



# County of El Dorado

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## Legislation Details (With Text)

**File #:** 12-1231      **Version:** 2

**Type:** Agreement      **Status:** Approved

**File created:** 9/24/2012      **In control:** Board of Supervisors

**On agenda:** 10/30/2012      **Final action:** 10/30/2012

**Title:** Department of Transportation recommending the Board authorize the Chair to sign Utility Agreement No. 285-O1311 (03-UT-2550.1LA) and Utility Agreement No. 286-O1311 (03-UT-2550.1L) with Pacific Gas and Electric Company in the total estimated amount of \$2,140,991 for the relocation of facilities for the U.S. 50/Silva Valley Parkway Interchange - Phase 1 Project (CIP No. 71328). (Cont'd 10/16/12, Item 37)

**FUNDING:** El Dorado Hills Traffic Impact Mitigation Fees - Silva Valley Interchange Set Aside Fund.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. 2A - AGMT 285-O1311 CRS 10-30-12.pdf, 2. 2B - AGMT 285-O1311 10-30-12.pdf, 3. 2C - AGMT 286-O1311 CRS 10-30-12.pdf, 4. 2D - AGMT 286-O1311 10-30-12.pdf, 5. A - Approved CRS 10-16-12\_1.pdf, 6. B - PG&E Utility Agreement 10-16-12, 7. C - Interoffice Memo for K. Kerr 12-1231.pdf

Date	Ver.	Action By	Action	Result
10/30/2012	2	Board of Supervisors	Approved	Pass
10/16/2012	1	Board of Supervisors	Continued	

Department of Transportation recommending the Board authorize the Chair to sign Utility Agreement No. 285-O1311 (03-UT-2550.1LA) and Utility Agreement No. 286-O1311 (03-UT-2550.1L) with Pacific Gas and Electric Company in the total estimated amount of \$2,140,991 for the relocation of facilities for the U.S. 50/Silva Valley Parkway Interchange - Phase 1 Project (CIP No. 71328). (Cont'd 10/16/12, Item 37)

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<b>BUDGET SUMMARY:</b>	
Total Estimated Cost.....	\$2,140,991
Budgeted.....	\$2,140,991
New Funding.....	
Savings.....	
Other.....	
Total Funding Available.....	\$2,140,991
Change To Net County Cost.....	\$0

### Fiscal Impact/Change to Net County Cost

The total construction cost associated with agreement 03-UT-2550.1LA for the relocation of Pacific

Gas & Electric (PG&E) transmission facilities is estimated to be \$853,380 and the County is 100% responsible for this cost. The total construction cost associated with agreement 03-UT-2550.1L for the relocation of PG&E distribution facilities is estimated to be \$1,767,030. The County is responsible for approximately 73% of the distribution facilities and the County share is \$1,287,611. The total County cost for both agreements (Transmission & Distribution) is estimated to be \$2,140,991.

### **Background**

On June 28, 2011, the Board certified a Supplemental Environmental Impact Report and authorized the ordering of title reports, certified appraisals, and the commencement of the acquisition process for the U.S. 50/Silva Valley Parkway Interchange - Phase 1 Project (Project). Subsequently, the Department of Transportation (Department) is working towards finalizing the Plans, Specifications and Estimate (PS&E) and acquiring right of way for the Project.

One element of the right of way activity is the relocation of existing utilities in conflict with the construction of the Project. PG&E has significant existing utilities which require relocation prior to the construction of the interchange. The Department, PG&E and the State of California Department of Transportation (Caltrans) have evaluated these conflicts and a relocation design has been prepared. The cost to relocate the facilities is based upon the existing land rights of the individual utilities. In instances where PG&E has existing easements, the cost to relocate facilities in conflict lies with the County. In instances where the facilities lie within public roadway right of way, the cost to relocate is shared 50% by the County and 50% by PG&E in accordance with Caltrans right of way requirements and its Master Agreement with PG&E.

The Project Cooperative Agreement with Caltrans requires adherence to the Caltrans Master Utility Agreement for all project right of way. The Master Agreement necessitates a 50% / 50% share of relocation costs within County right of way. This arrangement accounts for approximately \$260,000 of the \$2.14 million County share of relocation costs that would otherwise lie with PG&E. Although the cost sharing provisions of this Agreement follow the Master Agreement between Caltrans and PG&E as to distribution of utility relocation costs, this strategy was employed specifically on this Project to avoid delaying the Project and risking possible escalation of construction costs. This decision was made specific to the facts and objectives surrounding this Project and was not intended to prejudice decisions associated with utility relocation responsibilities of the parties on future projects.

The County is responsible for 100% of the actual transmission facility relocation cost, and a pro-rated 73% share of distribution facility relocation cost. The County has previously paid advance design fees to PG&E for design work on these facilities which will be credited to the County's total share of the costs. The County's total estimated cost for relocation of both PG&E transmission and distribution facilities is \$2,140,991. It needs to be noted, however, that the cost share agreement is based upon actual costs, and should the actual construction costs differ from the provided estimate, the County's ultimate cost will differ from the estimated amount.

### **Reason for Recommendation**

Relocation of the conflicting PG&E utilities is required for the construction of the Project.

### **Action(s) to be taken following Board approval**

1. The Chair will sign two originals of Utility Agreement No. 285-O1311 and Utility Agreement No. 286-O1311.

2. The Acting Clerk of the Board will forward one fully executed original of each Agreement to the Department for further processing.

**Contact**

Kim Kerr, Interim Director  
Department of Transportation

**Concurrences**

Pending