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RESOLUTION NO. 20.067

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
LAGUNA BEACH, CALIFORNIA ESTABLISHING BLUEBIRD
CANYON DRIVE UNDERGROUND UTILITY DISTRICT NO. 2020-
2 PURSUANT TO CALIFORNIA PUBLIC UTILITIES
COMMISSION RULE 20A AND CHAPTER 21.24 OF THE LAGUNA
BEACH MUNICIPAL CODE**

WHEREAS, a Public Hearing was called for and noticed by the City Council to be conducted at a virtual meeting of the City Council via the Zoom platform on Tuesday, September 22, 2020 at the hour of 5:00 p.m., to ascertain whether the public necessity, health, safety or welfare requires the removal of existing poles, overhead wires, and facilities for supplying electric, communication, or associated services and placing them underground, within the portion of the road right-of-way on Bluebird Canyon Drive between approximately the intersection of Cress Street to approximately 130 feet past the intersection with Saling Way as identified in Exhibit "A" of the attached report titled "Engineer's Report for Proposed Bluebird Canyon Drive Underground Utility District No. 2020-2" ("Engineer's Report"); and

WHEREAS, it has been recommended that such an underground utility district, hereafter called "District," be formed with regard to the portion of the road right-of-way on Bluebird Canyon Drive between approximately the intersection of Cress Street to approximately 130 feet past the intersection with Saling Way, and adjacent cross streets, as identified in Exhibit "A" of the Engineer's Report; and

WHEREAS, a virtual Public Hearing of the City Council was duly and regularly held on September 22, 2020 via the Zoom platform, and all interested and affected persons were given an opportunity to be heard.

NOW, THEREFORE, BE IT RESOLVED by the CITY COUNCIL OF THE CITY OF LAGUNA BEACH as follows:

1. The City Council hereby finds that the public necessity, health, safety, and/or welfare requires the removal of existing poles, overhead wires, and facilities for supplying

1 electric, telephone, cable communication, and associated services and placing them
2 underground within the District as identified in Exhibit "A" of the Engineer's Report.

- 3 2. The City Council hereby authorizes Underground Utility District funds to be used as
4 provided pursuant to California Public Utilities Commission Rule 20A.
- 5 3. The City Council hereby authorizes Street Lighting Funds to be used for the design and
6 construction of the City owned streetlight system within the district.
- 7 4. The City Council hereby declares the above-referenced property, as shown on the map
8 attached to the Engineer's Report as Exhibit "A," to be designated as Bluebird Canyon
9 Drive Underground Utility District No. 2020-2.
- 10 5. The City Council hereby orders that the above-referenced facilities be removed and
11 installed underground.
- 12 6. The City Council hereby orders that each utility which undertakes underground
13 installation of its facilities shall use the underground conversion allocation, computed
14 pursuant to decisions of the Public Utilities Commission of the State of California, for
15 the purpose of providing to each property premises in the District currently receiving
16 services from the systems to be undergrounded, for the installation of no more than one
17 hundred (100) feet of each customer's underground electric service lateral required by
18 the undergrounding and the conversion of a customer's meter panel to accept
19 underground service required by the undergrounding. After installation, each
20 property owner in the District shall be responsible for the maintenance of the conduit
21 and termination box located on, under, or within any structure on the premises served.
- 22 7. The City Council hereby orders that all of the above-referenced removal and
23 underground installation of utilities shall be accomplished by the end of February 2024.
- 24 8. The City Council hereby directs the City Clerk to provide notice of this Resolution to
25 all affected utilities and all affected persons owning real property within ten (10) days
26 after the date of its adoption. The City Clerk shall further notify said property owners
27 that the utilities will contract to provide all necessary facility changes on their premises
28 for all properties currently receiving service from the overhead utilities to be placed

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underground. The property owners/tenants shall cooperate with the utility contractor for the timely completion of the work. Such notification by the City Clerk shall be made by mailing a copy of this Resolution and a copy of Laguna Beach Municipal Code Chapter 21.24 to affected property owners as such as are shown on the last equalized assessment roll and to the affected utilities.

9. The establishment of the District is exempt from further review under the California Environmental Quality Act pursuant to Section 15302(d) of the State CEQA Guidelines.

APPROVED AND ADOPTED this 22nd day of September 2020.



Bob Whalen, Mayor

ATTEST:



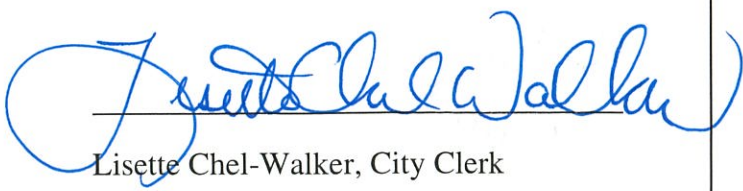
Lisette Chel-Walker, City Clerk

I, LISETTE CHEL-WALKER, City Clerk of the City of Laguna Beach, California, do hereby certify that the foregoing Resolution No. 20.067 was duly adopted by the City Council of said City at a regular meeting thereof held on September 22, 2020, by the following vote:

AYES: COUNCILMEMBERS: Blake, Iseman, Kempf, Dicterow, Whalen

NOES: COUNCILMEMBERS: None

ABSENT: COUNCILMEMBERS: None



Lisette Chel-Walker, City Clerk