

RESOLUTION NO. RES-2024-039

RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING A GRANT OF EASEMENT TO PACIFIC GAS & ELECTRIC (PG&E) OVER A PORTION OF RINCON RIDGE PARK IN CONNECTION WITH THE FIRE DAMAGED ROADWAY LANDSCAPING PROJECT AND AUTHORIZE THE DIRECTOR OF TRANSPORTATION AND PUBLIC WORKS TO EXECUTE THE EASEMENT DEED AND ANY OTHER NECESSARY DOCUMENTS

WHEREAS, the destruction caused by the Tubbs Fire in October 2017 resulted in extensive damage to City-owned irrigation facilities and landscaping in the Coffey Park and Fountaingrove neighborhoods; and

WHEREAS, following damage assessments, Staff determined nearly 5 miles of roadway irrigation systems and landscaping needed replacement; and

WHEREAS, on November 5, 2019, City Council, by resolution, approved a Professional Services Agreement with Callander Associates Landscape Architecture, Inc. to provide landscape architectural design services for the Fire Damaged Roadway Landscaping Project (“Project”); and

WHEREAS, on February 22, 2022, City Council, by resolution: 1) approved the PG&E Settlement fund projects; 2) appropriated PG&E Settlement funds to the respective project accounts; and 3) delegated authority to the Assistant City Manager to shift funds between the approved projects as needed to cover actual costs; and

WHEREAS, on March 15, 2022, City Council, by resolution: (1) awarded Contract No. C02300, Fire Damaged Roadway Landscaping, in the amount of \$6,009,025.20 to the lowest responsible bidder, Bortolussi & Watkin, Inc. of San Rafael, California; 2) approved a 10% contract contingency for a total not-to-exceed contract amount of \$6,609,927.72; and 3) appropriated \$5,850,000.00 from the General Fund reserves for the Project, and increased General Fund federal and state grant revenue by a total of \$5,850,000.00; and

WHEREAS, when Rincon Ridge Park located in Fountaingrove at 3960 Park Gardens Drive and 3950 Fountaingrove Parkway, Santa Rosa, CA, 95404, APNs 173-480-058 and 173-480-059 (collectively, the “Property”) was built in the 1990s, a PG&E transformer was installed on the Property; and

WHEREAS, in order to provide enough power to run the newly installed irrigation systems, maintain the landscaping replaced as part of the Project, and as a cost-saving measure, PG&E will be installing additional infrastructure including an electric meter for a distribution line next to the existing infrastructure at the Property; and

WHEREAS, as part of the construction of the Project, a new utility easement will need to be granted to PG&E prior to the completion of any field work for the new infrastructure; and

WHEREAS, Staff and PG&E have worked together to identify the proposed location of the utility easement adjacent to the area of the Property where the existing infrastructure is already located.

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Santa Rosa approves the grant of an easement in a form to be approved by the City Attorney (“Easement Deed”), over the area of the Property attached to this resolution as Exhibit A and made a part of herein.

BE IT FURTHER RESOLVED that the Council authorizes the Director of Transportation and Public Works to execute the Easement Deed, and any additional and other documents necessary to accomplish these actions, in connection with the Fire Damaged Roadway Landscaping Project.

IN COUNCIL DULY PASSED this 9th day of April, 2024.

AYES: (7) Mayor N. Rogers, Vice Mayor Stapp, Council Members Alvarez, Fleming, MacDonald, Okrepkie, C. Rogers

NOES: (0)

ABSENT: (0)

ABSTAIN/RECUSE: (0)

ATTEST: _____ APPROVED: _____
City Clerk Mayor

APPROVED AS TO FORM: _____
City Attorney

Exhibit A- Legal Description and Depiction -Easement Area