

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE: (A) AUTHORIZING THE CITY MANAGER OR THEIR DESIGNEE TO NEGOTIATE AND EXECUTE A FRANCHISE AGREEMENT BETWEEN THE CITY OF SAN JOSE AND LS POWER GRID CALIFORNIA, LLC FOR THE PURPOSE OF TRANSMITTING ELECTRIC SERVICE IN THE CITY’S PUBLIC RIGHTS-OF-WAY; (B) SET A PUBLIC HEARING FOR OCTOBER 21, 2025, AT 1:30 P.M., TO HEAR ANY OBJECTIONS TO THE GRANTING OF THE FRANCHISE; AND (C) DIRECT THE CITY CLERK TO PUBLISH THE NOTICE OF THE PUBLIC HEARING

WHEREAS, under Article XIII of the San José City Charter, the City of San José (“City”) Council is empowered to grant a franchise by ordinance to any person for the purpose of furnishing the City or its inhabitants with water, light, heat, and gas, etc., or any other public utility or service using or proposing to use any public street, way, alley or place in the City; and

WHEREAS, Chapter 15.32 of the San José Municipal Code sets forth the City’s exclusive procedures applicable to the granting of gas and electric franchises by the City including the procedure by which the City may grant a franchise to construct or use poles, wires, conduits, and appurtenances for transmitting and distributing electricity; and

WHEREAS, LS Power Grid California, LLC has been selected by the California Independent System Operator to develop, construct, and own two (2) high-voltage direct current transmission line projects—the Power Santa Clara Valley Project (also known as the Metcalf – San José B High-Voltage Direct Current Project) and the Power South Bay Project—which are intended to improve electric reliability in the South Bay and integrate more renewable energy into the grid; and

WHEREAS, infrastructure upgrades are essential for ensuring a reliable and sufficient electricity supply for the City and the greater Bay Area, especially as the City transitions toward renewable energy sources and aims to meet its goals under Climate Smart San José and other environmental and resiliency policies; and

WHEREAS, this action will enable the City Council to conduct a public hearing to consider objections to the City's intent to grant a franchise to LS Power Grid California, LLC for the installation and construction of electric interconnection and transmission facilities and appurtenances within the City's public rights-of-way on Monterey Road from the existing Pacific Gas & Electric San Jose B Substation to the existing PG&E Metcalf Substation and on Los Esteros Road from Zanker Road to Gold Street;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE THAT:

- A. The City Council hereby authorizes the City Manager, or their designee, to negotiate and execute a franchise agreement between the City of San José and LS Power Grid California, LLC for the purpose of transmitting electric service in the City's public rights-of-way in accordance with the provisions and conditions set forth in the staff memoranda (File No. 25-1030).
- B. NOTICE IS HEREBY GIVEN that October 21, 2025, at the hour of 1:30 p.m. or as soon thereafter as the matter may be heard, in the City Council Chambers of the City of San José, 200 East Santa Clara Street, San José, California, is fixed as the time and place for a public hearing to hear any objections to the granting of the franchise.
- C. The City Clerk is hereby directed to give notice of the above-mentioned public hearing pursuant to Chapter 15.32 of the San José Municipal Code, by publication.

ADOPTED this _____ day of _____, 2025, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

MATT MAHAN
Mayor

ATTEST:

TONI J. TABER, MMC
City Clerk