



City Council Agenda Item

City Council Meeting Date: August 4, 2020

TO: Jim Throop, City Manager

FROM: Craig Dierling, Assistant Public Works Director/City Engineer
c_dierling@ci.lompoc.ca.us

SUBJECT: Temporary Easement Agreement with Pacific Gas and Electric Company

Recommendation:

Staff recommends the City Council:

- 1) Review the Temporary Easement Agreement (attached); and
- 2) Authorize the City Manager and the City Engineer to execute and administer the Agreement.

Background:

The Pacific Gas and Electric Company (PG&E) proposes to upgrade its poles and appurtenant infrastructure between its property located at the intersection of North Twelfth Street and Industrial Way, and the new Strauss Wind Energy Project switchyard being constructed outside of the City limit, west of State Route 1 and south of Sheffield Drive. To facilitate that upgrade, PG&E also proposes to construct, and afterward to remove, temporary poles, power lines, and appurtenant infrastructure adjacent to the permanent facilities being upgraded. A portion of the proposed temporary power lines cross over properties owned by the City outside of PG&E's existing easement across those properties.

Discussion:

Under the Temporary Easement Agreement (Agreement), the City would grant to PG&E the right to construct, maintain, operate, and remove its temporary power lines and appurtenant infrastructure from the date the Agreement is fully executed until January 1, 2021. PG&E would also be required to maintain its facilities in good condition, maintain vegetation, and repair any damages it causes. The proposed temporary easement is located adjacent to and on the north side of the permanent easement which the City granted to PG&E in 1963. Staff is not aware of any substantial negative impacts to the City that would result from the Agreement. Staff has not observed, and is not aware of any obstructions or conflicts impairing PG&E's proposed use of the temporary easement.

Fiscal Impact:

The Agreement should have no fiscal impact upon the City as it requires PG&E to perform the necessary maintenance and repairs, and also to indemnify, defend, and hold the City harmless from all losses and liability arising from the Agreement, to the extent allowed by law.

Conclusion:

The Agreement will allow PG&E to upgrade its facilities and should not negatively impact the City.

Respectfully submitted,

Craig Dierling, P.E., Assistant Public Works Director/City Engineer

APPROVED FOR SUBMITTAL TO THE CITY MANAGER:

Michael Luther, P.E., Public Works Director

APPROVED FOR SUBMITTAL TO THE CITY COUNCIL:

Jim Throop, City Manager

Attachment: Temporary Easement Agreement