

Regular MeetingMay 4, 1999

A Regular Meeting of the Municipal Council of the City of Kelowna was held in the Council Chamber, 1435 Water Street, Kelowna, B.C., on Tuesday, May 4, 1999.

Council members in attendance were: Mayor Walter Gray, Councillors A.F. Blanleil, M.I. Bremner, R.D. Cannan, C.B. Day*, R.D. Hobson, J.D. Leask, J.D. Nelson and S.A. Shepherd.

Staff members in attendance were: City Manager, R.A. Born; City Clerk, D.L. Shipclark; Director of Planning & Development Services, R.L. Mattiussi*; Acting-Current Planning Manager, A. Bruce*; Long Range Planning Manager, L.V. Foster*; Roads & Equipment Superintendent, D. Beaudry*; Transportation Manager, R.W. Westlake*; and Council Recording Secretary, B.L. Harder.

(* denotes partial attendance)

1. CALL TO ORDER

Mayor Gray called the meeting to order at 7:35 p.m.

2. PRAYER

The meeting was opened with a prayer offered by Councillor Shepherd.

3. CONFIRMATION OF MINUTES

3.1 Regular Meeting, April 19, 1999

Council agreed to amend the discussion under item No. 5.9 on page 195 of the minutes to also indicate concern that the 80 ft. width requirement for a firebreak may be excessive and should be reconsidered.

Moved by Councillor Cannan/Seconded by Councillor Nelson

R370/99/05/04 THAT the minutes of the Regular Meeting of April 19, 1999 be confirmed as amended.

Carried

3.2 Public Hearing, April 20, 1999

Moved by Councillor Nelson/Seconded by Councillor Cannan

R371/99/05/04 THAT the minutes of the Public Hearing of April 20, 1999 be confirmed as circulated.

Carried

3.3 Regular Meeting, April 20, 1999

Moved by Councillor Bremner/Seconded by Councillor Shepherd

R372/99/05/04 THAT the minutes of the Regular Meeting of April 20, 1999 be confirmed as circulated.

Carried

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3.4 Regular Meeting, April 26, 1999

Moved by Councillor Hobson/Seconded by Councillor Day

R373/99/05/04 THAT the minutes of the Regular Meeting of April 26, 1999 be confirmed as circulated.

Carried

4. Councillor Shepherd was requested to check the minutes of this meeting.

The Transportation Manager and the Roads & Equipment Supervisor entered the Council Chamber at 7:38 p.m.

Mayor Gray altered the order of business and called for the presentation under Unfinished Business on the agenda.

6.0 UNFINISHED BUSINESS6.0.1 Memorial White Cross Program (5400-00)

(a) Presentation by Mothers Against Drunk Drivers

Donna Miller, president of the Kelowna Chapter of Mothers Against Drunk Drivers (MADD) advised the memorial white cross program they are promoting is modelled after a similar program in place in Halifax, Nova Scotia. She circulated photos showing the memorial crosses that have been put up in that province and advised that the crosses would only be erected at the request of the family of the deceased, and then only with the permission of the adjacent property owner. If ownership of the property changed, the new owner would have the right to request the cross be removed. MADD would assume responsibility for maintenance of memorial crosses where the fatality was a result of impaired driving; the family of the deceased would maintain the cross when alcohol was not a factor in the fatality.

Ms. Miller advised there are already several crosses at locations in the community but there is no record of who placed them and no commitment for their maintenance. MADD's intent is simply to establish a protocol with guidelines to ensure that all memorial crosses are registered thus providing contact names. Every family grieves for different lengths of time. Some may only want the cross up for 6 months or 1 year and some could go as long as 5 years. However, MADD is willing to be flexible regarding the maximum length of time the crosses would be permitted.

Ms. Miller showed a sample cross and suggested it would be no more distracting to motorists than men in tight shorts or women in bikinis. If the crosses made people uncomfortable to know that a life was lost at a location due to a 100% preventable accident, then the program would be working. She noted that the Kelowna chapter of MADD has also considered putting up signs, similar to the adopt-a-road signs, saying don't drink and drive in memory of the name of the deceased.

Ms. Miller advised that the proposed white cross program is just part of the work of the Kelowna chapter of MADD. The group also speaks to local Parent Advisory Council's, participates in local festivals and has organized May as 'Missing You Month' and November as 'Red Ribbon Month'.

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Members of Council expressed concern that after a while the desired impact of the crosses is likely to be lost and suggested that it may be more effective to erect memorials for a limited length of time at every location where an alcohol related death occurred.

(b) Transportation Manager's report dated April 15, 1999

The Roads & Equipment Superintendent outlined the report and advised that the States of Oregon and Washington use signs, similar to our adopt-a-road signs, that read please do not drink and drive in memory of the deceased's name. The \$400-\$600 cost for the sign is born by the family.

Council agreed to defer making a decision on this request until after the FCM convention in Halifax to allow those Councillors attending the convention to view the memorial crosses there and discuss how the program is working with people in Halifax. Council also asked that staff find out more about the signs being used in the States of Oregon and Washington prior to the matter coming back to Council.

It was noted, for the record, that a letter dated May 4, 1999 from Rudy De Boer, local citizen, opposing long term placement of memorial crosses had been received and circulated to members of Council.

Moved by Councillor Nelson/Seconded by Councillor Cannan

R374/99/05/04 THAT further consideration of the report dated April 15, 1999 from the Transportation Manager regarding the use of memorial markers within the public roadways in Kelowna be deferred to after the Federation of Canadian Municipalities convention being held in Halifax June 4-7, 1999.

Carried

The Roads & Equipment Superintendent and the Transportation Manager left the Council Chamber at 8:02 p.m.

5. PLANNING BYLAWS CONSIDERED AT PUBLIC HEARING

(BYLAWS PRESENTED FOR SECOND & THIRD READINGS)

- 5.1 Bylaw No. 8390 (Z99-1008) – Braunfel Engineering & Construction Ltd. (New Town Planning) – 8038 Highway 97 North

Moved by Councillor Bremner/Seconded by Councillor Cannan

R375/99/05/04 THAT Bylaw No. 8390 be read a second and third time.

Carried

- 5.2 Bylaw No. 8392 (Z99-1001) – Petro-Canada Inc. (Eric Fefer) – 735 Harvey Avenue, and City of Kelowna Official Community Plan Amendment No. OCP99-002

Moved by Councillor Cannan/Seconded by Councillor Bremner

R376/99/05/04 THAT Bylaw No. 8392 be read a second and third time.

Carried

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- 5.3 Bylaw No. 8400 – City of Kelowna Zoning Bylaw Text Amendment No. TA99-002 (Dock Regulations)

Moved by Councillor Leask/Seconded by Councillor Nelson**R377/99/05/04** THAT Bylaw No. 8400 be read a second and third time.Carried**(BYLAWS PRESENTED FOR SECOND & THIRD READINGS AND ADOPTION)**

- 5.4 Bylaw No. 8399 – City of Kelowna Official Community Plan Amendment No. OCP99-001 (Dock Regulations)

Moved by Councillor Nelson/Seconded by Councillor Leask**R378/99/05/04** THAT Bylaw No. 8399 be read a second and third time, and be adopted.Carried

The Long Range Planning Manager left the Council Chamber at 8:04 p.m.

6. BYLAWS**BYLAWS PRESENTED FOR FIRST READING)**

- 6.1 Bylaw No. 8386 (Z98-1045) – The Okanagan Sikh Temple and Cultural Society, Kelowna (R. Turik/Turik Neumann Architects) – 1125 & 1145 Rutland Road North

Moved by Councillor Shepherd/Seconded by Councillor Blanleil**R379/99/05/04** THAT Bylaw No. 8386 be read a first time.Carried

- 6.2 Bylaw No. 8402 (Z99-1010) – G. & M. Contracting (Gil Deleurme) – 460 Wigglesworth Crescent

Moved by Councillor Day/Seconded by Councillor Hobson**R380/99/05/04** THAT Bylaw No. 8402 be read a first time.Carried

- 6.3 Bylaw No. 8403 (Z99-1009) - G. & M. Contracting (Gil Deleurme) – 464 Wigglesworth Crescent

Moved by Councillor Shepherd/Seconded by Councillor Blanleil**R381/99/05/04** THAT Bylaw No. 8403 be read a first time.Carried

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- 6.4 Bylaw No. 8408 (Z98-1054) – Colin Day (Tom Smithwick/Porter Ramsay)
– (end of) Lone Pine Drive

Councillor Day advised he is an owner of the subject property and therefore in a conflict of interest and left the Council Chamber at 8:05 p.m.

Moved by Councillor Hobson/Seconded by Councillor Shepherd

R382/99/05/04 THAT Bylaw No. 8408 be read a first time.

Carried

Councillor Day returned to the Council Chamber at 8:06 p.m. and took his place at the Council Table.

- 6.5 Bylaw No. 8417 (Z99-1023) – Anton & Maria Wolf (Lambert & Paul Construction Ltd.) – 860 McCurdy Road

Moved by Councillor Day/Seconded by Councillor Shepherd

R383/99/05/04 THAT Bylaw No. 8417 be read a first time.

Carried

- 6.6 Bylaw No. 8418 (Z99-1017) – 564913 B.C. Ltd. (Don Kerr/Main Street Kelowna) – 1347, 1353, 1357 & 1379 Ellis Street

Moved by Councillor Hobson/Seconded by Councillor Day

R384/99/05/04 THAT Bylaw No. 8418 be read a first time.

Carried

7. REMINDERS

- Saturday, June 12 - Parks Department open house and hanging basket demonstration.

8. TERMINATION

The meeting was declared terminated at 8:12 p.m.

Certified Correct:

Mayor

City Clerk

BLH/am