

Report to Council



Date: October 26, 2012
File: 0600-30
To: City Manager
From: Stephen Fleming, City Clerk
Subject: Sufficiency Report - AAP Electric Utility Restructuring Opportunity
Report Prepared by: Corinne Boback, Legislative Coordinator

Recommendation:

THAT Council receive the Certificate of Sufficiency dated October 26, 2012 regarding the Alternative Approval Process (AAP) for the Electric Utility Restructuring Opportunity with FortisBC Inc.

Purpose:

To submit the Certificate of Sufficiency for the Electric Utility Restructuring Opportunity with FortisBC Inc.

Background:

Under the provisions of the *Community Charter*, notice was advertised in the Kelowna Capital News on September 20 and 25, 2012. On September 18, 2012, notice was posted on the notice board at City Hall and all relevant information relating the AAP was posted on the City of Kelowna Website.

As of the deadline date, the Office of the City Clerk had received **ninety-one (91)** valid signatures and **one (1)** invalid signature. The signatures deemed to be invalid was because the individual was not an elector of the City of Kelowna.

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 within the City of Kelowna (9, 484).

As insufficient numbers of valid signatures were received prior to the elector response form deadline, the Electric Utility Restructuring Opportunity with FortisBC Inc. may move forward.

LEGAL/STATUTORY AUTHORITY: *Community Charter*, Sections 86, 94 and 179

LEGAL/STATUTORY PROCEDURAL REQUIREMENTS: Under the *Community Charter*, advertisements must be placed in a local newspaper and on a public notice board. Elector response forms against the proposed agreement must be received by the Officer responsible

for Corporate Administration (the City Clerk) by the deadline set by Council, and must be certified as sufficient or not, according to the requirements of the legislation.

Considerations not applicable to this report:

Internal Circulation:

Legal/Statutory Authority:

Legal/Statutory Procedural Requirements:

Existing Policy:

Financial/Budgetary Considerations:

Personnel Implications:

External Agency/Public Comments:

Communications Comments:

Alternate Recommendation:

Submitted by:



S. Fleming, City Clerk

Approved for inclusion:



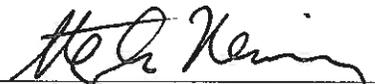
R. Entwistle, Acting Corporate Services Director

cc: D. Edstrom, Strategic Land Development Manager

CITY OF KELOWNA
CERTIFICATE OF SUFFICIENCY

I hereby certify that sufficient petitions **HAVE NOT** been received in relation to the Electric Utility Restructuring Opportunity with FortisBC Inc.

Dated this 26th day of October, 2012.


S. Fleming, City Clerk

Description of Proposal	Number of Elector Responses required to Defeat Proposal (10% of Electors City-wide)	Number of valid Responses Received
Electric Utility Restructuring Opportunity with FortisBC Inc.	9, 484	91