

Resolution No.

# STOCKTON CITY COUNCIL

=====

## RESOLUTION APPROVING SETTING A PUBLIC HEARING BY THE CITY COUNCIL TO ESTABLISH AN UNDERGROUND UTILITY DISTRICT IN THE STOCKTON DOWNTOWN AREA, AUTHORIZING THE CITY CLERK TO NOTIFY ALL AFFECTED PROPERTY OWNERS BY MAIL OF THE HEARING, AUTHORIZING THE CITY CLERK TO PUBLISH NOTICE OF THE PUBLIC HEARING AND APPROVING THE PROPOSED AREA TO BE INCLUDED IN THE DOWNTOWN UNDERGROUND UTILITY DISTRICT

On July 17, 1989, Council adopted policies and procedures for a Master Plan of Underground Utility Districts. This outlined the development of a long-range 50-year Plan and first priority was given to major street widening and reconstruction projects by the City, and second priority was given to areas of civic, scenic, or historic importance; and

Staff has reviewed the 50-year Master Plan, together with current and future funded road projects, and identified the Miner Avenue corridor as a high priority for establishment of Undergrounding Utility Districts. This corridor has also been included in the Rule 20A Streetlighting Program as part of the FY 2017-22 Capital Improvement Plan; and

Stockton Municipal Code section 13.36.030 establishes a procedure for the formation of underground utility districts and requires as the initial step in such procedures the holding of a public hearing to ascertain whether public necessity, health, safety, or welfare requires the removal of poles, overhead wires and facilities for supplying electric, communication, or similar or associated services in any such district; and

PG&E is mandated by the California Public Utilities Commission, under Tariff Rule 20, to budget monies to convert overhead facilities to underground. These undergrounding projects are commonly known as Rule 20A projects; and

As of October 2016, the City has accumulated approximately \$11.2 million in PG&E credits that can be used in undergrounding eligible overhead facilities within the City; and

Removing utility poles and relocating overhead facilities below ground improves safety and aesthetics of roads, sidewalks, neighborhoods, and civic areas. Potential hazards associated with downed lines or poles being situated close to vehicle travel areas are also eliminated; and

It has been recommended that such downtown underground utility district (District) be formed in the following area:

A portion of Section 2, c. m. Weber Grant, City of Stockton, County of San Joaquin, State of California, more particularly described as follows:

Beginning at the intersection of the north right-of-way line of East Weber Avenue and the east right-of-way line of North California Street;

thence north along last said west right-of-way line, a distance of 250 feet to the point of intersection with the south right-of-way line of Channel Street;

thence west along last said south right-of-way line, a distance of 380 feet to the point of intersection with the east right-of-way line of North Sutter Street;

thence north along last said east right-of-way line, a distance of 160 feet;

thence east parallel with the north right-of-way line of Channel Street, a distance of 150 feet;

thence north parallel with the east right-of-way line of North Sutter Street, a distance of 50 feet;

thence east parallel with the north right-of-way line of Channel Street, a distance of 150 feet to the point of intersection with the west right-of-way line of North California Street;

thence north along last said west right-of-way line, a distance of 360 feet to the point of intersection with a line lying 100 feet north of and parallel with the north right-of-way line of East Miner Avenue;

thence east along last said parallel line 1,700 feet to the point of intersection with a line 100 feet east of and parallel with the east right-of-way line of North Aurora Street;

thence south along last said parallel line 820 feet to the point of intersection with the north right-of-way line of East Weber Avenue;

thence west along last said north right-of-way line, a distance of 1,620 feet to the point of intersection with the east right-of-way line of North California Avenue and the Point of Beginning; now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF STOCKTON, AS FOLLOWS:

1. The City Council approves setting a public hearing for Tuesday, November 7, 2017, at 5:30 p.m., or as soon thereafter as the matter can be heard, in the Council Chambers of City Hall, 425 North El Dorado Street, Stockton, California, as the date, time, and place when the City Council will conduct a public hearing to determine whether the public necessity, health, safety, or welfare requires the formation of an underground utility district in the Stockton downtown area bound by Miner Avenue, Aurora Street, Weber Avenue, and Sutter Street.

2. The City Council authorizes the City Clerk to publish notice of this public hearing in a newspaper of local circulation, at least ten (10) days prior to said hearing date.

3. The City Council authorizes the City Clerk to notify by mail, all affected property owners as shown on the last equalized assessment roll and utilities concerned

of the time and place of such hearing by mailing a copy of this Resolution to such property owners and utilities concerned at least (10) days prior to the date thereof as required by Stockton Municipal Code section 13.36.020.

4. The City Council approves the area proposed to be included in the District which is shown upon that certain map entitled "Downtown Underground Utility District", a copy of which is attached as Exhibit 1 and incorporated by this reference.

5. The City Manager is hereby authorized to take whatever actions are necessary and appropriate to carry out the purpose and intent of this Resolution.

PASSED, APPROVED, and ADOPTED October 17, 2017.

---

MICHAEL D. TUBBS, Mayor  
of the City of Stockton

ATTEST:

---

BRET HUNTER, CMC  
Interim City Clerk of the City of Stockton