous.  
8

9 ORDINANCE 11-05, Version A: An ordinance amending the budget for Fiscal Year 2011.  
10

11 Armeda BULARD MOVED to introduce Ordinance 11-05. Cyrus COOPER seconded.  
12

13 John WINKLMANN asked about severance tax revenue increases. Mayor Talerico will bring it more  
14 in line at the next meeting. There was a question on whether the increase in workmen's comp was  
15 due to accidents. Mayor Talerico stated that it was not due to accidents but an increase in premiums  
16 and new equipment. There were questions about consultant fees. These include IT expenses and  
17 the accountant fees. Mayor Talerico will have other recommendations for next month as we get  
18 closer to the end of the year. One major increase is the equipment fuel because of the substantial  
19 increase of fuel costs.  
20

21 The roll call VOTE to introduce Ordinance 11-05 was unanimous.  
22

23 John WINKLMANN MOVED to postpone Ordinance 11-05 to the next meeting. Eileen HOLMES  
24 seconded. The VOTE to postpone by show of hands was unanimous.  
25

26 The presiding officer called a meeting break at 6:57 PM. The meeting reconvened at 7:17 PM.  
27

28 ORDINANCE 11-06, Version A: An ordinance establishing the Denali Borough Capital Improvement  
29 Program for Fiscal Year 2012 through Fiscal Year 2017.  
30

31 Eileen HOLMES MOVED to introduce Ordinance 11-06. Armeda BULARD seconded. The mayor  
32 spoke to this ordinance stating that the first four projects are in the capital budget right now. The roll  
33 call VOTE to introduce Ordinance 11-06 was unanimous.  
34

35 Eileen HOLMES MOVED to postpone Ordinance 11-06 to the next meeting. Armeda BULARD  
36 seconded. The VOTE to postpone by show of hands was unanimous.  
37

38 ORDINANCE 11-07, Version A: An ordinance amending Denali Borough Code Chapter 4.10 titled  
39 Management of Borough Real Property.  
40

41 Clay WALKER MOVED to introduce Ordinance 11-07. John WINKLMANN seconded. Presiding  
42 Officer passed the gavel to Deputy Presiding Officer Cyrus COOPER so that he could speak to this  
43 ordinance.  
44

45 Robert KOHLSDORF informed the assembly that this is a housekeeping item. Terry ASBURY asked  
46 about the mayor designating someone to act as administrator and who would that person be. John  
47 WINKLMANN suggested using language that matches other chapters in the Borough Code such as,  
48 "mayor or his/her designee" and you could add "with approval of the assembly." David EVANS said  
49 the administrator is responsible for mining plans, storm water run-off plans, gravel extraction and

1 management plans. Robert KOHLSDORF mentioned that there is more in this chapter than what  
2 you see in front of you. He only used the section that is being changed.  
3  
4

5 The deputy presiding officer surrendered the gavel back to the presiding officer at 7:24PM.  
6

7 The roll call VOTE to introduce Ordinance 11-07 was unanimous.  
8

9 Armeda BULARD MOVED to postpone Ordinance 11-07 to the next meeting. John WINKLMANN  
10 seconded. The VOTE to postpone by show of hands was unanimous.  
11

12 ORDINANCE 11-08, Version A: An ordinance amending Denali Borough Code of Ordinances,  
13 Chapter 2.05 titled Borough Assembly, by addition Section 2.05.055 titled Authority of Assembly  
14 Members.  
15

16 David EVANS MOVED to introduce Ordinance 11-08. Clay WALKER seconded.  
17

18 Mayor Talerico said this was in the portion of Denali Borough Code for the school board, but not for  
19 the assembly. The intention is to bring all sections of Borough Code in line with other portion of  
20 Code to be consistent. Cyrus COOPER questioned if this was in Alaska State Statute. Mayor  
21 Talerico pointed out that it probably is in the chapter on organizing the assembly he also stated that  
22 it is in the Kenai Peninsula and Mat Su Borough Codes. Cyrus COOPER felt that at present there  
23 has been ambiguity regarding borough employees speaking or not speaking in specific forums. He  
24 thinks that it won't work because the meeting minutes are not verbatim. What is our plan for a  
25 comprehensive approach for the Borough? He can see the school board because it is more  
26 emotional. Cyrus COOPER feels that this is premature. John WINKLMANN feels that these are  
27 rules that should be understood. If you do this, there will be too many rules in the Borough Code. It  
28 should be written policy. He feels that this is unnecessary. The mayor explained that the school  
29 board did not put this on themselves but the Denali Borough Assembly imposed this on the school  
30 board by adding this to the Denali Borough Code under the school board section and the Code  
31 should be consistent. The roll call VOTE to introduce Ordinance 11-08 was 6-3 with WINKLMANN,  
32 LAUSEN and COOPER opposed. Motion passes.  
33

34 David EVANS MOVED to postpone Ordinance 11-08 to the next meeting. John WINKLMANN  
35 seconded. Cyrus COOPER feels that a Holistic approach to this process be taken to not only  
36 include elective bodies, but to include all employees on how we conduct business. Clay WALKER  
37 feels that no liberties are being compromised. We are a body, and we move and act as a body. We  
38 shall not be bound by any statements of a single member except when those statements are in  
39 accordance with the assembly as written in the minutes. As an assembly, we don't want to be bound  
40 by statements of individual members of the body. WINKLMANN, LAUSEN and COOPER agreed  
41 but it doesn't need to be a law.  
42

43 The VOTE to postpone by show of hands was unanimous.  
44

45 ORDINANCE 11-09, Version A: An ordinance amending Denali Borough Code of Ordinances,  
46 Chapter 5.25 titled Planning Commission, by adding Section 5.25.155 titled Authority of Commission  
47 Members.  
48

49 Eileen HOMES MOVED to introduce Ordinance 11-09. Armeda BULARD seconded.

1 John WINKLMANN spoke against this ordinance for the same reasons as above. Vickie LAUSEN  
2 agreed.  
3

4 The roll call VOTE to introduce Ordinance 11-09 was 6-3 with COOPER, WINKLMANN and  
5 LAUSEN opposed. The motion passes.  
6

7 David EVANS MOVED to postpone Ordinance 11-09 to the next meeting. Vickie LAUSEN  
8 seconded. The VOTE to postpone by show of hands was unanimous.  
9

10 PENDING ORDINANCES:  
11

12 ORDINANCE 11-01, Version A: An ordinance amending the Denali Borough FY 2011 budget  
13 appropriating \$300,000 to Major School Maintenance Reserve Fund.  
14

15 Mayor Talerico noted that this can be addressed in the Borough budget amendment. At the next  
16 meeting, he will request the assembly to add this to the budget amendment.  
17

18 EVANS MOVED to postpone indefinitely Ordinance 11-01. Clay WALKER seconded. If the  
19 assembly agrees, the mayor will add this to the budget amendment.  
20

21 The VOTE to postpone indefinitely by roll call vote was unanimous.  
22

23 ORDINANCE 10-12, Version D: An ordinance amending the Denali Borough Code, Chapter 3.20 by  
24 adding 3.20.055 titled Grant Procedure.  
25

26 John WINKLMANN MOVED to amend Ordinance 10-12 so that 3.20.055(A) reads, "The Denali  
27 Borough Assembly may accept grant revenue from state, federal and other granting agencies and  
28 make appropriations thereof." Cyrus COOPER seconded. The vote by show of hands was  
29 unanimous.  
30

31 John WINKLMANN MOVED to postpone Ordinance 10-12 to the next meeting. Vickie LAUSEN  
32 seconded. John WINKLMANN will write a new version for next meeting. The VOTE to postpone by  
33 show of hands was 8-1 with BULARD opposed. Motion passes.  
34

35 ORDINANCE 11-02, Version A: An ordinance amending Denali Borough Code, Chapter 3.20 titled  
36 Grant Procedures in its entirety.  
37

38 Cyrus COOPER MOVED to postpone Ordinance 11-02 to the next meeting. Vickie LAUSEN  
39 seconded.  
40

41 John WINKLMANN stated that he mentioned last month that he thought it was a good idea to have a  
42 full chapter regarding management of grants. However, if you read through this, there needs to be  
43 oversight by the assembly for management of grants. John WINKLMANN feels that the ordinance is  
44 illegal the way it is right now.  
45

46 Cyrus COOPER agrees that a major overhaul of the grants process is in order. The concern is that  
47 this facilitates the assembly abrogating the authority of the assembly to have oversight.  
48

49 The roll call VOTE to postpone Ordinance 11-02 was unanimous.

1  
2 ORDINANCE 11-03, Version A: An ordinance to amend Denali Borough Code, Chapter 4.25 titled,  
3 Classification of Borough-owned Lands.  
4

5 Robert KOHLSDORF said he was approached on this matter regarding conflict of interest of some  
6 assembly members on this ordinance. Vickie LAUSEN disclosed possible conflict.  
7

8 Armeda BULARD MOVED to postpone Ordinance 11-03 to the next meeting. Clay WALKER  
9 seconded.  
10

11 Terry ASBURY was concerned about the borough wanting a gravel pit to automatically become a  
12 gravel pit. Discussion ensued that the impetus was for this to be a non-commercial means of  
13 providing aggregates available to Denali Borough citizens under a thousand yards. David EVANS  
14 does not feel that this is a conflict of interest because it would actually work against his business and  
15 he is in support of the ordinance. Cyrus COOPER would like to hear from the planning commission  
16 on this. Clay WALKER thinks this a good thing for local residents to use local pits. It was brought  
17 up that there was a commercial operator who spoke against this and it is in the last meeting minutes.  
18 Mayor Talerico feels that anyone who has a private gravel source would not have a conflict with this.  
19 Vickie LAUSEN stated that she just wanted to stay clean on her disclosure.  
20

21 The VOTE to postpone to the next meeting by show of hands was unanimous.  
22

23 RESOLUTIONS:  
24

25 RESOLUTION 11-08: A resolution requesting the Governor of Alaska take steps to expedite the  
26 start-up of the Healy Clean-Coal Power Plant located in Healy, Alaska.  
27

28 Presiding Officer Robert KOHLSDORF handed the gavel to Deputy Presiding Officer Cyrus  
29 COOPER so that he could speak to Resolution 11-08.  
30

31 Robert KOHLSDORF MOVED to adopt Resolution 11-08. Vickie LAUSEN seconded.  
32

33 Robert KOHLSDORF, Vickie LAUSEN, John WINKLMANN and David EVANS spoke in favor of this  
34 resolution. The Presiding Officer accepted the gavel back into his possession. Cyrus COOPER  
35 would like the Department of Environmental Quality and EPA to get together to re-permit this plant.  
36 Cyrus COOPER feels that retooling, re-firing, and replacing it won't be an easy process but it will  
37 save money. The 40 year old power plant has been operating over capacity for a length of time.  
38

39 The roll call VOTE was unanimous.  
40

41 RESOLUTION 11-09: A resolution of the Assembly of the Denali Borough pertaining to the Asset  
42 Allocation of the Permanent Investment Fund.  
43

44 John WINKLMANN MOVED to adopt Resolution 11-09. Cyrus COOPER seconded. Terry  
45 ASBURY feels that mutual index funds have taken large hits in the last 25 years, and index funds  
46 are not immune from that.  
47

48 The roll call VOTE was 8-1 with ASBURY opposed. The motion passes.  
49

1 OTHER BUSINESS

2 DNR Land Use Permit Application – Mayor Talerico explained that the DNR is looking for Borough  
3 comment. Clay WALKER MOVED to have Mayor Talerico write a letter stating no comment on the  
4 project and to request more public comment time on future projects. Armeda BULARD seconded.  
5 The VOTE by show of hands was unanimous.

6 Update on Census Numbers- The 2010 Census numbers for the Denali Borough came to 1826  
7 which is a reduction of 73 people from the last census. . The housing unit count is 1771 houses with  
8 806 occupied which leaves 965 units sitting vacant which seems exceptionally high.

9 The Borough has not received the block counts within the Borough. Until we receive these  
10 numbers, the Borough cannot move forward on checking our apportionment.

11 Mayor Talerico requested a subcommittee of the assembly to deal with census apportionment. If we  
12 do this now, we will be ready when we get the block information.  
13

14 There will be a state redistricting board meeting on April 26, 2011 in Healy. The Denali Borough  
15 currently would be placed in District 6 which includes Bethel. Equal representation does not always  
16 mean fair representation.  
17

18 PUBLIC COMMENTS

19  
20 Molly McKinley, Denali Citizens Council (DCC), brought information relevant to potential  
21 gas development in the Denali Borough area. It is all about energy needs versus  
22 negative impacts to air, water and human health.  
23

24 ASSEMBLY COMMENTS

25  
26 John WINKLMANN reminded the administration that last October the assembly passed a motion  
27 asking for information on Homeland Security Grants; we haven't received the report yet.  
28

29 Eileen HOLMES thanked Mr. Bill Beaudoin, Anderson School Principal, for his service and for  
30 dinner tonight.  
31

32 Vickie LAUSEN volunteered to be on the staff benefit insurance committee.  
33

34 Cyrus COOPER volunteered to be on the insurance committee also. He asked that the public  
35 look at issues of safety in communities and to bring these to the assembly.  
36

37 Robert KOHLSDORF hopes the administration will get Resolution 11-08 to the governor as soon  
38 as possible.  
39

40 Armeda BULARD volunteered to be on the redistricting committee. There is a new Alaska State  
41 Trooper in Cantwell and he stated to her that according to Alaska State Statute there are no  
42 motorized vehicles allowed on our trails along the state highways.  
43

1 Clay WALKER stated that we have been recently reminded on both the federal and state level  
2 that the primary responsibility of the assembly is to pass a fiscally responsible budget and we are  
3 on the way to that end.  
4

5 David EVANS asked the mayor if there was a chance that we could affect the resource  
6 committee in regards to HB113. Maybe a directive on what would be reasonable re: right of way  
7 and interaction between state parks and natural resources. The mayor suggested that we need  
8 to have it ready next January because this session is only four days long. The fiscal note has  
9 been removed. David Evans feels that it would be prudent to address these issues and  
10 concerns in the form of a resolution and attach a fiscal note. Maybe we could work with DOT to  
11 address right of way issues.  
12

13 Robert KOHLSDORF thanked Mr. Beaudoin for his service.  
14

15 NEXT ASSEMBLY MEETING:

16 The next regular meeting will be held at the Tri-Valley Community Center on May 11, 2011;  
17 Public Hearing at 6:00 PM, and regular meeting to follow.  
18

19 ADJOURN: The presiding officer declared the regular meeting adjourned at 8:57 PM.  
20

21  
22  
23 APPROVED:

  
\_\_\_\_\_  
Robert Kohlsdorf, Presiding Officer

24  
25  
26  
27 ATTEST:

  
\_\_\_\_\_  
Gail Pieknik, Borough Clerk

28  
29  
30  
31 Date Approved: MAY 11, 2011  
32