

Kelowna, British Columbia V1W 3Z4

1450 K.L.O. Road

TO:

Bill Vos, Director Parks & Recreation

FROM:

A.T. Harrison, Administrator

DATED:

December 19, 1994

SUBJECT:

Office of the Administrator

Telephone: (604) 763-4918

Fax: (604) 763-0606

Greenspace Plan - Management Implementation Report

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Please be advised that the Regional Board at its meeting of December 12, 1994, adopted the following resolution:

"THAT the report dated December 9, 1994 be received;

AND FURTHER THAT Regional Board approves the Implementation and Management Plan for the Greenspace Plan - Okanagan Centre and Pixton Road areas;

AND FURTHER THAT staff be instructed to enter into negotiations with B.C.Lands for a headlease for the foreshore starting at Lot 39, Plan 521, extending north to Lot 5, Plan 43154, except for Water lot B10676 and the foreshore between Lot 18, Plan 4213 and extending north to Lot 1, Plan 12231;

AND FURTHER THAT staff be instructed to enter into negotiations with the Ministry of Transportation and Highways for a permit for the shoreland starting at Lot 39, Plan 521, extending north to Lot 5, Plan 43154 for the shoreland starting at Lot 18, Plan 4213 and extending north to Lot 1, Plan 12231;

AND FURTHER THAT a letter be sent to the B.C.Environment, Water Management Branch requesting that all water licence applications be referred to the Regional District;

AND FURTHER THAT any changes to the Greenspace Plan be referred to the Area A Parks and Recreation Committee."

This is for your information and further attention.

DW

copy - Planning Department

# Regular Meeting Minutes - December 12, 1994 (Pg. 8)

AND FURTHER THAT a letter be sent to the B.C. Environment Water Management Branch requesting that all water licence applications be referred to the Regional District;

AND FURTHER THAT any changes to the Greenspace Plan be referred to the Area A Parks and Recreation Committee.

# CARRIED

Report re: Request For B.C. 21 Grant

Report re: Request for support for a B.C. 21 grant for track at Mount Boucherie. (All Directors - Unweighted Vote)

# LEE/OCKENDEN:

### #974/94

THAT the report dated December 7, 1994 be received;

AND FURTHER THAT the Regional Board supports the request from the Parents Advisory Committee for a B.C. 21 Community Projects grant in the amount of \$5,000 for the construction of a jogging, walking, and running track at the Mount Boucherie Playing Field Track.

### CARRIED

# PLANNING DEPARTMENT:

### Correspondence:

Memo re: Renewal of License for Gravel Quarry

Memo re: Renewal of license for gravel quarry purposes on a portion of Unsurveyed Crown lands in the vicinity of D.L. 4484, ODYD (Reference File: 3402796) (Our file: 1.251) (All Directors - Unweighted Vote)

# GINTHER/OCKENDEN:

### #975/94

THAT the memo dated December 6, 1994 be received;

AND FURTHER THAT the Regional Board has no objection to renewal of the existing license for a period of ten years to extract gravel from a 6.77 ha site approximately 10 km west of Peachland.

### CARRIED

Memo re: of Crown Land

Memo re: Privatization of Crown Land, known as Lot 1, Plan Privatization 2152, Sec 10, Tp 20, ODYD except Plan KAP 47820 - Highway #97 (Reference file: 3407023) (Our file: 1.251) (All Directors - Unweighted Vote)

# MCCOUBREY/LAMONT:

### #976/94

THAT the memo dated December 7, 1994 be received;

AND FURTHER THAT B.C. Lands be advised that the Regional Board supports Lot 1 Dlan 2162 hains affama for all a

Report re: Walkway -Mission Report re: Walkway - Mission Ridge Estates. (All Directors - Unweighted Vote)

Rdge. Estates LEE/GINTHER:

#971/94

THAT the report dated December 7, 1994 be received;

AND FURTHER THAT the Regional Board grants approval for an easement between Royal Gala Drive and Golden View Drive as indicated on the map presented to the Board;

AND FURTHER THAT the developers be encouraged to develop the walkway including fencing.

CARRIED

Report re:
Tyndall Rd.
SWest Wfield

Report re: Tyndall Road - Southwest Winfield Parks Preplan. (All Directors - Unweighted Vote)

Parks Preplan LEE/MCCOUBREY:

#972/94

THAT the report dated December 7, 1994 be received;

AND FURTHER THAT the Regional Board approves the services of Urban Systems for the Tyndall Road - Southwest Winfield Parks Preplan study for the amount of \$20,300.

Report re:
Greenspace
Plan - Mgmt
Implement.
Plan

K. DEC. 12/94 - RDCO MTG. MIN.

CARRIED

Report re: Greenspace Plan - Management Implementation Report. (All Directors - Unweighted Vote)

LEE/MCCOUBREY:

#973/94

THAT the report dated December 9, 1994 be received;

AND FURTHER THAT Regional Board approves the Implementation and Management Plan for the Greenspace Plan - Okanagan Centre and Pixton Road areas;

AND FURTHER THAT staff be instructed to enter into negotiations with B.C. Lands for a headlease for the foreshore starting at Lot 39, Plan 521, extending north to Lot 5, Plan 43154, except for Water lot B10676 and the foreshore between Lot 18, Plan 4213 and extending north to Lot 1, Plan 12231;

AND FURTHER THAT staff be instructed to enter into negotiations with the Ministry of Transportation and Highways for a permit for the shoreland starting at Lot 39, Plan 521, extending north to Lot 5, Plan 43154 for the shoreland starting at Lot 18, Plan 4213 and extending north to Lot 1, Plan 12231;



# Environment

3547 Skaha Lake Road Penticton British Columbia V2A 7K2

Telephone: (604) 490-8200

September 23, 1994

File: 72000-45 RDCO

Your File: GREENSPACE

Referral: SIP940621-04

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Regional District of Central Okanagan 1450 KLO Rd Kelowna BC V1W 3Z4

Attention: Bill Vos

Dear Bill Vos:

Re: Greenspace Plan - Okanagan Centre Foreshore

In regard to your letter of June 2, 1994, BC Environment, Okanagan Sub-Region, provides the following comments.

With regard to the development of the Greenspace Plan, the Fish and Wildlife Management Programs have enclosed a map, indicating Kokanee spawning locations (marked in red) along the foreshore. Any construction within and near enough to effect these areas by siltation should be limited to the work window of May 1 to September 30.

Docks should be built on piles to protect Kokanee spawning substrate. There must not be any solid core construction within the high water mark of Okanagan Lake. For example, structures like rock groins and concrete retaining walls will interfere with littoral drift, redistributing gravel and sand that may cover or remove fish spawning substrate.

All storm water discharge to the lake should be treated to remove sediments and other pollutants that may effect fish and fish habitat.

Development of upland areas can lead to the erosion of soils into the lake. Erosion and sediment control plans may be required to minimize sediment inputs into fish habitat by reducing the potential for erosion, by stabilizing disturbed soils and intercepting sediment-laden runoff.

All streams discharging to the lake should have leave strips to protect the riparian vegetation critical to the maintenance of a healthy aquatic environment and to limit streambank erosion.

All future development should adhere to the 'Land Development Guidelines for the Protection of Aquatic Habitat', enclosed.

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W.A. Kastelen

Director

Southern Interior Region

ALCOCK/RANDALL/LADD/pa

Enclosure



# Province of British Columbia

MINISTRY OF ENVIRONMENT. LANDS AND PARKS



Thompson-Okanagan Region 478 St. Paul Street Kamloops British Columbia V2C 2J6 Telephone: (604) 828-4800

Telephone: (604) 828-48 Fax: (604) 828-4809

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File: 3406417

June 22, 1994

Bill Vos Parks and Facilities Department Regional District of Central Okanagan 1450 KLO Rd Kelowna BC V1W 3Z4

Dear Bill Vos:

Thank you for your June 2, 1994 letter inviting BC Lands to review and comment on the Okanagan Centre Greenspace Plan.

We see the plan giving positive direction to dealing with unauthorized structures on the foreshore area. Phasing out of structures in conjunction with upland property transfers would be an effective yet fair method of eliminating docks and other foreshore structures. We would be prepared to enter "headlease" discussions that would give your office licensing and control authority. Please give me a call to arrange a meeting.

During our joint inventory in 1993 we looked at several large "pumphouses" on the Highways controlled area. We understand that all pumphouses will eventually be phased out. Some of the existing ones are far larger than what is needed for a pump or with current technology not required at all. For aesthetic purposes, and to reduce the physical presence on the beach, which detracts from it's public nature, we would suggest that you vigorously pursue their downsizing. I understand that this may be possible through the building inspections or Ministry of Transportation & Highways' assistance.

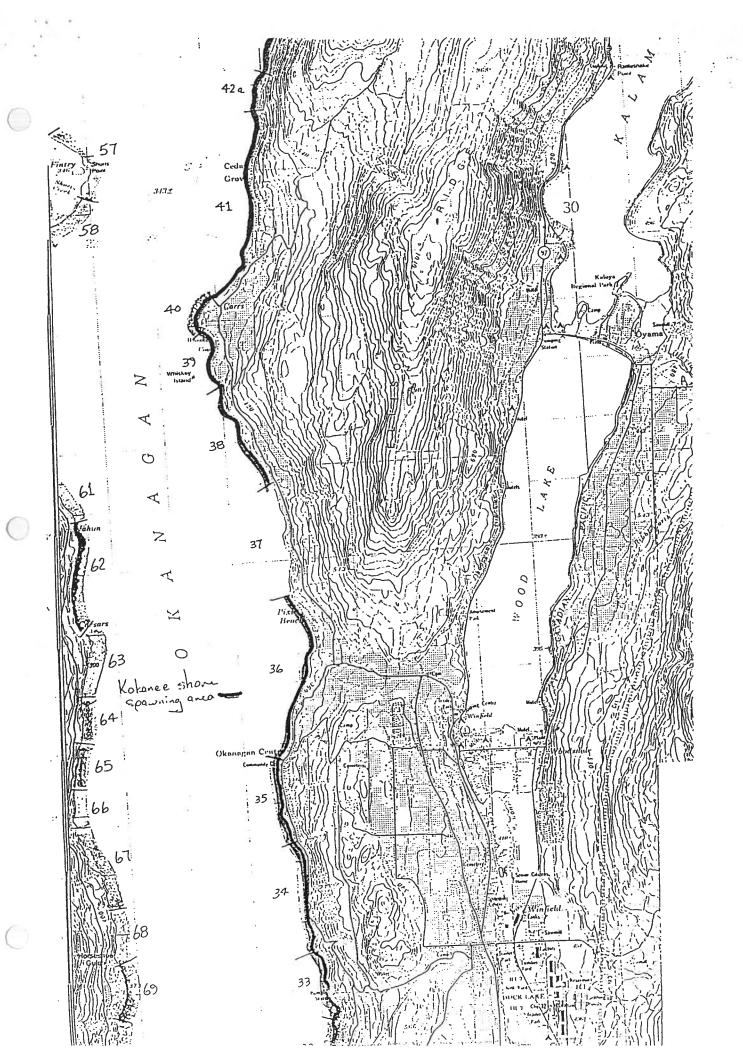
Thank you for developing Okanagan Centre Greenspace plan. Please give me a call to arrange a meeting on headleases, or if you have any questions or require assistance.

Yours truly

Robert D. Brodie, Senior Land Officer

Telephone: 828-4817

RB/EM/pmh





(604) 861 - 7350 Fax: 861 - 7354

Your File:

Our File: 208-20-1

Okanagan Centre Road

June 14, 1994

Regional District of Central Okanagan 1450 K.L.O. Road Kelowna, B.C. V1W 3Z4

Attention: Bill Vos, Director of Parks & Facilities

Dear Sir:

Re: The Greenspace Plan - Okanagan Center Foreshore

I have reviewed the above noted attached to your letter of June 2, 1994.

The Ministry of Transportation and Highways generally supports "the Plan". However, prior to proceeding with any works on the right-of-way, a permit from this Ministry will be required.

Yours truly,

J.T. Hallam, C. Tech.

Area Manger

JTH/mms

cc: R.M.Clifford, District Development Technician



Province of British Columbia

Ministry of Environment, Lands and Parks

# BC Environment

Southern Interior Region 1259 Dathousie Drive Kamloops British Columbia V2C 525

File: 240-30 RDCO

Telephone: (604) 371-6200

July 13, 1993

Ilene Watson, Planning Assistant Regional District of Central Okanagan 540 Groves Avenue Kelowna BC V1Y 4Y7

Dear Ilene:

Re: Licensed Works on Crown Foreshore
Along Okanagan Centre Road in Winfield

Further to your letter of April 16, 1993, I understand that the Regional District is preparing a foreshore development plan along Okanagan Centre Road in Winfield. Within this plan, Crown foreshore along Okanagan Centre Road would be preserved for recreational use by the public. The Regional Board's resolution is therefore intended to limit the building of structures such as pumphouses above ground on Crown foreshore.

I am pleased to inform you that my water management staff in Penticton have already undertaken to comply with the request of your Regional Board.

I also understand that your foreshore development plan will be completed in approximately 6 months, at which time you will be approaching B.C. Lands for a recreational lease or licence of occupancy. I would appreciate receiving a copy of your lease and any resultant by-laws when they are available.

Yours truly,

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W.A. Kastelen

Director - Southern Interior Region

BANERA/pa/crb

cc: A.D. Zackodnik

N.G. Banera

L.J. Pauloski

D. McKee

J. Thompson



File: 3406417

February 10, 1993

Regional District of Central Okanagan 540 Groves Ave Kelowna BC V1Y 4Y7

Attention: Bill Vos

Dear Bill Vos:

Re: Foreshore - Okanagan Centre Area

Thank you for your January 7, 1993 letter requesting a moratorium over Crown foreshore in the area of Okanagan Centre Road. The area that your office is concerned with has been noted on our status maps.

If resources allow, existing improvements falling under Land Act jurisdiction will be inventoried this spring. Additionally, we would like to discuss the current situation and a possible action plan to deal with such improvements with the Regional District. As the Regional District does have an interest, the possibility of Regional District involvement in the removal of docks may be considered. Please contact this office to determine a mutually agreeable meeting time.

We will look forward to being involved in your planning process for this area and will assist in any way possible.

Please give me a call if you have any questions.

Yours truly,

Reg Bose, Manager Land Administration

RB/EM/sjs

cc: Ministry of Environment, Lands and Parks, BC Environment, Suite 201 3547 Skaha Lake Rd, Penticton BC V2A 7K2 Attention: Leo Pauloski, Water Management



Office of the Administrator Fax 763-0606 Telephone 763-4918 540 Groves Avenue Kelowna, British Columbia V1Y 4Y7

### MEMORANDUM

TO:

Bill Vos, Parks & Facilities Superintendent

FROM:

D. Weavers, Administrative Assistant

DATED:

September 1, 1992

SUBJECT:

Crown land application - Okanagan Centre

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Please be advised that the Regional Board at its meeting held August 31, 1992, adopted the following resolution in support of the Regional Parks Advisory Committee:

'THAT the Regional Board instructs staff to send a letter to the Ministry of Environment, Lands and Parks requesting that a moritorium be placed on all leases, licenses, permits for crown lands, and foreshore between Lot 39 Plan 521 and Lot 5, Plan 43154 until such time as a development plan can be prepared and presented for this area;

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AND FURTHER THAT this area be included in the head lease that is presently being developed by staff.'

Please write the letter to the Ministry accordingly and provide us with a copy.

Thank you for your attention to this matter.

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MINUTES OF THE MEETING OF THE REGIONAL DISTRICT PARKS ADVISORY COMMITTEE MEETING HELD IN GEORGE ELLIOT SECONDARY THURSDAY, MAY 12, 1994 COMMENCING AT 7:35 P.M.

In Attendance:

Director B. Lee
Director R. Hobson
Director B. McCoubrey
Director G. Ockenden
Director C. Day
Terry Robertson,
A. T. Harrison
Bill Vos

City of Kelowna
RDCO Chairman
Area "A"
Area "H"
City of Kelowna
School District #23
Administrator RDCO
Director of Parks
and Facilities
RDCO Recording Secretary

J. Bosch

Absent: Councillor Shirley Staley

City of Kelowna

The Chairman called the meeting to order at 7:35 p.m. and introduced the members of the Parks Advisory Committee.

Delegation: Derek Eyles - Royal Canadian Legion regarding proposed cenotaph for Area A

Mr. Eyles explained that the Royal Canadian Legion is dedicated to the idea of Area A having a cenotaph. In honor of the 50th anniversary of the war in 1995, the legion dreamed that it would be appropriate that the cenotaph will be in Winfield. The location chosen is at the bottom of Grant and Berry Road. This location has met with approval from two committee within Area A. The legion would like the cenotaph 12' high and will be a simple structure, the money required is \$25,000. They are proposing to register a society through Revenue Canada as a charity. The registering of a society has not been done yet until formal approval has been received. Mr. Eyles explained that if the amount of \$25,000 can not be raised, then the structure will be according to how much money they have.

The location was discussed. The Director of Parks and Facilities reported that the land has been applied for, all agencies have signed off except Ministry of Transportation and Highways; highways is waiting for the completion of the Town Centre Plan which will decide exactly where the road alignment will be. A permit has been received for the land which will enable us to proceed with the Community Policing Station and location for the Neighborhood Watch. The legion would like to see the cenotaph anywhere in the area that will fit into the overall plans.

Director Ockenden questioned if there will be enough space in front of cenotaph to be able to parade and assemble at the appropriate times. The Director of Parks and Facilities commented that part of the plan is for an amphitheatre that will provide an assembly area that will be utilized by the public and the schools.

### ROBERTSON/OCKENDEN

THAT the Parks Advisory Committee recommends to the Regional Board to grant permission for the Royal Canadian Legion to construct a cenotaph on property near the junction of Grant Road and Berry Road subject to the acquisition of the property from the Ministry of Transportation and Highways.

CARRIED

This request has been approved by PARC.

Mr. Eyles left the meeting at 7:50 p.m.

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# Greenspace Plan prepared by PARC

Rod Taylor introduced the members of the subcommittee of PARC. Rod Dirksen - tier 2 owners which is owners living immediately above Okanagan Centre Road; Elaine Gibbons, tier 2 property owner who lives very close to the present breakwater; Gary Baird, tier 2 property owner, further down the southern stretch; Dave Nightingale (not in attendance) Pixton Road area, developer; George Mitchell, avid outdoorsman and environmentalist, involved in the Parks Department with the City of Kelowna; Director McCoubrey; Rod Taylor, Winfield.

A quick overview was done of the progress of the foreshore.

June, 1990 - Foreshore plan commissioned and approved.

1992 - Regional Board received letter from residents requesting that a linear park be established.

January, 1993 - a letter received requesting that a linear park be established.

- another letter received from some residents expressing concern over the parks proposal.

May, 1993 - a petition was received from the Regional Board expressing concern regarding the linear park

June, 1993 - PARC received letter from Regional Board requesting that PARC hold a series of public meeting to recommend a plan for the Okanagan Centre Area.

September, 1993 - letter received requesting that the Pixton Road area be added to the foreshore plan.

October, 1993 - R. Taylor asked by the Chairman of PARC to chair the subcommittee and set up a public meeting which was held on December 2, 1993.

January, 1994 - the subcommittee was formed.

March 17, 1994 - Open house, Ministry of Transportation and Highways in attendance. As a result, the greenspace plan was revamped.

April 21, 1994 - another open house to present greenspace plan and seek more public input.

May 3, 1994 - greenspace plan presented to PARC with more changes being made.

R. Taylor commented that he is very pleased with the selection of committee members and the way they work together. "The Greenspace Plan" was named because the residents were very concerned with the word park (envisioned green grass, picnic tables, barbecue pits, etc). The residents wanted the area left as close to nature as possible. The objective of the committee was to produce a proposal that would satisfy the majority of the members of Area A and establish some means of controls in the area.

The objectives were read by Rod Dirksen. It was commented that the Water Board has the responsibility to control the spread of aquatic weeds. It was explained that the foreshore plan included 200 meters into the lake. The aquatic weed is a concern. Structures can create some of the aquatic problems.

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Minutes of May 12, 1994 meeting

Gary Baird read the Okanagan Greenspace Plan. Insurance was discussed. It was noted that insurance is under the homeowners policy. The Director of Parks and Facilities commented that it is possible to identify the Regional District in the policy.

Clarification is required for the term usable wharves. Some of the wharves require some improvements. The Director of Parks and Facilities reported that the solicitor advised that a head lease would allow subleasing to other members of the society. When Crown Lands lease to the Regional District, there is a clause that states if they fail to renew a lease, that any properties or structures on the property will have to be removed at our expense. The solicitor found it difficult that if we no longer allowed a sublease that it becomes the Regional District's property.

The Administrator questioned that the wharf be brought up to standard by the new owner and then transferred to the Regional District.

Ron Taylor commented that once the foreshore plan has been completed, the owners of the wharves will be registered.

A comment was made that not all the tier 2 owners built the wharves. Some wharves were already in existence when homes were purchased.

Two important points to be considered if an accident occurs because of a dock, is the dock registered? and who is it insured by? Points to consider is how we are going to transfer these docks, the legal opinion, and the land control will be very much be involved.

One area of concern mentioned is the head lease control of the area by the Regional District. There are wharves that will be brought up to standard, legalized, and insured by the individual owner. Does this provide a conflict between the public and the owners of the wharves?

One resident commented that there has been no conflict that she is aware of other than one incident.

Director R. Hobson arrived at 8:13 p.m.

Director Hobson suggested that residents will be given one full season of low water for people to get access to upgrade their wharves.

The Director of Parks and Facilities commented that once the tenures are in place, the Regional District would ensure the structures are safe. The Regional District can not do any work until a tenure is in place.

It was commented that the Boat Launch area is presently being used. There is a concern for public safety.

Ron Taylor commented that concerns will go through the process. Public safety will be looked at in the future.

The Director of Parks and Facilities commented that once the Greenspace plan came into effect, Regional District and PARC would designate hours of use for the entire area or various segments of the area depending on the uses. Once the area is park, this give the RCMP and the Regional District a tool.

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Minutes of May 12, 1994 meeting

The Director of Parks and Facilities commented that once an area has been designated as a swim area, no boats are allowed in that area. Swimmers in a boating area are there at their own risk.

It was commented that the Pixie Beach area residents did not want a toilet. Pixie Beach is one of the best beaches in the area. How will the area deal with a change such as an addition of a toilet or parking should the area change their mind. It was also questioned why the beach area across from the Museum was not given consideration because there is a toilet in the immediate area and there are barbacue pits at the museum.

Ron Taylor commented that other area designated as beach would require, buoys, parking, etc. The input from the communities is to leave some of the areas alone.

It was commented that once the wharves are registered, they will be private structures which could have "No trespassing" signs. The shore and the foreshore is public.

Terry Robertson commented that a few years back he noticed a tier two owner landscaping with a bobcat making it more difficult for people to get access. At that time the question was asked what control is there for this area. He is very pleased to see the action that has been taken for this project and commend the committee for their activities. A final definition quoted 'that a politician looks to the next election, a states person looks to the next generation'. The result of this committee is looking to the next generation.

Ron Taylor thanked the subcommittee for the work. Regional Staff was thanked for their contribution. The subcommittee also requests that the Parks Advisory Committee and the Regional Board understands the credibility of PARC; this subcommittee could be jeopardize if the process of the Greenspace Plan is not followed.

Ron Taylor made some personal comments. Pictures were passed around showing a resident burning their garbage on the shoreline. Another picture shows a pile of refuse along the foreshore at least 6' high and 12' across waiting for the high water to disperse it. A picture shows some structures that need to be removed. He is glad that the land is public.

#### MCCOUBREY/ROBERTSON

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THAT the Parks Advisory Committee receive "The Greenspace Plan";

AND FURTHER THAT the Greenspace Plan be considered subject to referral to Regional District soliciters for legal consultation, and investigation of the jurisdiction of other agencies.

CARRIED

The Chairman commented that he feels the process has been an excellent process. The committee is commended for their contribution and energy that is required.

Regional Board Chairman Robert Hobson thanked everyone on behalf of the Regional District and the members of the community for having the courage to identify and protect the public interest in the area. Having the sensitivity to work with the community that has a long standing interest in the foreshore and a thank you to the community to share the area.

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Minutes of May 12, 1994 meeting

Director Ockenden commented that he feels it would be worthwhile to contact the Gellatly Bay Society. Their group formed a society and they have access to funds.

Director McCoubrey commented that because he sat on the committee he is aware of contentious issues and the spirit of cooperation that all the committee members brought to the committee works. Ron Taylor was thanked for keeping the committee going and he also thanked the committee for their work.

Petition regarding condition of fence around the Old Cemetery in Winfield

The Director of Parks and Facilities read the petition dated April 11, 1994 regarding a request for the Regional District to replace the fence with a maintenance free fence around the cemetery in Winfield. The residents were advised of the time and date of the meeting.

The Administrator commented that the property is not owned by the Regional District. He reported there are some legal problems associated with the acquisition of the cemetery; the Trustees are no longer alive.

The Director of Parks and Facilities commented that because the trustees are no longer alive the land has reverted back to the crown but not under the control of B.C. Lands. More work is required to acquire the land. The Regional District's soliciter is working on the acquisition. Some of the pickets can be replaced and sturdy the fence up. A chain link fence will have to be a budget item.

### OCKENDEN/MCCOUBREY

THAT the Parks Advisory Committee recommends to the Regional Board to grant permission to the Parks Department of the Regional District to repair the fence and cleanup the Old Cemetery located on Cemetery Road until such time as the Regional District acquires the land.

CARRIED

### Other

It was commented that the issue of acquiring the Old Cemetery (10 acres of land) should be referred to PARC for their comments.

Director McCoubrey commented that he has been approached by the Lions Club and their club may be interested in taking the entire property as a project. The Director of Parks and Facilities suggested that the offer be pursued after the land has been acquired. The Administrator reported that the soliciter suggested that the issue of acquiring the park be pursued.

### MCCOUBREY/ROBERTSON

THAT the Parks Advisory Committee recommends that Area A Parks Advisory Committee be involved in land acquisition.

CARRIED

Next regular meeting on May 26, 1994 at 1:30 p.m.

The meeting adjourned at 9:15 p.m.