CLERK'S OFFICE
APPROVED
Date: 1-14-03

Submitted by:

Chair of the Assembly at the Request of the Mayor

Prepared by:

Project Management & Engineering Department

For Reading.

January 14, 2003

ANCHORAGE, ALASKA AR NO. 2003-21

A RESOLUTION AUTHORIZING THE MUNICIPALITY TO GRANT A TWENTY-FOOT-WIDE ELECTRICAL SYSTEM EASEMENT TO CHUGACH ELECTRIC ASSOCIATION, INC., ACROSS A PORTION OF KINCAID PARK LOCATED WITHIN SECTION 5, T12N, R4W, S.M., ALASKA, TAX #010-411-16

WHEREAS, the Department of Transportation, Federal Aviation Administration (FAA) has requested that Chugach Electric Association, Inc. (CEA) provide underground electrical service to the Air Navigation/Communications site located within Kincaid Park; and

WHEREAS, CEA requires a twenty-foot-wide (20') electrical easement within a portion of Kincaid Park for the purpose of installing the underground electrical service to the FAA site; and

WHEREAS, according to the FAA, the integrity of the Navigation/Communications site is absolutely essential; and

WHEREAS, the Parks and Recreation Commission recommended approval of the twenty-foot-wide (20') electrical easement at its meeting on December 12, 2002; and

WHEREAS, CEA shall be subject to applicable terms and conditions of prior easements granted to the FAA and CEA pertaining to this project with regard to preserving and protecting activities, features, and other attributes and values of the parkland; and,

WHEREAS, CEA shall minimize any aboveground equipment that interfere with the use of the parkland; and

WHEREAS, wherever it is necessary to install aboveground equipment, CEA shall provide appropriate landscaping (including landscaping plan) and shall take appropriate steps to effectively screen such equipment from other park users, in particular where equipment would otherwise be visible from Kincaid Park Road and other park roadways and trails; and

WHEREAS, alignment of the easement may be adjusted, subject to MOA Parks and Recreation staff approval to accommodate placement of said equipment; and

A CONTRACTOR OF THE PROPERTY O

WHEREAS, CEA shall coordinate construction and related site work, including landscaping and other site restoration with FAA and Parks and Recreation staff; and

WHEREAS, the proposed use of the easement would not have a visual impact on the long-term appearance of Kincaid Park; and

WHEREAS, the subject easement is found to be of no substantial value to the Municipality; now therefore,

THE ANCHORAGE ASSEMBLY RESOLVES:

<u>Section 1.</u> That the Administration is authorized to grant the requested electrical system easement to CEA in the following location:

A strip of land Twenty Feet (20') in width, located within Section Five (5), Township Twelve North (T12N), Range Four West (R4W), Seward Meridian, Alaska, Anchorage Recording District, State of Alaska, the centerline of said strip being more particularly described as follows:

Commencing at the northwest corner of the Southwest Quarter (SW ¼) of said Section Five (5); thence along the west section line of said Section Five (5) S 00° 08′ 01″ W 661.61 Feet to the N-S 1/64 corner of said Section Five (5); thence along the 1/64 line in said Southwest Quarter (SW¼) of said Section Five (5), S 89° 41′ 46″ E 782.73 Feet to the POINT OF BEGINNING; thence S 18° 24′ 20″ E 25.56 Feet; thence S 36° 50′ 02″ E 85.03 Feet; thence S 29° 35′ 32″ E 31.95 Feet; thence S 58° 24′ 37″ E 21.19 Feet; thence S 33° 46′ 02″ E 87.76 Feet; thence S 05° 48′ 59″ E 81.83 Feet; thence S 12° 30′ 39″ W 52.05 Feet; thence S 30° 12′ 01″ W 62.17 Feet; thence S 34° 31′ 10″ W 358.38 Feet; thence S 71° 39′ 37″ W 68.92 Feet; thence S 65° 14′ 12″ W 23.49 Feet; thence S 77° 23′ 20″ W 55.15 Feet; thence S 62° 07′ 13″ W 130.23 Feet; thence N 05° 49′ 29″ W 10.93 Feet; thence N 41° 52′ 21″ W 116.60 Feet; thence N 07° 29′ 11″ W 82.27 Feet; thence N 04° 15′ 43″ W 101.62 Feet; thence N 28° 26′ 53″ W 129.86 Feet; thence N 09° 24′ 05″ E 36.32 Feet to the end of said description. Containing 31,226.20 square feet more or less.

Section 2. That this resolution shall take effect immediately upon passage and approval.

PASSED AND APPROVED by the Anchorage Municipal Assembly this 14th day of anwary, 2003.

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ATTEST

Municipal Clerk



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MUNICIPALITY OF ANCHORAGE

ASSEMBLY MEMORANDUM

No. AM $/\frac{38}{2003}$

Meeting Date: January 14, 1003

FROM: Mayor

Assembly Resolution Authorizing the Municipality to Grant an Electrical SUBJECT:

Easement Located within Section 5, T12N, R4W, S.M., Alaska, Kincaid

Park, Tax #010-411-16, to Chugach Electric Association, Inc.

The Department of Transportation, Federal Aviation Administration (FAA) requests that Chugach Electric Association, Inc. (CEA), provide underground electrical service to its Air Navigation/Communications site, which is located within Kincaid Park. This request will require CEA to install three-phase underground primary cable in conduit within Kincaid The cable will be placed in existing conduit previously installed by an FAA contractor within the twenty-foot-wide easement area. The requested easement is part of the electrical service that CEA states would provide a loop tie to the electrical facilities within the park and to the FAA site. The loop configuration would enhance reliability of electrical service to the park and would benefit the park and park users.

As part of the utility installation, CEA proposes to install certain equipment in aboveground cabinets, as well as two pull pads for access to the electrical cables. A proposed switch cabinet and a junction box would be located near the access road to the park's archery area. MOA Parks and Recreation staff believe that the design and location of the aboveground equipment will minimize its obtrusiveness, and that landscaping will help screen the equipment.

The Parks and Recreation Commission recommended approval of the easement at its meeting on December 12, 2002. The subject easement is identified on the attached easement document (Exhibit A) and map detail (Exhibit B).

THE ADMINISTRATION RECOMMENDS APPROVAL OF AR NO. 2003-21 AUTHORIZING THE MUNICIPALITY TO GRANT A TWENTY-FOOT-WIDE (20') ELECTRICAL SYSTEM EASEMENT TO CHUGACH ELECTRIC ASSOCIATION, INC., WITHIN KINCAID PARK, SECTION 5, T12N, R4W, S.M., ALASKA.

Prepared by: Howard C. Holtan, Director, Project Management & Engineering Department

Concur: Craig E. Campbell, Executive Director, Office of Planning, Development & Public Works

Concur: Harry J. Kieling, Jr., Municipal Manager Respectfully Submitted: George P. Wuerch, Mayor

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After Recording Return to: Chugach Electric Association, Inc. P.O. Box 196300 Anchorage, AK 99519-6650 1204-5B & C G-2020-2120 E0112042 010-411-16 CEA-01-02

CHUGACH ELECTRIC ASSOCIATION, INC.

Underground, Overhead and Surface Facilities Electric System Easement

The MUNICIPALITY OF ANCHORAGE, an Alaska municipal corporation, whose mailing address is P.O. Box 196650, Anchorage, Alaska 99519-6650, hereinafter referred to as GRANTOR, for a good and valuable consideration, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell, convey, set-over and deliver to CHUGACH ELECTRIC ASSOCIATION, INC., an Alaska non-profit electric cooperative, whose mailing address is P.O. Box 196300, Anchorage, Alaska 99519-6300, hereinafter referred to as GRANTEE, and to its successors, assigns, licensees and permittees, an easement and right of way through, over, in, under and across the lands of GRANTOR, situated in the Anchorage Recording District, Third Judicial District, State of Alaska, and more particularly described as follows:

A strip of land Twenty Feet (20') in width, located within Section Five (5), Township Twelve North (T12N), Range Four West (R4W), Seward Meridian, Alaska, Anchorage Recording District, State of Alaska, the centerline of said strip being more particularly described as follows:

Commencing at the northwest corner of the Southwest Quarter (SW ½) of said Section Five (5); thence along the west section line of said Section Five (5) S 00° 08' 01" W 661.61 Feet to the N-S 1/64 comer of said Section Five (5); thence along the 1/64 line in said Southwest Quarter (SW½) of said Section Five (5), S 89" 41' 46" E 782.73 Feet to the POINT OF BEGINNING; thence S 18" 24' 20" E 25.56 Feet; thence S 36" 50' 02" E 85.03 Feet; thence S 29" 35' 32" E 31.95 Feet; thence S 58" 24' 37" E 21.19 Feet; thence S 33" 46' 02" E 87.76 Feet; thence S 05" 48' 59" E 81.83 Feet; thence S 12" 30' 39" W 52.05 Feet; thence S 30" 12' 01" W 62.17 Feet; thence S 34" 31' 10" W 358.38 Feet; thence S 71" 39' 37" W 68.92 Feet; thence S 65" 14' 12" W 23.49 Feet; thence S 72" 23' 20" W 55.15 Feet; thence S 62" 07' 13" W 130.23 Feet; thence N 05" 49' 29" W 10.93 Feet; thence N 41" 52' 21" W 116.60 Feet; thence N 07" 29' 11" W 82.27 Feet; thence N 04" 15' 43" W 101.62 Feet; thence N 28" 26' 53" W 129.86 Feet; thence N 09" 24' 05" E 36.32 Feet to the end of said description. Containing 31,226.20 square feet more or less.

To erect, construct, reconstruct, and install, and to continue to operate, maintain, repair, alter, inspect, replace, improve, and relocate, and to remove such electric transmission and distribution lines, and their related facilities, including foundations, footings, pilings, guys, anchors, crossarms and other attachments and equipment, and their related facilities, through, over, in, under and across the aforesaid premises as may from time to time be necessary or desirable for the use, occupation, and enjoyment of such right-of-way, including the right of ingress and egress to said premises, and the right to excavate, remove soils or fill on said premises, and the right to cut and keep clear of all trees, shrubbery, under-growth and other obstructions on said premises as may be reasonably required for the construction, reconstruction, relocation, installation, operation and maintenance of such facilities.

After Recording Return to: Chugach Electric Association, Inc. P.O. Box 196300 Anchorage, AK 99519-6650 1204-58 & C G-2020-2120 E0112042 010-411-16 CEA-01-02

TO HAVE AND TO HOLD the same to GRANTEE, its successors, assigns, licensees and permittees, forever, subject to any existing easements and any existing facilities. The parties hereto agree to make reasonable accommodations to resolve conflicts in the location of facilities if any such conflicts arise.

GRANTOR agrees that all poles, wire, conductors and other facilities, including any main service entrance equipment, which may be installed on the above-described premises by or for GRANTEE or its successors, assigns, licensees and permittees, shall remain the property of GRANTEE, or the property of such successors, assigns, licensees or permittees, as the case may be, and removable at its or their option.

GRANTOR covenants that it will not interfere with the lateral support of the right-ofway and will not excavate or fill in any portion of the above-described easement without written approval of GRANTEE.

GRANTOR reserves the right to permit the use by others of this easement area provided that such use does not damage GRANTEE'S facilities, is compatible with and does not interfere with the rights or operations of GRANTEE, its successors, assigns and permittees, and said use is in compliance with GRANTEE'S Electrical Facility Clearance Requirements.

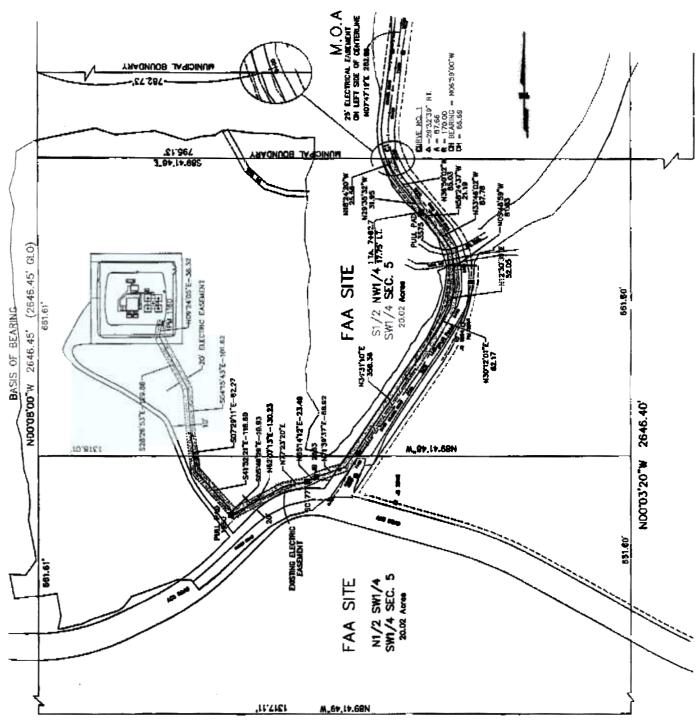
GRANTEE shall indemnify, defend and hold GRANTOR harmless from any and all liability or loss arising from the exercise by GRANTEE, or GRANTEE'S contractors, of any of the rights granted herein.

GRANTOR covenants that it is the owner of the above-described premises, and that the said premises are free and clear of encumbrances and liens of whatsoever character, except those of record.

except those of record.	,
in WITNESS WHEREOF these presents to be executed by day of, 20	, GRANTOR has set its hand and seal, or has caused its duly authorized representative or agent, on this03.
GRANTOR: MUNICIPALITY OF	ANCHORAGE
BY: ITS:	
STATE OF ALASKA) } ss.
THIRD JUDICIAL DISTRICT	33.
	nt was acknowledged before me this day of 2003 by the Municipality of Anchorage, on behalf of the corporation.
	Notary Public in and for Alaska My Commission Expires:

G: Pm&a\S\\ROW\UTILITIES\C E A\2002\Idncald Park CEA-01-02\Undergrd Ohead Elec Exmint.doc

12/12/2002

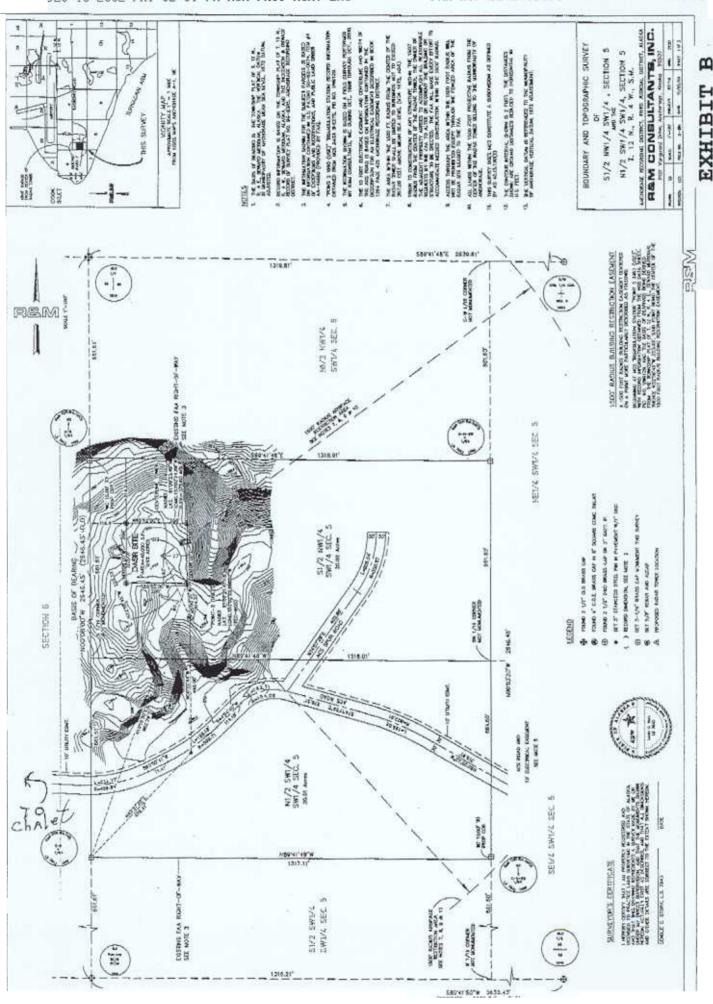




Chugach Electric Association, Inc. 5601 Minnesota Drive - P.O. Box 196300 Anchorage, Alaska 99519-6300 W.O. E0112042

TSALA & KINCAID PARK - ASR 11-F.A.A.
30 U.G EXTENSION AND LOOPTIR
DIGITAL AIRPORT SURVEILLANCE RADAR
GRIDS: 2020 & 2120 MAPS: 1204-58 & 5C
T12N, R4W, SEC5

EXHIBIT B
PAGE 1 OF 2







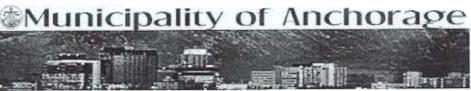


Portal Design Subscriptions for cabanh Workflow in Queue for cabanh

Content Manager New Check In

AR_AllOther Go

Checked Out Content Content Checked Out By User Work In Progress **Active Workflows**



Information Technology Department

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Work Flow History Report

AR2003-20

Workflow History

Workflow Name	Action Date	Action	<u>User</u>	Security Group	Content ID	F
AllOtherARWorkflow	12/19/02 1:14 PM	Checkin	schuringmj	Public	000488	
AllOtherARWorkflow	12/19/02 1:30 PM	Reject	holtanhc	Public	000488	C
AllOtherARWorkflow	12/19/02 1:34 PM	Checkin	schuringmj	Public	000488	(
PME_SubWorkflow	12/19/02 1:44 PM	Approve	holtanhc	Public	000488	
PDPW_SubWorkflow	12/20/02 9:59 AM	Approve	campbelice	Public	000488	C
MuniManager_SubWorkflow	12/30/02 5:15 PM	Approve	poseyjm	Public	000488	
MuniMgrCoord_SubWorkflow	1/6/03 1:56 PM	Approve	bealejl	Public	000488	

RESOLUTIONS FOR ACTION - OTHER

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