REPORT OF THE

STANDING POLICY COMMITTEE ON

PROTECTION AND COMMUNITY SERVICES DATED JULY 5, 2001

On motion of Councillor Gerbasi, the Report of the Standing Policy Committee on Protection and Community Services, dated July 5, 2001, was considered clause by clause.

Moved by Councillor Gerbasi,
That the Consent Agenda, Clauses 1,2,3,4,5,6,7,8,9,10 and 11, be adopted.

Carried.

2001-2002 Parking Patrol and Sergeant-at-Arms Contract
File GF-2.4 (Vol. 2)

773 - 1. The Standing Policy Committee on Protection and Community Services has been advised that the Corps of Commissionaires (the Corps) is a not for profit organization that has provided parking patrol services to the City since 1955. These services, which are administered through the Winnipeg Police Service, include the enforcement of Parking Meter and Traffic By-laws and the Service of Court documents. The provision of Sergeant-at-Arms services for the Council building arose from a Council direction of February 22, 1995. The City Clerk's Department administers the Sergeant-at-Arms function.

In 1978, Council adopted a recommendation of the Committee on Finance that future contracts be negotiated with the Corps and not tendered. In 1995, the Committee on Protection, Parks and Culture reaffirmed the 1978 Council decision. Contracts have continued to be negotiated on a sole source basis since that time.

The proposed 2001-2002 rates and contract costs, is outlined on Appendix "A". The increase of 2.16% over the previous year compares favourably with CPI forecasts. Funding sources are detailed in the Financial Implication section of this report's summary. Award of this contract will not interfere with an ASD option should one be introduced prior to contract termination. In fact, having an existing contract in place would ease transition. This is a 12-month contract commencing April 1, 2001 and terminating March 31, 2002. Services provided have been ongoing for years. Funding for this contract is provided in distribution codes 01 552102 22302602 of the Winnipeg Police Service budget and 01 552101 020101 of the City Clerk's Department budget.

Separate contracts are recommended because the service requirements of the Parking Patrol and Sergeant-at-Arms functions are different and are being provided to different departments. The Winnipeg Police Service and City Clerk's Department concur in this recommendation. In addition, the contract expense impacts two budget years. If the recommendations are approved, the City Clerk's Department will have to make its own arrangements for future contracts for Sergeant-at-Arms services.

Inasmuch as the Corps has successfully fulfilled the terms of the Parking Patrol Contract for the past 46 years and the Sergeant-at-Arms contract for the past 6 years, it is the opinion of the Winnipeg Police Service that the Corps has the necessary skills and resources to satisfactorily complete the work.

The proposed contract renewal requires the approval of Council because the contract period commits future year's funds.

The Financial Impact is outlined on Appendix "B".

For the information of Council, on June 5, 2000, the Standing Policy Committee on Protection and Community Services considered the 2000 - 2001 Parking Patrol and Sergeants-at-Arms Contract and concurred in the administrative recommendations. Committee also requested a report on the following:

- A Status of the proposed Alternative Service Delivery (ASD) initiative with respect to City related parking issues, and the

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- Rationale for negotiating Parking Patrol contracts with the Canadian Corps of Commissionaires rather than utilizing the tendering process.

The Planning, Property and Development Department has since submitted a feasibility study of ASD options. Inexplicably, the report concerning sole sourcing vs. tendering was not prepared and submitted to Committee. This is being remedied as a subject of a separate report to Committee.

The Standing Policy Committee on Protection and Community Services recommends:

I. That Council approve the renewal of contract rates for the period of April 1, 2001 to March 31, 2002, as negotiated between the Winnipeg Police Service and the Canadian Corps of Commissionaires (Manitoba and Northwestern Ontario Division). The total contract cost, including GST @ 3%, is $1,253,226.33.

II. Commencing April 1, 2002, services for Parking Patrol and Sergeant-at-Arms be dealt with under separate contract.

III. That the Proper Officers of the City be authorized to do all things necessary to effect the intent of the foregoing.

Adopted by consent.

(See Minute No. 806 for attachments)

Establishment of the "Police Overtime/Trial Reduction Project"
File GF-2 (Vol. 53)

774 - 2. The Standing Policy Committee on Protection and Community Services has been advised that over the years, the Winnipeg Police Service (WPS) has experienced rising costs relating to overtime wages paid to police members to attend court as witnesses in criminal matters while off-duty. In an eight-month period between August 27, 2000 and May 4, 2001, wages paid to WPS members for court overtime totaled the equivalent of $1,053,916.02. Of this total, approximately 74% or $782,208.92 was paid to police witnesses who did not actually testify on the day of the court case. Although police witnesses are subpoenaed to attend court, on many occasions, cases are resolved or postponed the day of the court case and the police witness, although present, is not required to testify. On other occasions, police witnesses are cancelled too close to the time of the court case to avoid paying overtime wages.

In an attempt to reduce these expenses, the WPS proposes to implement an initiative similar to one that has demonstrated success in Victoria, British Columbia. In 1996, the Victoria Police Department was also experiencing significant expenses related to court overtime and felt it necessary to take steps to control this spending. While examining this issue, management discovered that although police members routinely attended court as witnesses, the majority of the time they were not required to testify. Not only was there a financial loss due to the overtime paid to off-duty members, but also, on-duty members were needlessly diverted from their patrol duties affecting the ability of the police to effectively manage their resources on a day-to-day basis.

In Victoria, an individual was appointed to the position of "Trial Review Crown Counsel". This individual was tasked with reviewing files in advance of the court date. They were also responsible to liaise with defense counsel, prosecution and police to confirm if the trials were to proceed on the assigned date and if possible, resolve cases prior to the court date.

In 1997, Victoria's year-long trial project was deemed a success. When evaluating the project, management discovered that there was a significant reduction in court overtime expenses. In total, Victoria reduced their court overtime budget by approximately 25%. An added benefit was that the number of on-duty members appearing in court was reduced as well, allowing the Victoria Police Department to more effectively manage the time of their on-duty members. Due to the cost-effectiveness of this initiative, the project has since been permanently implemented in Victoria.

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The WPS is proposing to implement the "Police Overtime/Trial Reduction Project" in one division of the Service for a six-month trial period beginning October 1, 2001. The trial project has the potential to provide significant cost savings to the WPS and the City of Winnipeg. It will also provide a clear indication as to whether expanding to the remaining divisions of the WPS will provide significant benefits. If total cost-savings were comparable to those in Victoria, the court overtime budget for the WPS could be reduced by approximately $325,000 annually. In addition, the project has the potential to provide significant benefits to the court system operating for Winnipeg and the Province of Manitoba by reducing court backlogs and increasing system efficiencies, particularly if it is evaluated as being a success worth expanding to all divisions of the Police Service.

A Crown Attorney and a police clerk will be hired for the term of the project. The Crown will be provided with a database of information from the police clerk assigned to the project. The information will detail future cases and WPS members involved. The Crown is responsible to liaise with defence counsel to determine if the case is proceeding on the court date and if possible, resolves the case prior to the court date. The clerk will be assigned to cancel any police witnesses not required. The initiative will be closely monitored and evaluated. Statistics regarding the appearance or cancellation of members for criminal matters will be maintained.

The project has been developed as a cost-sharing initiative between the Government of Manitoba and the City of Winnipeg. The WPS will cost-share the expenses for salaries and benefits provided to a Crown attorney and police clerk over the six-month course of the project. Manitoba Justice is supplying an additional support staff position at their expense. The WPS will contribute already-available office space and incidental costs for equipment and miscellaneous expenses.

Council approval is requested to enter into an agreement with the Province of Manitoba.

The Standing Policy Committee on Protection and Community Services recommends:

I. That the City of Winnipeg enter into a Memorandum of Agreement with the Province of Manitoba to establish a pilot project (the "Police Overtime/Trial Reduction Project") intended to increase efficiencies and reduce costs in court-related incidents, particularly those incidents involving additional expenses for police witnesses.

II. That the Proper Officers of the City be authorized to do all things necessary to effect the intent of the foregoing, including the drafting of a Memorandum of Agreement.

Adopted by consent.

Community Incentive Grant Application – Portage Avenue Mennonite Brethren Church

File PR-2.6(32) (Vol. 9)

775 - 3. The Standing Policy Committee on Protection and Community Services has been advised that the City Centre Community Committee, at its meeting on June 5, 2001, considered an application from the Portage Avenue Mennonite Brethren Church for a Community Incentive Grant in the amount of $6,125.00, to assist with the cost of Kickstart (Skateboard Program).

The application does not meet the eligibility criteria contained in the Community Incentive Grant Program.

The City Centre Community Committee recommended approval of a Community Incentive Grant to the Portage Avenue Mennonite Brethren Church in the amount of $3,000.00, for the purpose requested.

The Standing Policy Committee on Protection and Community Services concurred in the recommendation of the City Centre Community Committee, and recommends:

I. That the following eligibility criteria for the Community Incentive Grant Program, be waived in this instance, namely:-

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a) The project is to make a significant contribution to the long-term benefit of the community-at-large in terms of improved facilities;

b) The project is not to compete with or duplicate other community facilities; and

c) The project is to clearly articulate a plan of activities including projected work schedules, material, labour, equipment and other project requirements and lead to the completion of a substantial physical product.

II. That a Community Incentive Grant in the amount of $3,000.00, not to exceed a maximum of fifty percent (50%) of the total project cost, be approved to the Portage Avenue Mennonite Brethren Church for the purpose requested, subject to the following conditions:

a) Confirmation of other funding sources;

b) Approval of final plans and specifications for the project by the Director; and

c) The applicant entering into a formal agreement with the City of Winnipeg.

III. That the Proper Officers of the City be authorized to do all things necessary to implement the foregoing.

Adopted by consent.

Community Incentive Grant Application – Manitoba Printmakers' Association
File PR-2.6(32) (Vol. 9)

776 - 4. The Standing Policy Committee on Protection and Community Services has been advised that the City Centre Community Committee, at its meeting on June 5, 2001, considered an application from the Manitoba Printmakers' Association for a Community Incentive Grant in the amount of $25,000.00, to assist with the cost of the Martha Street Studio.

The application does not meet the eligibility criteria contained in the Community Incentive Grant Program.

The City Centre Community Committee recommended approval of a Community Incentive Grant to the Manitoba Printmakers' Association in the amount of $15,000.00, for the purpose requested.

The Standing Policy Committee on Protection and Community Services concurred in the recommendation of the City Centre Community Committee, and recommends:

I. That the following eligibility criteria for the Community Incentive Grant Program, be waived in this instance, namely:-

a) The organization is to be a non-profit community recreation and sport organization or a non-profit organization offering recreational services.

II. That a Community Incentive Grant in the amount of $15,000.00, not to exceed a maximum of fifty percent (50%) of the total project cost, be approved to the Manitoba Printmakers' Association for the purpose requested, subject to the following conditions:

a) Confirmation of other funding sources;

b) Approval of final plans and specifications for the project by the Director; and

c) The applicant entering into a formal agreement with the City of Winnipeg.

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III. That the Proper Officers of the City be authorized to do all things necessary to implement the foregoing.

Adopted by consent.

Community Incentive Grant Application – Ikwe-Widdjiitiwin, Inc.
File PR-2.6(34) (Vol. 10)

777 - 5. The Standing Policy Committee on Protection and Community Services has been advised that the Lord Selkirk-West Kildonan Community Committee, at its meeting on June 12, 2001, considered an application from the Ikwe-Widdjiitiwin, Inc., for a Community Incentive Grant in the amount of $10,000.00, to assist with shelter facility furnishings.

The application does not meet the eligibility criteria contained in the Community Incentive Grant Program.

The Lord Selkirk-West Kildonan Community Committee recommended approval of a Community Incentive Grant to the Ikwe-Widdjiitiwin, Inc., in the amount of $500.00, for the purpose requested.

The Standing Policy Committee on Protection and Community Services concurred in the recommendation of the Lord Selkirk-West Kildonan Community Committee, and recommends:

I. That the following eligibility criteria for the Community Incentive Grant Program, be waived in this instance, namely:-

a) The organization is to be a non-profit community recreation and sport organization or a non-profit organization offering recreational services;

b) The project is to make a significant contribution to the long-term benefit of the community-at-large in terms of improved facilities;

c) The project is to benefit the community-at-large and remain accessible to all members of the community; and

d) The project is to clearly articulate a plan of activities including projected work schedules, material, labour, equipment and other project requirements and lead to the completion of a substantial physical product.

II. That a Community Incentive Grant in the amount of $500.00, not to exceed a maximum of fifty percent (50%) of the total project cost, be approved to the Ikwe-Widdjiitiwin, Inc. for the purpose requested, subject to the following conditions:

a) Confirmation of other funding sources;

b) Approval of final plans and specifications for the project by the Director; and

c) The applicant entering into a formal agreement with the City of Winnipeg.

III. That the Proper Officers of the City be authorized to do all things necessary to implement the foregoing.

Adopted by consent.

Report of the Standing Policy Committee on Protection and Community Services dated July 5, 2001

Community Incentive Grant Application –
Canadian Ukrainian Institute Prosvita
File PR-2.6(34) (Vol. 10)

778 - 6. The Standing Policy Committee on Protection and Community Services has been advised that the Lord Selkirk-West Kildonan Community Committee, at its meeting on June 12, 2001, considered an application from the Canadian Ukrainian Institute Prosvita for a Community Incentive Grant in the amount of $40,000.00, to assist with the facility upgrade project.

The application does not meet the eligibility criteria contained in the Community Incentive Grant Program.

The Lord Selkirk-West Kildonan Community Committee recommended approval of a Community Incentive Grant to the Canadian Ukrainian Institute Prosvita in the amount of $40,000.00, for the purpose requested.

The Standing Policy Committee on Protection and Community Services concurred in the recommendation of the Lord Selkirk-West Kildonan Community Committee, and recommends:

I. That the following eligibility criteria for the Community Incentive Grant Program, be waived in this instance, namely:-

a) The organization is to be a non-profit community recreation and sport organization or a non-profit organization offering recreational services; and

b) The project is to make a significant contribution to the long-term benefit of the community-at-large in terms of improved facilities.

II. That a Community Incentive Grant in the amount of $40,000.00, not to exceed a maximum of fifty percent (50%) of the total project cost, be approved to the Canadian Ukrainian Institute Prosvita for the purpose requested, subject to the following conditions:

a) Confirmation of other funding sources;

b) Approval of final plans and specifications for the project by the Director; and

c) The applicant entering into a formal agreement with the City of Winnipeg.

III. That the Proper Officers of the City be authorized to do all things necessary to implement the foregoing.

Adopted by consent.

Community Incentive Grant Application –
Laidlaw Parent Advisory Council
File PR-2.6(31) (Vol. 9)

779 - 7. The Standing Policy Committee on Protection and Community Services has been advised that the Assiniboia Community Committee, at its meeting on June 12, 2001, considered an application from the Laidlaw Parent Advisory Council for a Community Incentive Grant in the amount of $61,400.00, to assist with the cost of a playground revitalization project.

The Assiniboia Community Committee recommended approval of a Community Incentive Grant to the Laidlaw Parent Advisory Council in the amount of $35,000.00, as a first charge against the 2002 allocation, for the purpose requested.

The Administration advised that the application meets the eligibility criteria contained in the Community Incentive Grant Program, however, a first charge on the 2002 Capital Budget Program would require approval by Council.

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The Standing Policy Committee on Protection and Community Services concurred in the recommendation of the Assiniboia Community Committee, and recommends:

I. That a Community Incentive Grant in the amount of $35,000.00, as a first charge against the 2002 allocation, not to exceed a maximum of fifty percent (50%) of the total project cost, be approved to the Laidlaw Parent Advisory Council for the purpose requested, subject to the following conditions:

a) Confirmation of other funding sources;

b) Approval of final plans and specifications for the project by the Director; and

c) The applicant entering into a formal agreement with the City of Winnipeg.

II. That the Proper Officers of the City be authorized to do all things necessary to implement the foregoing.

Adopted by consent.

Community Incentive Grant Application – Edgewood Park Group
File PR-2.6(35) (Vol. 10)

780 - 8. The Standing Policy Committee on Protection and Community Services has been advised that the Riel Community Committee, at its meeting on June 18, 2001, considered an application from the Edgewood Park Group for a Community Incentive Grant in the amount of $10,000.00, to assist with the Edgewood Park redevelopment.

The Riel Community Committee recommended approval of a Community Incentive Grant to the Edgewood Park Group in the amount of $5,000.00, as a first charge against the 2002 allocation, for the purpose requested.

The Administration advised that the application meets the eligibility criteria contained in the Community Incentive Grant Program, however, a first charge on the 2002 Capital Budget Program would require approval by Council.

The Standing Policy Committee on Protection and Community Services concurred in the recommendation of the Riel Community Committee, and recommends:

I. That a Community Incentive Grant in the amount of $5,000.00, as a first charge against the 2002 allocation, not to exceed a maximum of fifty percent (50%) of the total project cost, be approved to the Edgewood Park Group for the purpose requested, subject to the following conditions:

a) Confirmation of other funding sources;

b) Approval of final plans and specifications for the project by the Director; and

c) The applicant entering into a formal agreement with the City of Winnipeg.

II. That the Proper Officers of the City be authorized to do all things necessary to implement the foregoing.

Adopted by consent.

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Amendment to the Assiniboine Park Bandshell Agreement Regarding Concession Revenue
File PR-7.1 (Vol. 10)

781 - 9. The Standing Policy Committee on Protection and Community Services has been advised that on March 25, 1998, The City and Assiniboine Park Bandshell Inc. entered into an agreement whereby the Bandshell Inc. (the "Lyric") would construct and operate a performing bandshell within Assiniboine Park.

On July 19, 2000, Council approved Clause 10 of the Report of the Standing Policy Committee on Protection and Community Services, which allowed the Bandshell Inc. to operate a concession under certain terms and conditions, including a requirement to pay to the City 15% of gross sales.

When first approved, the agreement between the City and Assiniboine Park Bandshell Inc. did not permit the operation of a concession. In 2000, representatives of the Lyric approached the City with a proposal to operate a concession within the Bandshell. In reviewing the proposal, Legal Services advised that, while the existing contract with Sodexho Marriott (which allows Marriott to operate concessions within Assiniboine Park and other locations) does not give them exclusivity, it would be necessary to ensure that any other operators are subject to consistent terms and conditions of operation.

Consequently, a proposal was approved by Council that permitted the Lyric to operate a concession subject to terms and conditions consistent with those required of Marriott. This included a requirement to pay to the City 15% of gross sales.

Representatives of the Lyric have indicated that this arrangement would not allow them to generate any significant revenues for themselves, as they were intending to have it operated by a contractor for a percentage fee. Under the proposed arrangement, this fee would then, in whole or in part, be turned over to the City leaving little if any revenue for the Lyric.

The Lyric would like to proceed with their proposal to establish a concession. In doing so, they have indicated that they are proposing to utilize Marriott as their contractor. As a result, Legal Services has advised that the amendment as proposed is acceptable.

It is now proposed that the City's share of concession revenues be limited to 10% of the profits generated for the Lyric. While this is a significant difference from the original arrangement, it can be considered acceptable for a number of reasons. Firstly, the original agreement is not workable from the point of view of the Lyric Theatre, as it does not allow them to benefit from any significant revenue generation. Secondly, all of the monies generated will still be retained within Assiniboine Park, in this case to support the operations of the Lyric Theatre, with a small portion going to the Assiniboine Park Enterprise Reserve Fund.

It is also acceptable when looked at from the point of view of the amount of money being contributed from Partners In The Park and not just one of their "sub-units" (the Lyric Theatre). There is already some significant amount of revenue going into the Assiniboine Park Enterprise Reserve Fund from the Partners In The Park, in terms of revenue-sharing with the Pavilion Gallery. To date, it has been in the order of $26,000 annually, or about 17% of profits generated from the operation of the Tavern In the Park Restaurant.

A longer term plan could see each of the revenue centers that are being operated by different stakeholders within the Park contribute some limited proportion of their revenue generated to the centralized Reserve Fund, with the majority of revenue generated being retained within each respective area. (In addition, it is planned to pursue a number of revenue-generating alternatives the entire profits from which can be directed into the Reserve.)

Finally, it is proposed that the subject agreement regarding revenue sharing shall terminate on November 30, 2004, at which time the contract with Sodexho Marriott also terminates. At such time, the entire issue of concession operations will be reviewed.

Council approval is required in order to change one of the conditions outlined in the aforesaid agreement.

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The Standing Policy Committee on Protection and Community Services recommends:

I. That the amending agreement with the Assiniboine Park Bandshell, as approved by Council on July 19, 2000, be further amended so that the amount payable to the City shall be 10% of net profits, subject to:

a) said payment to be deposited into the Assiniboine Park Enterprise Reserve Fund;

b) all proceeds retained by the Lyric Bandshell shall be used exclusively to support ongoing operation of the Lyric Bandshell;

c) that the Lyric Bandshell shall utilize Sodexho Marriott as concession operator;

d) that this agreement shall terminate on November 30, 2004, at which time terms and conditions regarding the operation of the subject concession shall be re-negotiated.

II. That the Proper Officers of the City be authorized to do all things necessary to effect the intent of the foregoing.

Adopted by consent.

Community Incentive Grant Application – Broadway Neighbourhood Community Centre

File PR-2.6(32) (Vol. 9)

782 - 10. The Standing Policy Committee on Protection and Community Services has been advised that the City Centre Community Committee, at its meeting on July 3, 2001, considered an application from the Broadway Neighbourhood Community Centre for a Community Incentive Grant in the amount of $3,000.00, to assist with the cost of a skateboard park.

The application does not meet the eligibility criteria contained in the Community Incentive Grant Program.

The City Centre Community Committee recommended approval of a Community Incentive Grant to the Broadway Neighbourhood Community Centre in the amount of $3,000.00, for the purpose requested.

The Standing Policy Committee on Protection and Community Services concurred in the recommendation of the City Centre Community Committee, and recommends:

I. That the following eligibility criteria for the Community Incentive Grant Program, be waived in this instance, namely:-

a) The project is to make a significant contribution to the long-term benefit of the community-at-large in terms of improved facilities, and

b) The project is not to compete with or duplicate other community facilities.

II. That a Community Incentive Grant in the amount of $3,000.00, not to exceed a maximum of fifty percent (50%) of the total project cost, be approved to the Broadway Neighbourhood Community Centre for the purpose requested, subject to the following conditions:

a) Confirmation of other funding sources;

b) Approval of final plans and specifications for the project by the Director; and

c) The applicant entering into a formal agreement with the City of Winnipeg.

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III. That the Proper Officers of the City be authorized to do all things necessary to implement the foregoing.

Adopted by consent.

Community Incentive Grant Application – Crescentwood Community Centre
File PR-2.6(32) (Vol. 9)

783 - 11. The Standing Policy Committee on Protection and Community Services has been advised that the City Centre Community Committee, at its meeting on July 3, 2001, considered an application from the Crescentwood Community Centre for a Community Incentive Grant in the amount of $5,000.00, to assist with the cost of football equipment.

The application does not meet the eligibility criteria contained in the Community Incentive Grant Program.

The City Centre Community Committee recommended approval of a Community Incentive Grant to the Crescentwood Community Centre in the amount of $5,000.00, for the purpose requested.

The Standing Policy Committee on Protection and Community Services concurred in the recommendation of the City Centre Community Committee, and recommends:

I. That the following eligibility criteria for the Community Incentive Grant Program, be waived in this instance, namely:-

a) The project is to make a significant contribution to the long-term benefit of the community-at-large in terms of improved facilities;

b) The project is not to compete with or duplicate other community facilities, and

c) The project is to clearly articulate a plan of activities including projected work schedules, material, labour, equipment and other project requirements and lead to the completion of a substantial physical product.

II. That a Community Incentive Grant in the amount of $5,000.00, not to exceed a maximum of fifty percent (50%) of the total project cost, be approved to the Crescentwood Community Centre for the purpose requested, subject to the following conditions:

a) Confirmation of other funding sources;

b) Approval of final plans and specifications for the project by the Director; and

c) The applicant entering into a formal agreement with the City of Winnipeg.

III. That the Proper Officers of the City be authorized to do all things necessary to implement the foregoing.

Adopted by consent.