

Resolution No.

STOCKTON CITY COUNCIL

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RESOLUTION APPROVING SETTING A PUBLIC HEARING BY THE CITY COUNCIL TO AMEND THE EXISTING 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 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; and

On November 7, 2017, Council approved Resolution No. 2017-11-07-1503 which established an underground district for the area generally bounded by Miner Avenue, Sutter Street, Weber Avenue, and Aurora Street. While coordinating the design with PG&E, a few existing poles were found to be just outside the established underground boundary. Amending the boundary previously approved by Resolution No. 2017-11-07-1503 is required so that PG&E can utilize Rule 20A funds to underground these additional poles that were not included in the previous boundary; and

Stockton Municipal Code (SMC) 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

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; and

It is recommended that an amendment be formed in the existing Underground Utility District in the Stockton downtown area bound by Miner Avenue, Sutter Street,

Weber Avenue, and the western boundary of the Union Pacific Railroad (UPRR) Corridor pursuant to SMC section 13.36.020; 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, March 5, 2019, 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 public necessity, health, safety, or welfare requires an amendment of the existing underground utility district in the Stockton downtown area. The amended district will be bound by Miner Avenue, Sutter Street, Weber Avenue, and the western boundary of the UPRR Corridor.

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 ten (10) days prior to the date thereof as required by Stockton Municipal Code section 13.36.020.

4. The City Council approves the amended 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 February 5, 2019.

MICHAEL D. TUBBS, Mayor
of the City of Stockton

ATTEST:

CHRISTIAN CLEGG, Deputy City Manager/
Interim City Clerk of the City of Stockton