



June 4, 2020

CITY OF SAN JOSE
PUBLIC WORKS % TONY TABER
200 E SANTA CLARA ST , 6TH FLOOR
SAN JOSE , CA 95113

RE: Contract ID: 1250034: DELMAS RULE 20B

Dear CITY OF SAN JOSE ,

Enclosed are gas and/or electric agreements for your project located at:

DELMAS / PARK STREETS, SAN JOSE, 95110

This letter summarizes the agreements for this project.

	Non-Refundable Payment	Refundable Option*	50% Discount Option*
Electric Overhead to Underground Conversion (20B)	\$457,907.79	\$0.00	\$0.00
Less Credit (Engineering Advance, etc.)	\$0.00	\$0.00	\$0.00
TOTAL **	\$457,907.79	\$0.00	\$0.00
TOTAL PAYMENT DUE	\$457,907.79	OR	\$457,907.79

* Only applies to Rule 15 Refundable Amounts. Amount shown is less credit for associated Applicant work.

** The Income Tax Component of Contribution (ITCC) is included in the above charges when applicable.

Changes to the agreement, either to any of the terms or to the amount owing, are not permitted, and any change or interlineations voids the agreement. The payment of any amount less than the full amount shown will be deposited by PG&E, but PG&E will not begin any work on this contract until the amount is paid in full. The contract shall be deemed effective the date a fully executed copy is received by PG&E. Please allow 60 days from PG&E's receipt of the Agreement for construction to commence.

If the agreement is not returned to PG&E within 90 days of the date of this letter, the proposed agreement is canceled and PG&E may need to re-estimate the job.

PG&E is committed to providing timely and efficient service and we look forward to continuing to work with you on this and future projects.

Should you have any questions regarding these contracts, please contact your project manager BRENDA CARRETERO at 408-463-7602 or B1C9@pge.com.

To complete your contract ONLINE

- Follow the instructions provided with your electronic contract
- Submit payment at pge.com/contractpayments

Sincerely,

Danny Miller
Danny Miller
Service Planning Supervisor

To complete your contract BY MAIL

- Make checks payable to: PGE or Pacific Gas and Electric
- Complete, sign and retain one copy of the agreement for your records
- Complete, sign and return one copy of the agreement with your payment to:
PG&E CFM/PPC DEPARTMENT
PO BOX 997340
Sacramento, CA 95899-7340

DRAFT--Contact the Office of the City Clerk at (408) 535-1260 or CityClerk@sanjoseca.gov for final document.



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Ref: Contract ID: 1250034: DELMAS / PARK STREETS, SAN JOSE, 95110



**Pacific Gas and Electric Company
Agreement to Perform
Tariff Schedule Related Work**

DISTRIBUTION:
 APPLICANT (Original)
 DIVISION (Original)
 ACCTG. SVCS.

REFERENCES:
 Notification # 103129808
 Contract # 1250034
 R20-PM # 30660922

CITY OF SAN JOSE, A Government Agency (Applicant) has requested PACIFIC GAS AND ELECTRIC COMPANY, a California corporation (PG&E), to perform the tariff schedule related work as located and described in paragraph 3 herein. PG&E agrees to perform the requested work and furnish all necessary labor, equipment, materials and related facilities required therefor, subject to the following conditions:

1. Whenever part or all of the requested work is to be furnished or performed upon property other than that of Applicant, Applicant shall first procure from such owners all necessary rights-of-way and/or permits in a form satisfactory to PG&E and without cost to it.
2. Applicant shall indemnify and hold harmless PG&E, its officers, agents and employees, against all loss, damage, expense and liability resulting from injury to or death of any person, including but not limited to, employees of PG&E, Applicant or any third party, or for the loss, destruction or damage to property, including, but not limited to property of PG&E, Applicant or any third party, arising out of or in any way connected with the performance of this agreement, however caused, except to the extent caused by the active negligence or willful misconduct of PG&E, its officers, agents and employees. Applicant will, on PG&E's request, defend any suit asserting a claim covered by this indemnity. Applicant will pay all costs that may be incurred by PG&E in enforcing this indemnity, including reasonable attorneys' fees.
3. The location and requested work are described as follows: (Describe in detail the materials and facilities to be furnished and/or work to be performed by PG&E. If more space is required, use other side and attach any necessary drawings as Exhibits A, B, C, etc):

LOCATION: DELMAS / PARK STREETS, SAN JOSE, 95110

DESCRIPTION OF WORK: Rule 20B - Underground existing overhead electric facilities

Engineering & Administrative Costs		\$196,345.31
Value of Applicant Design Work	(+)	\$0.00
Cost of Additional Applicant Design Plan Checks	(+)	\$0.00
Value of 20B Underground System	(+)	\$140,641.34
Tie-In of 20B by PG&E	(+)	\$144,093.40
PG&E Land Rights Costs	(+)	\$26,614.18
Inspection Fees	(+)	\$103,509.91
Value of 20B Trench & Excavation	(+)	\$636,128.94
Value of 20B Conduits & Substructures	(+)	\$137,924.39
Rule 20B Trench Permits Obtained by PG&E	(+)	\$0.00
less Cost of Equivalent Overhead System	(-)	\$157,193.67
SUB TOTAL	(=)	\$1,228,063.80
plus ITCC @ 0%	(+)	\$0.00
less 20B Underground System Installed by Applicant	(-)	\$2,785.96
less 20B Trench & Excavation Provided by Applicant	(-)	\$635,927.07
less 20B Conduits & Substructures Installed by Applicant	(-)	\$131,442.98
less Value of Applicant Design Work	(-)	\$0.00
Electric Rule 20B Cash Payment	(=)	\$457,907.79

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4. Applicant shall pay to PG&E, promptly upon demand by PG&E, as the complete contract price hereunder, the sum of Four Hundred Fifty-Seven Thousand Nine Hundred Seven Dollars And Seventy-Nine Cents (\$457,907.79)

Upon completion of requested work, ownership shall vest in: PG&E Applicant

Executed this _____ day of _____

CITY OF SAN JOSE, A Government Agency

PACIFIC GAS & ELECTRIC COMPANY

Applicant

By: _____

By: Danny Miller

TONI TABER
Print/Type/Name

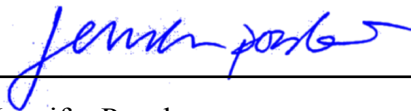
Danny Miller

Title: _____

Title: **Service Planning Supervisor**

Mailing Address: 200 E SANTA CLARA ST , 6TH FLOOR
SAN JOSE CA 95113

Approved as to form



Jennifer Pousho,
Sr. Deputy City Attorney

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