

Memo



Date: September 7, 2011
File: 0600-30
To: City Manager
From: City Clerk
Subject: Alternative Approval Process - UV Disinfection Facility and Transmission Main
Report Prepared by: Corinne Boback, Legislative Coordinator

Recommendation:

THAT Council receives for information, the Report from the City Clerk, dated September 1, 2011 regarding the Alternative Approval Process for the UV Disinfection Facility and Transmission Main;

AND THAT an alternative approval process opportunity open to all electors within the City of Kelowna be initiated in relation to the borrowing by loan authorization bylaw as outlined in the report from the Finance Special Projects Manager presented at the Monday, August 08, 2011 Regular Council Meeting;

AND FURTHER THAT 4pm, Monday, October 24, 2011 be set as the deadline for receipt of elector responses in the form attached to the September 07, 2011 report of the City Clerk in relation to the City of Kelowna proceeding with the adoption of Bylaw No. 10583 being the Loan Authorization Bylaw for the UV Disinfection Facility and Transmission Main authorizing the borrowing of Three Million Dollars (\$3, 000, 000.00) for the UV Disinfection Facility at Adams Reservoir and a dedicated transmission main to the Adams reservoir for delivery of treated water back to the distribution systems.

Purpose:

To initiate an alternative approval process, and establish the deadline for receipt of elector responses for the borrowing from the Municipal Finance Authority of Three Million Dollars (\$3, 000, 000.00).

Background:

Following first three reading of the loan authorization bylaw at the regular meeting of Council on August 08, 2011, the Loan Authorization Bylaw for the UV Disinfection Facility and Transmission Main, Bylaw No. 10583, was forwarded for Statutory Approval from the Ministry of Community, Sport and Cultural Development. The Statutory Approval was granted on August 23, 2011 allowing the City to proceed with the Alternative Approval Process seeking approval of the electors for the borrowing of three million dollars . Approval of the electors will be obtained if the number of elector responses received by the end of the alternative approval process is less than 10% of the number of electors (11,850)

A small, handwritten blue mark, possibly a checkmark or initials, located in the bottom right corner of the page.

Internal Circulation:
Special Projects Manager

Legal/Statutory Authority:
Section 86 *Community Charter*, alternative approval process
Section 174 *Community Charter*, establishing the limit on borrowing and other liabilities.
Section 179 *Community Charter*, long term borrowing.

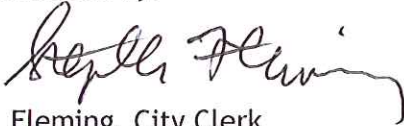
Legal/Statutory Procedural Requirements:
Pursuant to Section 86 of the *Community Charter*, Council is required to approve the elector response form as attached to this report for an alternative approval process and establish the deadline for receipt of elector responses, which must be at least thirty days after the second publication of the alternative approval process notice.

Notice requirements for the alternative approval process are set by Section 94 of the *Community Charter*. Notices will be posted on the public notice board at City Hall, advertised in the Kelowna Daily Courier and the Kelowna Capital News on Friday, September 16 and Friday, September 23, 2011, and posted on the City's website.


Considerations not applicable to this report:

Existing Policy:
Financial/Budgetary Considerations:
Personnel Implications:
External Agency/Public Comments:
Communications Comments:
Alternate Recommendation:

Submitted by:



S. Fleming, City Clerk

Approved for inclusion:  R. Mayne, Director Corporate Services

