
CITY OF KELOWNA

MEMORANDUM

Date: August 23, 2005
File No.: 2240-20
To: City Manager
From: City Clerk
Subject: ALTERNATIVE APPROVAL PROCESS – Terasen Gas Inc. Legacy Opportunity – 2004 Additions

Report Prepared by: Corinne Boback, Legislative Coordinator

RECOMMENDATION:

THAT Council receive the Certificate of Sufficiency dated August 23, 2005 pertaining to the City's option to lease the 2004 natural gas distribution system capital additions within the City boundaries under the same basic terms and conditions as the original lease with BC Gas.

BACKGROUND:

On November 1st, 2001, the City entered into various documents pursuant to an agreement to lease dated as of June 4, 2001 with Terasen that defined terms relative to a lease-in, lease-out transaction for natural gas distribution system assets within the City boundaries.

At its July 11, 2005 regular meeting Council set a deadline for receipt of elector responses against the lease-in, lease-out of the Terasen Gas Inc. Gas Distribution System 2003 additions of 4:00 p.m. Monday, August 22, 2005.

Notice of the Alternate Approval Process in relation to the Agreement was advertised in the Kelowna Daily Courier on July 14th and July 21st, 2005 and in the Capital News on July 15th and July 22nd, 2005. As of the deadline the City Clerk received 0 elector responses.

A. Flack, City Clerk

cc: Director of Financial Services

CITY OF KELOWNA

CERTIFICATE OF SUFFICIENCY

I HEREBY CERTIFY that sufficient elector responses **HAVE NOT** been received against the City's option to lease the 2004 natural gas distribution system capital additions within the City boundaries under the same basic terms and conditions as the original lease with BC Gas.

Dated this 23rd day of August, 2005.

A. Flack City Clerk

Description Of Proposal	Number of Electors Responses required Defeat Proposal (10% of Electors City-wide)	Number of Responses Received
Option to lease the 2003 natural gas distribution system capital additions within the City boundaries under the same basic terms and conditions as the original lease with BC Gas.	8,208	0