

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
ACTION AGENDA SUMMARY

DEPT: Public Works

BOARD AGENDA # *C-2

Urgent Routine

AGENDA DATE April 16, 2013

CEO Concurs with Recommendation YES NO
(Information Attached)

4/5 Vote Required YES NO

SUBJECT:

Approval to Adopt a Resolution to Transfer \$1,150,000 of Stanislaus County Uncommitted Credits, Allocated by Pacific Gas and Electric (PG&E) Company, for Underground Electric Lines (Rule 20A) to the City of Oakdale

STAFF RECOMMENDATIONS:

Adopt the attached resolution to transfer \$1,150,000 of Stanislaus County Uncommitted Credits, allocated by PG&E, for Underground Electric Lines (Rule 20A) to the City of Oakdale.

FISCAL IMPACT:

There is no financial impact to Stanislaus County; all funds are held by PG&E. As of January 28, 2013 the estimated available uncommitted credits in Stanislaus County Unincorporated Area's Rule 20A account was \$1,178,034. Rule 20A funds in the amount of \$1,150,000 will be transferred to the City of Oakdale, leaving a balance of \$28,034. The annual allocation to Stanislaus County is \$87,000.

BOARD ACTION AS FOLLOWS:

No. 2013-153

On motion of Supervisor Monteith, Seconded by Supervisor Withrow
and approved by the following vote,

Ayes: Supervisors: O'Brien, Withrow, Monteith, De Martini and Chairman Chiesa

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1) X Approved as recommended

2) _____ Denied

3) _____ Approved as amended

4) _____ Other:

MOTION:



ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

File No. C-7-B-08

Approval to Adopt a Resolution to Transfer \$1,150,000 of Stanislaus County Uncommitted Credits, Allocated by Pacific Gas and Electric (PG&E) Company, for Underground Electric Lines (Rule 20A) to the City of Oakdale

DISCUSSION:

A portion of rates collected by Pacific Gas & Electric (PG&E) Company is reserved for the undergrounding of electric lines under a program known as Rule 20A. This undergrounding can only occur in industrial/commercial areas and is intended to be used for projects that enhance economic development.

Stanislaus County has available approximately \$1,178,034 in Rule 20A credits. The County's yearly allocation from PG&E under this program is approximately \$87,000. Funds have been transferred to other communities. In 2003, \$558,500 was transferred to the City of Riverbank for their Underground Utility District No. 4 project and \$778,000 was transferred to the City of Newman for their Underground Utility District No. 5 project.

The City of Oakdale (City) has recently requested a transfer of Rule 20A funds from the County to complete a project on South Yosemite Avenue between H & J streets. The proposed undergrounding of overhead electrical facilities is a part of a 2.9 acre park project. The City received a Proposition 84 grant to construct the park, but the overhead to underground off-site improvement is not eligible for the grant funds. The City is requesting \$1,150,000 of Rule 20A funds. Attached is the request letter from the City of Oakdale and their conceptual park plan.

The downtown area of Oakdale is important for the community's economic growth. The proposed project will improve this downtown area thereby adding to the economic viability of the community. A transfer of funds between jurisdictions is allowed under Rule 20A.

POLICY ISSUES:

The recommended action is consistent with the Board's priorities of Effective Partnerships and a Strong Local Economy by facilitating economic development within the City of Oakdale.

STAFFING IMPACT:

There is no staffing impact associated with this item.

CONTACT PERSON:

Matt Machado, Public Works Director. Telephone: (209) 525-4130.

MM:lc
H:\MATT MACHADO\General Public Works\Rule 20A\Rule 20A_BOS 4.16.13

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
STATE OF CALIFORNIA

Date: April 16,2013

2013-153

On motion of Supervisor Monteith Seconded by Supervisor Withrow
and approved by the following vote,

Ayes: Supervisors: O'Brien, Withrow, Monteith, De Martini and Chairman Chiesa

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

THE FOLLOWING RESOLUTION WAS ADOPTED:

Item # *C-2

**AUTHORIZATION OF THE USE OF FUNDS
ALLOCATED BY PACIFIC GAS AND ELECTRIC COMPANY**

WHEREAS, the California Public Utilities Commission (CPUC) has authorized electric and telecommunication utilities to convert overhead utility lines and facilities to underground pursuant to Electric Rule 20 and Telecommunication Rule 32, and

WHEREAS, pursuant to certain criteria, CPUC rules allow participating cities to establish legislation authorizing the creation of underground utility districts within which existing overhead electric distribution and telecommunication distribution and service facilities will be converted to underground, and

WHEREAS, the City of Oakdale, has adopted Ordinance #521 authorizing the City Council to designate areas within which all existing overhead poles, overhead wires and overhead equipment associated with the distribution of electric power, telecommunication services and cable television should be removed and replaced with underground wires and facilities, and

WHEREAS, the City of Oakdale has consulted with the affected public utilities and such utilities have agreed that the proposed underground conversion district, designated the South Yosemite Utility District #10 and more particularly described in Exhibit "A" attached hereto and incorporated herein by reference, meets the criteria established by the rules of the CPUC, to wit,

- That such undergrounding will avoid or eliminate an unusually heavy concentration of overhead electric facilities; and,
- That the streets or roads or right-of-ways in the proposed district adjoins or passes through a civic area or public recreation area or an area of unusual scenic interest to the general public.

WHEREAS, Pacific Gas & Electric Company's (PG&E) program (commonly referred to as the "Rule 20A" Program) provides that uncommitted credits in a county's undergrounding account may be transferred to a city or cities within a county with the County's approval; and

WHEREAS, as of January 28, 2013, the estimated available uncommitted credits in Stanislaus County Unincorporated Area's Rule 20A account, for converting PG&E facilities was \$1,178,034 and increases annually by approximately \$87,000; and

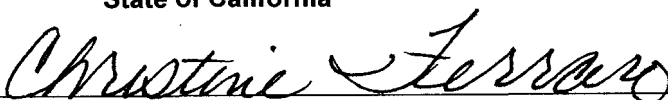
WHEREAS, the Director of Public Works has recommended this Board approve the transfer of \$1,150,000 of Stanislaus County's PG&E Rule 20A allocation to the City of Oakdale to complete a project on South Yosemite Avenue between H & J streets.

NOW, THEREFORE, BE IT RESOLVED as follows:

This Board does hereby authorize the City of Oakdale to utilize an amount not to exceed \$1,150,000 from the credits allocated by PG&E to Stanislaus County for undergrounding existing overhead facilities within the City of Oakdale.

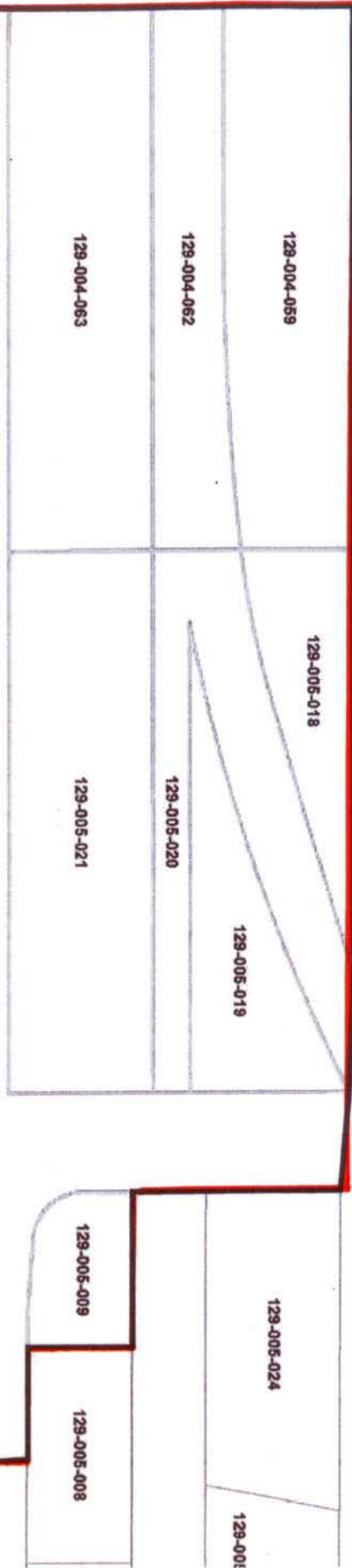
The credits allocated by this Resolution are to be used in accomplishing the conversion of that portion of South Yosemite Avenue named above.

ATTEST: **CHRISTINE FERRARO TALLMAN, Clerk**
Stanislaus County Board of Supervisors,
State of California

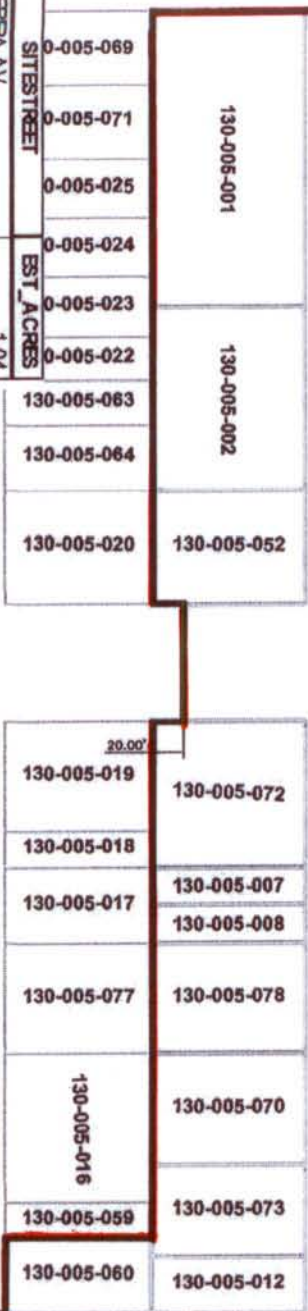


S SIERRA AVE

EXHIBIT A



S YOSEMITE AVE



E J ST



E I ST



S 2ND AVE

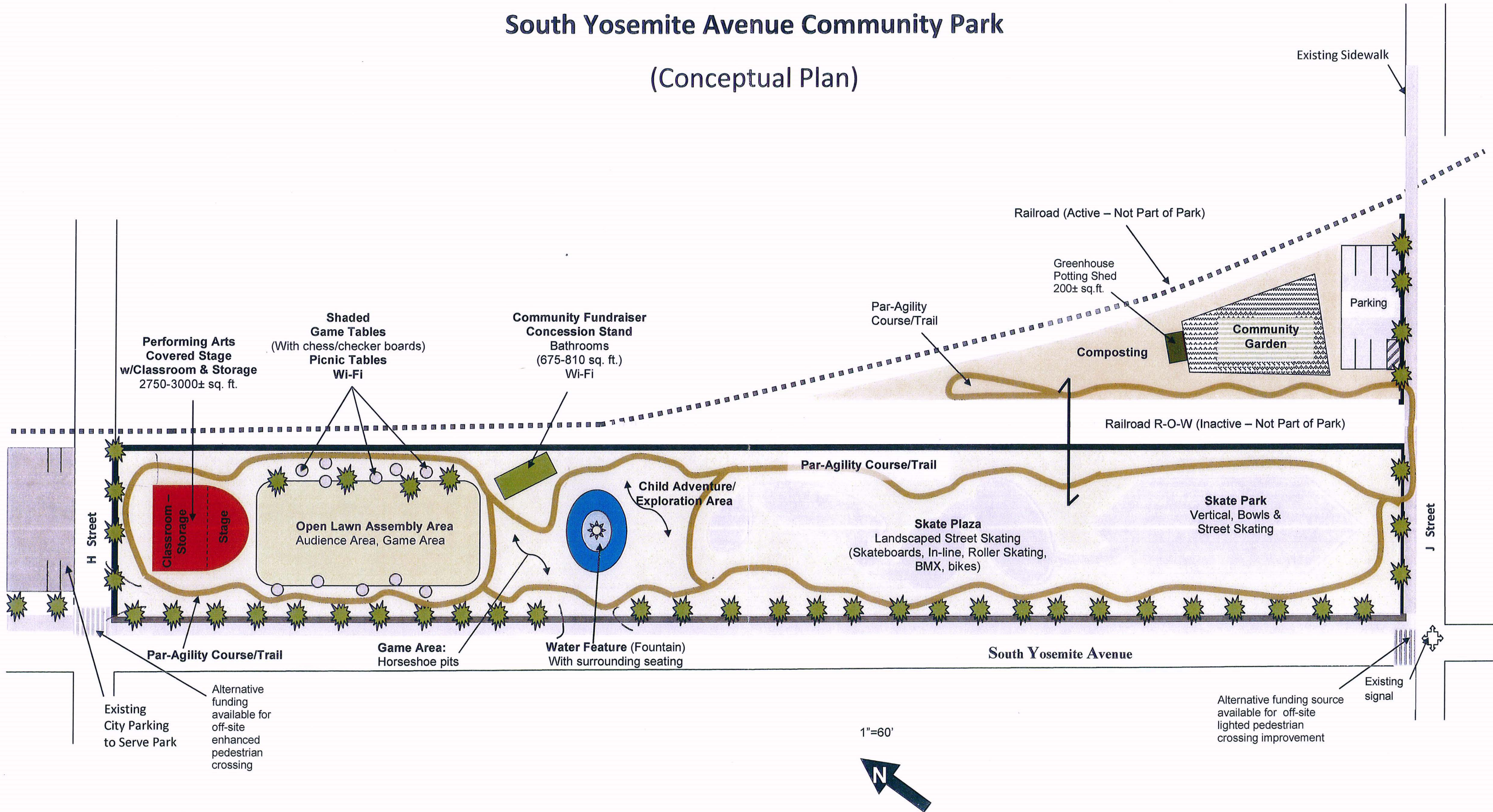
S 3RD AVE

SITESTREET	EST_ACRES
S SIERRA AV	1.04
H ST	0.61
YOSEMITE AV	1.17
SIERRA AV	0.4
SIERRA AV	0.76
YOSEMITE AV	1.17
J ST	0.48
YOSEMITE & J AV	0.23
S YOSEMITE AV	0.47
S YOSEMITE AV	0.29
S YOSEMITE AV	0.18
S YOSEMITE AV	0.23
S YOSEMITE AV	0.06
N YOSEMITE AV	0.06
YOSEMITE AV	0.17
S YOSEMITE AV	0.18
S YOSEMITE AV	0.15
S YOSEMITE AV	0.09
S 3RD AV	0.11
S 3RD AV	0.17
S 1ST AV	2.94

130-005-076

130-005-014

South Yosemite Avenue Community Park (Conceptual Plan)





CITY OF OAKDALE CITY ADMINISTRATION

280 North Third Avenue • Oakdale, CA 95361 • Ph: (209) 845-3571 • Fax: (209) 847-6834

FINANCE

DEPARTMENT

280 N. Third Ave.
Oakdale, CA 95361
(209) 845-3571
(209) 847-6834 Fax

FIRE DEPARTMENT

Station No. 1:

325 East "G" St.

Station No. 2:

450 S. Willowood Dr.
Oakdale, CA 95361
(209) 845-3660
(209) 847-5907 Fax

PARKS & RECREATION

DEPARTMENT

280 N. Third Ave.
Oakdale, CA 95361
(209) 845-3591
(209) 845-3692

PLANNING, BUILDING & PUBLIC WORKS

DEPARTMENT

455 S. Fifth Ave.
Oakdale, CA 95361
(209) 8453625 OR
209) 845-3600

POLICE DEPARTMENT

245 N. Second Ave.

Oakdale, CA 95361

(209) 847-2231

(209) 847-3790 Fax

CITY OF OAKDALE

WEBSITE

www.ci.oakdale.ca.us

E-MAIL

info@ci.oakdale.ca.us

January 14, 2013

Matt Machado, PE
Public Works Director
Stanislaus County
1716 Morgan Road
Modesto, CA 95358-5805

Dear Mr. Machado,

The City of Oakdale has been awarded funds under the State Department of Parks and Recreation's Proposition 84 to develop 2.9± acres on South Yosemite between H & J streets. The approved development will consist of a Community Park which will include a skate plaza, a performing arts center, a par-agility course, community garden and lawn assembly area.

The location of this site met the state's criteria as follows:

- Is located in an area deemed by the state to have a critical lack of park space (less than three acres of useable park space per 1,000 residents located within ½ mile); and
- Is located in an area where the median household income is lower than \$47,331 and has a relative high number of families living below the poverty level within ½ mile of the site; and
- Provides a centrally located site where new park design can provide multi-generational facilities that enhance educational and volunteer opportunities; and
- Will visually enhance Oakdale's southern gateway while enhancing existing businesses and promoting economic development surrounding the park; and
- Significant community support as well as community benefit for a new community park.

Unfortunately the grant does not pay for required "offsite" improvements, such as undergrounding of all existing and new utilities along Yosemite Avenue and J Street. Staff met with Tim Bloodgood from PG&E and his estimates of \$1,100,000 are based on statistical information and do not reflect an actual job cost.

I hope you agree that this is a worthy and qualified public interest underground conversion pursuant to Rule 20A.

The City is requesting County assistance via Rule 20A funding for Stanislaus County communities of \$1,150,000.

Attached is the City Council Resolution approving the establishment of the South Yosemite Utility District for this project.

If you need additional information, please contact Lourdes Barragan or myself at (209) 845-3625.

Sincerely,



Chuck Deschenes
Interim City Manager

Attachment: Resolution 2013-04



**Pacific Gas and
Electric Company**

February 15, 2013

Public Works Director
County of Stanislaus
1010 10th Street-Ste 3500
Modesto, CA 95354

Subject: 2013 Rule 20A Allocation & Work Credit Status

Dear Public Works Director,

The purpose of this letter is to update you on your community's Rule 20A Electric Underground Work Credit Balance. The table below shows your Rule 20A Work Credit Balance as of January 28, 2013. This balance reflects closed projects and amounts committed for projects with an underground conversion resolution adopted prior to January 1, 2013, the details of which are provided on the attachment.

<u>Work Credit Status</u>	
Account Balance as of 05/24/12	\$3,061,021
Projects Closed (1/1/12 through 12/31/12) *	\$ 0
Account Balance as of 12/31/12	\$3,061,021
2013 Allocation	\$86,964
Adjustment	\$ 0
Account Balance as of 01/28/13	\$3,147,985
Committed Amounts *	-\$1,969,951
Adjusted Balance as of 01/28/13	<u>\$1,178,034</u>

Expressed in dollars, the amounts listed above represent the value of work credits that apply only to qualified, public interest underground conversion projects pursuant to Rule 20A.

As with all major capital projects, when your community passes a resolution approving an underground district, it is categorized with other Rule 20A projects in the queue. At a company level, the actual budget and resources to do this work is prioritized with all other PG&E work. PG&E's first priority is maintaining overall electric system reliability to serve our customers. For example, customer service reliability projects receive higher priority and include repairing damaged lines and poles caused by storms, upgrading the electric capacity of the system, and connecting new customers. This means that while your underground project is important, we may not immediately be able to begin work after you have passed a resolution. For this reason, advance project planning is important. Also, Rule 20A underground conversion projects are complex, involving coordination with the community, PG&E, and other utilities, and includes complicated engineering to ensure that existing overhead systems remain operable until the moment of cut-over. Again, advance planning with the community and all affected utilities is critical to success.

PG&E values its partnership with your community and we look forward to developing a plan that works for both of us. If you have any questions regarding your Rule 20A Work Credit Status, or if your community wants to discuss pending Rule 20A projects or potential future projects, please contact Tim Bloodgood, your Rule 20A Program Liaison, at (707) 330-2753.

Sincerely,

SINDY MIKKELSEN
Principal Program Manager - Rule 20A Program

* See attachment for details



Project Details: County of Stanislaus

Projects Closed (1/1/12 through 12/31/12)

Project Name	Value
Total Projects Closed	\$0

Committed Amounts (Current Forecast Value)

Project Name	Current Forecast
Riverbank	-\$558,500
Newman PH2	-\$605,869
Newman PH3	-\$805,582
Total Committed Amounts	-\$1,969,951