



## City of Kelowna Chauffeur's Permit Appeal Hearing Minutes

Date: Tuesday, October 22, 2013  
 Location: Knox Mountain Meeting Room (#4A)  
 City Hall, 1435 Water Street

Council Members Present: Deputy Mayor Luke Stack and Councillors Colin Basran, Andre Blanleil, Gail Given, Robert Hobson, Mohini Singh and Gerry Zimmermann

Council Members Absent: Mayor Walter Gray and Councillor Maxine DeHart

Staff Present: Acting City Manager, Joe Creron; and City Clerk, Stephen Fleming

Guests: RCMP Central Okanagan Traffic Section, Constable Chris Neid; Appellant, Israel Star; and Kelowna Cabs Representative, Appearing on behalf of Israel Star

(\* denotes partial attendance)

### 1. Call to Order

Deputy Mayor Stack called the Hearing to order at 4:02 p.m.

### 2. Chauffeur's Permit Appeal Hearing

#### 2.1. Chauffeur's Permit Appeal Hearing

Constable Chris Neid, RCMP Central Okanagan Traffic Section:

- Outlined Mr. Star's traffic violations that lead to the decision to revoke Mr. Star's Chauffeur's Permit.
- Responded to questions from Council.

Israel Star, Appellant:

- Made representations as to why he should keep his licence.
- Agreed with everything said by Constable Neid.
- Made reference to a map of the downtown displayed on the wall in Meeting Room 4A, Knox Mountain.

- Described the connections he has made with his clients and the pressures this brings that have resulted in speeding while driving his cab.
- Feels pressure to deliver his clients quickly to their destinations; both from his clients and to ensure clients don't start calling other cab companies.
- Confirmed driving in the downtown core has resulted in 'near misses'.
- Has toned it down and slowed down since his interactions with the RCMP.
- Has been in Toronto for the past few weeks.

Council:

- Inquired as to whether Mr. Star had any 'near misses'.
- Inquired as to whether Mr. Star would, or if he has, conducted himself differently since he has received these warnings and revocation from the RCMP.
- Inquired as to why Mr. Star did not turn in his Chauffeur's Permit when requested to do so by the RCMP.

**Moved By Councillor Zimmermann/Seconded By Councillor Basran**

**CP001/13/10/22** THAT Council supports the decision of the RCMP Central Okanagan Traffic Section revoking Israel Star's Chauffeur's Permit.

**Carried**

Council:

- Appreciated Mr. Star's honesty.
- Noted that Mr. Star failed to hand in his Chauffeur's Permit when asked.
- Noted that Mr. Star did not appear to change his driving habits between the August 2012 letter and July 2013.
- Believes that community safety concerns are greater than trying to accommodate Mr. Star continuing in this occupation.
- Expressed a concern with how the pressures of the job lead to excessive speeding.
- Expressed a concern with excessive speeds over the posted limits.
- Agreed that an appropriate date for re-application is February 2015 and that the RCMP should take into consideration Mr. Star's driving record between now and February 2015, assuming there will be a BC driving history.

**3. Termination**

The Hearing was declared terminated at 4:52 p.m.

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Deputy Mayor Stack

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City Clerk

/scf/slh