

CLERK'S OFFICE

APPROVED

Date: 10-20-98

Submitted by: Chair of the Assembly  
at the Request of the Mayor  
Prepared by: Department of Law  
For reading: October 20, 1998

ANCHORAGE, ALASKA  
AR NO. 98-341

A RESOLUTION OF THE ANCHORAGE MUNICIPAL ASSEMBLY ACCEPTING THE HIGHEST RESPONSIVE BID FROM A RESPONSIBLE BIDDER AS THE SUCCESSFUL BID FOR THE PURCHASE OF ANCHORAGE TELEPHONE UTILITY (ATU) PURSUANT TO THE ANCHORAGE MUNICIPAL CHARTER, AO NO. 98-44 (S-2), AR NO. 98-83, AR NO. 98-129 (S-1, AS AMENDED), AND THE VOTERS' AUTHORIZATION TO SELL ATU ON APRIL 21, 1998

WHEREAS, the Municipal Assembly adopted AO No. 98-44(S-2) whereby a proposition authorizing the sale of the Anchorage Telephone Utility (ATU) was put on the ballot of the Municipal Election of April 21, 1998; and

WHEREAS, the Municipality of Anchorage was authorized to sell ATU by a 62.41% affirmative vote of the qualified voters of the Municipality on April 21, 1998, thereby fulfilling the requirements of Section 16.02 of the Anchorage Municipal Charter for the sale of a municipal utility; and

WHEREAS, pursuant to AR No. 98-83, a structured process to sell ATU was pursued and accomplished; and

WHEREAS, the Municipal Purchasing Department has selected the highest responsive bid from a responsible bidder in an amount equal to or exceeding ATU's fair market value; and

WHEREAS, the Municipality is in receipt of the opinion of Edgar Dunn & Company validating the bidding process and indicating that the process yielded a fair market value for ATU.

NOW, THEREFORE, the Anchorage Municipal Assembly resolves:

Section 1: That the selection of the \$295,000,000 bid of Alaska Communications Systems, Inc. as the highest responsive bid from a responsible bidder in an amount equal to or exceeding ATU's fair market value for the sale of ATU is accepted.

Section 2: That this resolution is effective upon passage and approval.

PASSED AND APPROVED by the Anchorage Municipal Assembly this 20<sup>th</sup> day of October, 1998.

  
Chairman of the Assembly

ATTEST:

  
Municipal Clerk