

IN THE BOARD OF SUPERVISORS

County of San Luis Obispo, State of California

_____ day _____, 20__

PRESENT: Supervisors

ABSENT:

RESOLUTION NO. _____

RESOLUTION ESTABLISHING THE COUNTY OF SAN LUIS OBISPO SIGNING AUTHORITY FOR ALL ALLOCATION DISBURSEMENT AGREEMENTS WITH THE CITIES OF ARROYO GRANDE AND PISMO BEACH FOR TARIFF RULE 20A PROJECTS

The following resolution is hereby offered and read:

WHEREAS, the California Public Utilities Commission (CPUC) has established utility fund allocation credits for undergrounding of existing overhead utilities of Pacific Gas and Electric Company (PG&E) based on criteria defined under Tariff Rule 20A; and

WHEREAS, the County’s use of fund credits for the Underground Utility Districts are prioritized by the Board of Supervisors; and

WHEREAS, the Board of Supervisors seeks to implement underground utility district projects in cooperation with PG&E, and

WHEREAS, the City of Arroyo Grande and the City of Pismo Beach have requested the County’s assistance in procuring the County Tariff Rule 20A allocations necessary to complete each City’s underground utility district project; and,

WHEREAS, The City of Arroyo Grande has requested County Tariff Rule 20A allocations to be used for the completion of the third phase of the Grand Ave Underground District (between Elm and Halcyon); and.

WHEREAS, The City of Pismo Beach has requested County Tariff Rule 20A allocations to be used for the completion of the Shell Beach Rd Underground Utility District (between Cliff Ave and Terrance Ave),

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors, of the County of San Luis Obispo, State of California, as follows:

1. The Director of Public Works has the authority to execute agreements on behalf of the County with the City of Arroyo Grande and the City of Pismo Beach regarding the following subject matters:

a. The transfer of County Tariff Rule 20A allocations to the City of Arroyo Grande and the City of Pismo Beach contingent upon the following:

i. Each City agrees to pay to the County a fee equal to 5% of the total allocations requested by the City to complete the City's underground utility district project.

ii. County agrees to disburse requested allocations to the City of Arroyo Grande and the City of Pismo Beach once the 5% fee has been made

iii. Each City will remain responsible for all project management and completing the agency responsibilities listed in the General Conditions Agreements with PG&E for the length of the project.

b. The final amount of County Tariff Rule 20A allocations that can be transferred under these agreements is left to the sole discretion of the Director of Public Works and is permissible to be up to 30% over the requested amounts of \$3,000,000 and \$2,000,000 as requested by the Cities of Arroyo Grande and Pismo Beach respectively.

c. Any such agreements must be approved as to form by the Office of County Counsel.

Upon motion of Supervisor _____, seconded by Supervisor _____, and on the following roll call vote, to-wit:

AYES:

NOES:

ABSENT:

ABSTAINING:

the foregoing resolution is hereby adopted:

Chairperson of the Board of Supervisors

ATTEST:

Clerk of the Board of Supervisors

(SEAL)

APPROVED AS TO FORM AND LEGAL EFFECT:

RITA L. NEAL
County Counsel

By: [Signature]
Deputy Counsel

Dated: July 12, 2013

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STATE OF CALIFORNIA, }
County of San Luis Obispo, } ss.

I, _____, County Clerk and ex-officio Clerk of the Board of Supervisors, in and for the County of San Luis Obispo, State of California, do hereby certify the foregoing to be a full, true and correct copy of an order made by the Board of Supervisors, as the same appears spread upon their minute book.

WITNESS my hand and the seal of said Board of Supervisors, affixed this _____ day of _____, 20 _____.

(SEAL)

County Clerk and Ex-Officio Clerk of the Board
of Supervisors

By _____
Deputy Clerk.