

CITY COUNCIL

For City Clerk's Use:

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APPROVED

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DENIED

Reso No. _____ File No. _____

Ord No. _____

Agenda Item No.: 18

Date: April 28, 2010

TO: Honorable Mayor and Members of the City Council
FROM: Edward N. Domingue, Director of Engineering Services
SUBJECT: Establishing the Bear Valley Parkway- Boyle Avenue to Southern City Limits
Underground Utility District

RECOMMENDATION:

It is requested that Council adopt Resolution 2010-53 establishing the Bear Valley Parkway-Boyle Avenue to Southern City Limits Underground Utility District.

FISCAL ANALYSIS:

Staff time to prepare exhibits is available within the department budget. The County of San Diego is funding all improvement costs for this underground district.

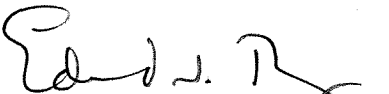
PREVIOUS ACTION:

City Council Resolution 2010-52, dated 3/24/2010, set 4/28/2010 as the public hearing date to consider this matter.

BACKGROUND:

The County of San Diego is currently designing the Bear Valley Parkway project from Boyle Avenue to San Pasqual Valley Road (SR-78), including the undergrounding of all overhead utilities. A portion of this project is within the City of Escondido and requires establishment of an underground utility district to facilitate the improvements. The County of San Diego is paying for the undergrounding costs from their 20-A funds as Escondido currently has no 20-A funds.

Respectfully submitted,



Edward N. Domingue (P.E.)
Director of Engineering Services

RESOLUTION NO. 2010-53

A RESOLUTION OF THE CITY COUNCIL OF
THE CITY OF ESCONDIDO, CALIFORNIA,
ESTABLISHING AN UNDERGROUND UTILITY
CONVERSION DISTRICT INCLUDING BOTH
ELECTRIC AND TELEPHONE FACILITIES ON
BEAR VALLEY PARKWAY-BOYLE AVENUE
TO SOUTHERN CITY LIMITS, IN THE CITY OF
ESCONDIDO

WHEREAS, on March 24, 2010, the City Council of the City of Escondido adopted Resolution No. 2010-52 setting April 28, 2010, at 7:00 p.m. in the City Council Chambers, located at 201 N. Broadway, Escondido, California, as the date, time, and place for hearing, considering, and determining whether public health, safety, or general welfare require the removal of poles, overhead wires, and associated overhead ties for supplying electric, communication, community antenna television or similar associated service within the area of the City on Bear Valley Parkway-Boyle Avenue to the southern city limits, shown on Exhibit "1," attached to this resolution and incorporated by this reference; and

WHEREAS, all property owners shown on the last equalized assessment roll who are affected by the above-described project, and all utilities affected by said project, have been given notice of the public hearing in the manner required by law; and

WHEREAS, such public hearing has been duly and regularly held, and all persons interested have been given an opportunity to be heard;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Escondido, California, as follows:

1 That the above recitations are true.

2 That the City Council of the City of Escondido finds that the public health, safety, or general welfare require the removal of poles, overhead wires, and associated overhead structures and the underground installation of wires and facilities for supplying electric, communication, community antenna television or similar associated service within that certain area of the City of Escondido hereinafter described in Exhibit "1," and that pursuant to the terms and authority of Chapter 30 of the Escondido Municipal Code, the area on Bear Valley Parkway-Boyle Avenue to the southern city limits, is hereby declared an underground utility conversion district of the City of Escondido.

3. That the City Council finds that the underground utility conversion district herein created is in the interest of the public health, safety, or general welfare because streets, roads, or rights-of-way in the district are extensively used by the general public and carry a heavy volume of pedestrian or vehicular flow.

4. That the City Council finds and determines that the exceptions enumerated in Section 30-6 of Chapter 30 of the Escondido Municipal Code shall be incorporated into said underground utility district as exemptions.

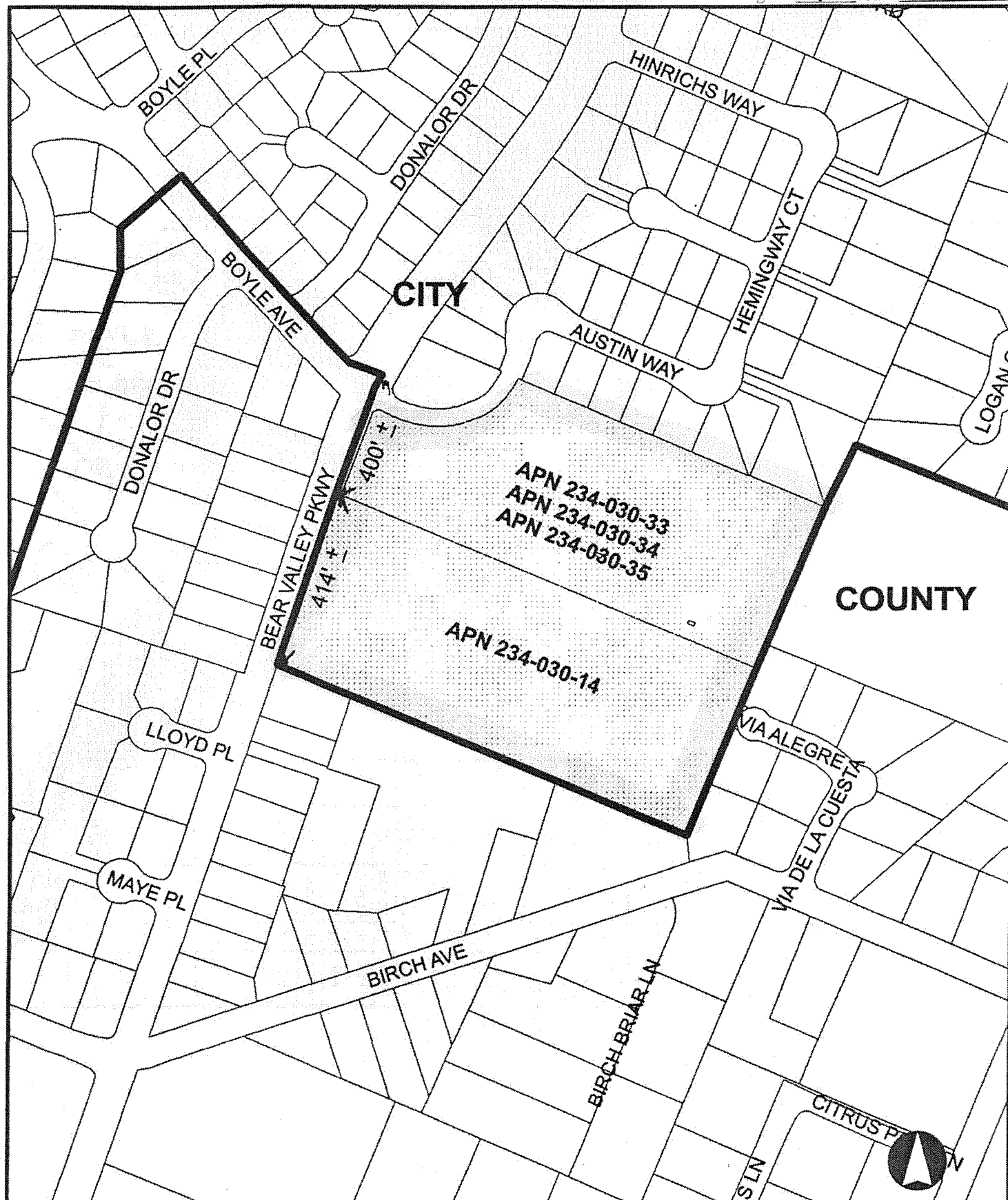
5. That the City Council shall by subsequent Council resolution, fix the time within which:

- (a) Property in the district must be ready to receive underground service; and
- (b) Poles, overhead wires, and associated overhead structures shall be removed.

6. That full reimbursement shall be deducted from 20 'A' conversion funds and utilized as service conversion to residences and businesses for furnishing all labor, materials, equipment and incidentals to construct underground utility service trench to private residences and businesses within the project limits that are to remain intact. No expense shall be incurred by the property owner unless an increase in panel size is requested. No-fee permits shall be issued by the City. Reimbursable work shall include trenching and installation of electric service conduit (size specified by SDG&E) from the private property line to the original point of service on the building which will be converted to accept underground service (100' maximum). Conduit and installation for Communications and Cable Television to be provided at each individual utility's expense. The Municipality shall be responsible for all necessary pull boxes and appurtenances per each utility agency's requirements and shall utilize a residential electric meter panel adapter or approved connection at the existing point of connection. Service trench route to be determined by utility companies.

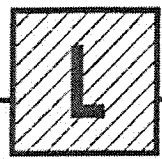
All overhead electric service meters within the conversion boundary will be converted utilizing a competitive bid of at least 3 qualified participants. SDG&E will provide a list of each panel conversion address that should receive a specific bid to modify the panel to accept underground electrical service. SDG&E and the City of Escondido shall have the right to review each address's cost and delete any questionable address from the total bid. All service panel conversions will be completed at the expense of the County of San Diego and reimbursed by SDG&E with allocated 20A conversion funds. The maximum reimbursable cost per panel conversion shall not exceed \$3,000.

7. That upon the adoption of this resolution, the City Clerk is directed to file in the Office of the County Recorder, a certified copy of said resolution and to notify affected persons and utilities in accordance with Section 30-7 of the Escondido Municipal Code.



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**EXHIBIT 1 TO
RES0 2010-53**



LOCATION/ZONING