



RESOLUTION No. 16-507

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

RESOLUTION APPROVING AN AGREEMENT BETWEEN THE COUNTY OF NEVADA AND PACIFIC GAS AND ELECTRIC (PG&E) FOR TREE REMOVAL ASSISTANCE AND AMENDING THE FISCAL YEAR 2016/17 ROAD MAINTENANCE BUDGET (4/5 AFFIRMATIVE VOTE REQUIRED)

WHEREAS, Pacific Gas and Electric Company (PG&E) has submitted an encroachment permit with Nevada County to remove trees in the public right of way that could potentially affect gas transmission pipeline safety; and

WHEREAS, an in-depth tree-by-tree review identified a maximum of 603 trees within the public right of way that could affect pipeline safety; and

WHEREAS, PG&E will provide the County with an in-lieu payment of \$100 per franchise tree, for a total maximum payment of \$60,300 to offset impacts for each tree removed for safety reasons; and

WHEREAS, the County – through the Department of Public Works – and PG&E will account for each tree removed, and at the end of the project PG&E will remit full payment to the County; and

WHEREAS, the County will then utilize funds from the tree removal to provide additional tree removal services in the County right of way to provide fire safe clearing of dead or diseased trees; and

WHEREAS, a budget amendment is included for consideration to complete this project.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Nevada County Board of Supervisors:

1. Approves the Agreement between PG&E and the County of Nevada for Tree Removal Assistance and authorizes the Chair of the Board of Supervisors to execute the Agreement.
2. Directs the Auditor-Controller to amend the Road Maintenance Fiscal Year 2016/17 budget as follows:

Increase:	1114-30107-703-1000	458010	\$60,300
	1114-30107-703-1000	521120	\$60,300

PASSED AND ADOPTED by the Board of Supervisors of the County of Nevada at a special meeting of said Board, held on the 25th day of October, 2016, by the following vote of said Board:

Ayes: Supervisors Nathan H. Beason, Edward Scofield, Dan Miller, Hank Weston and Richard Anderson.

Noes: None.

Absent: None.

Abstain: None.

ATTEST:

JULIE PATTERSON HUNTER
Clerk of the Board of Supervisors

By: 


Dan Miller, Chair

10/27/2016 cc: DPW(1)
AC*
PG&E

Pacific Gas and Electric (PG&E) Tree Removal Assistance Agreement

This agreement is effective from the date, by and between Pacific Gas and Electric (hereinafter "PG&E") and the County of Nevada (hereinafter "County") is made with reference to the following facts:

RECITALS

- A) County of Nevada, through the Department of Public Works, issues encroachment permits for contractors to work within Nevada County rights-of-way.
- B) PG&E will be required to obtain an encroachment permit from County for work to remove nuisance trees within County rights-of way along PG&E pipeline routes.
- C) In addition to fees directly related to the encroachment permit, PG&E has offered the Department of Public Works a supplemental fee, up to \$100 per tree removed, to compensate the County for any inconvenience the work causes.

Now, therefore, the Parties agree as follows:

- 1) The aforementioned recitals are incorporated herein by this reference.
- 2) PG&E agrees to pay the County an amount of \$100 per tree removed as part of project work under Encroachment Permit #9590.
- 3) PG&E will account for each tree removed and at the end of the project remit to County full payment.
- 4) County will utilize funds from PG&E to provide its own tree removal in County rights-of-way to provide fire safe clearing of dead or diseased trees.

PACIFIC GAS AND ELECTRIC COMPANY,
a California Corporation

COUNTY OF NEVADA
A Political Subdivision of the State of
California

By: 
10/18/16

By: 

Print: Brandon Sanders

Print: Dan Miller

Its: Public Affairs Rep.

Its: Chair