

## **REQUEST FOR BOARD ACTION**

### **HENDERSON COUNTY BOARD OF COMMISSIONERS**

**MEETING DATE:** June 3, 2019

**SUBJECT:** Contract Agreement with Duke Energy to Add Lighting at Tuxedo Park

**PRESENTER:** Carleen Dixon, Parks & Recreation

**ATTACHMENTS:** 1) Duke Energy Contract

#### **SUMMARY OF REQUEST:**

Staff has worked with Duke Energy to develop a lighting plan for the Tuxedo Park. The contract with Duke Energy to implement the plan is attached, and Staff requests the Board approve the contract as presented.

#### **BOARD ACTION REQUESTED:**

The Board is requested to authorize the contract with Duke Energy.

#### **Suggested Motion:**

*I move that the Henderson County Board of Commissioners authorize the Duke Energy Contract to install lighting at Tuxedo Park.*



**Basic Luminaires :**

Description	Existing Pole			New Pole w/OH			New Pole w/UG		
	Rate	#Units	Monthly Charge	Rate	#Units	Monthly Charge	Rate	#Units	Monthly Charge
130W,15000 Lumens ,LED,Floodlight	\$18.24	1	\$18.24	\$25.84	1	\$25.84	\$30.38	0	\$0.00

<b>Additional One Time Payment Total Amount:</b>	\$0.00
<b>One Time Payment Tax:</b>	\$0.00
<b>Additional Monthly Payment Total Amount:</b>	\$0.00
<b>Total Cost (Initial Term plus One Time Payment Charges)</b>	\$1,586.88
<b>Are any old facilities to be removed ?</b>	No



Electric Service Installation Provisions

WO# 31687291 (Internal Use Only)

HENDERSON COUNTY

I, \_\_\_\_\_, have requested that Duke Energy install above ground or underground electric service conductors at my home/business located at : 1299 OLD HWY 25 ZIRCONIA. In making this request, I agree to the following checked provisions:

- 1. X While Duke Energy is responsible for locating publicly owned underground utility lines...
2. X Once I have physically marked the privately-owned underground objects...
3. X I assume full responsibility for any damage to privately-owned underground objects...
4. X Duke Energy or its contractor will assume responsibility for performing said installation...
5. X I understand the specific route of the proposed above ground or underground conductors...
6. X In the course of installing underground lines and equipment in areas with landscape trees...
7. X Equipment tracks and ground disturbance will result from the use of equipment necessary...
8. X Duke Energy or its contractor will not be responsible for providing non-standard erosion control measures...
9. X I understand that I am responsible for complying with any state or federal requirements related to stormwater discharge...
10. X I may be required to pay a contribution in aid of construction if rock or other adverse conditions are encountered.

Examples of Charges

Table with 2 columns: Description of charges (e.g., Trench Rock, Non-blast, Place clean sand/clay backfill) and Unit Cost (e.g., \$ 41.73 per cubic foot, \$ 3.04 per linear foot).

- 11. To meet National Electric Safety Codes, work site grading, and landscaping must be \_\_\_ at final grade or \_\_\_ within 6 inches of final grade...
12. X I understand that I may be responsible for any additional costs incurred by Duke due to Duke's inability to perform work on schedule...
13. I have requested that Duke Energy install underground facilities on the property listed above. In making this request, I agree to be the single point of contact...
14. I have provided Duke Energy with the correct load information to size the electrical facilities required by this request for service.
15. X I assume full responsibility to determine if any lighting ordinances or restrictions that would prohibit the installation of the service requested.
16. X I agree to allow Duke Energy or its contractor to drive vehicles/equipment on my concrete drive or walkway and I will not hold Duke Energy or its contractor responsible for damage to my concrete drive or walkway.
17. X Duke Energy or its contractor will not be responsible for providing remediation or environmental control measures for preexisting environmental hazards...
18. X These provisions have been explained to me and I have received a copy of this document.

Owner/Customer Signature: Betty Applebee 828 698 2087
Duke Energy Representative: \_\_\_\_\_ Phone Number: \_\_\_\_\_ Fax Number: \_\_\_\_\_

Date: 2/18/19
Date: \_\_\_\_\_



## CUSTOMER RESPONSIBILITY CHECKLIST ADDENDUM Options for Managing Rock Encountered

As a customer/developer requesting Duke Energy (Duke) to install underground electrical facilities, I understand that the Duke Energy Line Extension Plan on file with the Public Utility Commission (copy available upon request) provides:

- that Duke shall have unimpeded access to install underground electrical facilities and
- that the requester shall pay for actual additional costs to the Duke caused by any above or below ground obstacles, including rock, terrain, presence of other utility lines, etc., that may be encountered

As the customer/developer of 1299 OLD HWY 25, ZIRCONIA NC I have reviewed the options below and have indicated the option that I prefer for my project by initialing in the space provided and signing the bottom of this form.

Option #1:

Duke's contractor will remove any rock encountered while installing underground electrical facilities and Duke will bill me at established rates as shown on the Customer Responsibility Checklist for rock removal and/or providing/placing clean backfill material as needed.

Option #2:

If any rock is encountered by Duke's contractor while installing underground electrical facilities, I will expect to be contacted at that time and be given the option of whether to have the rock removed by myself or to allow Duke's contractor to continue work and bill me at the established rates as shown on the Customer Responsibility Checklist. I understand and I agree to pay for any crew standby or job pull-off time involved while I'm being contacted for a decision and/or having the rock removed

Option #3:

Based on prior knowledge of rock conditions in my area/development, I agree to excavate any rock along the proposed electrical cable route prior to Duke's contractor commencing work on the project.

- I understand that Duke will provide me with a cable route layout for my use in determining where I will need to pre-prepare the cable route. In order for Duke to provide this layout, I understand that I must provide all required site plans and information for Duke's facilities design to the Duke representative at a minimum of 4 weeks prior.
- Where rock is excavated, I am responsible for backfilling the ditch with clean, backfill and compacting the ditch line to a degree that Duke's contractor may trench back through the route for normal cable installation without the trench walls collapsing.
- I understand that if my backfill does not meet Duke's requirements for proper cushioning of the cable, I may be charged for providing/placing clean backfill at established rates as shown on the Customer Responsibility Checklist.
- I understand that if my lack of compaction causes Duke's contractor to spend extra time in trenching, I may be charged for the extra costs incurred above what normal trenching would have cost.
- I understand that in choosing this option, I am taking full responsibility for an unimpeded cable route for Duke. Should rock be encountered by Duke's contractor, they will remove the necessary rock and bill me at the established rates as shown on the Customer Responsibility Checklist for rock removal and/or providing/placing clean backfill material as needed

X	
Customer/Developer	Date
<i>Beth A. Davis</i>	2/18/19
Duke Energy Representative	Date
828-698-2087	
Phone Number	

PLEASE INITIAL BESIDE THE OPTION YOU SELECT ABOVE, SIGN AND DATE